

MARYANNE MORSE
CLERK OF CIRCUIT COURT

621166

SEMINOLE COUNTY, FL
RECORDED & VERIFIED

2000 NOV 30 AM 9:35

SEMINOLE CO., FL

3963 1561

For Recording Purposes Only

THIS INSTRUMENT PREPARED BY
AND SHOULD BE RETURNED TO:

Paul E. Rosenthal, Esq.
FOLEY & LARDNER
111 North Orange Avenue, Suite 1800
Post Office Box 2193
Orlando, FL 32802-2193
(407) 423-7656

Parcel Id. No.'s:

SECOND AMENDMENT
TO
DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS
FOR THE COVE

THIS SECOND AMENDMENT TO DECLARATION OF COVENANTS,
CONDITIONS AND RESTRICTIONS FOR THE COVE (this "Second Amendment") is
entered into this 18th day of August, 2000, by REMARK DEVELOPMENT, INC., a
Florida corporation (hereinafter "Developer").

WITNESSETH

WHEREAS, Developer has previously executed that certain Declaration of
Covenants, Conditions and Restrictions for The Cove dated September 22, 1999 and
recorded on October 21, 1999 in Official Records Book 3743, Page 1779 of the Public
Records of Seminole County, Florida as amended by that certain First Amendment to
Declaration of Covenants, Conditions and Restrictions for The Cove dated February 11, 2000
and recorded on February 23, 2000 in Official Records Book 3805, Page 1147 of the Public
Records of Seminole County, Florida (the "Declaration"); and

WHEREAS, the Declaration permits the Developer, in its sole and absolute
discretion, to add and subject all or any part of the Additional Land to the terms and
conditions of the Declaration as the Developer deems appropriate, without the consent of
members; and

WHEREAS, the Developer wishes to exercise its right to annex the Additional Land
to the Property, to make such Additional Land subject to the terms, conditions and
restrictions of the Declaration, as more particularly described therein and to amend the
Declaration as herein described.

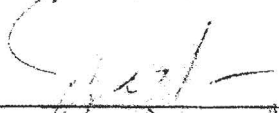
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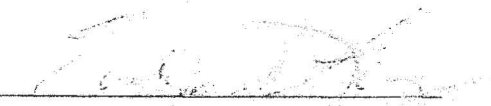
NOW, THEREFORE, in consideration of the premises and pursuant to the provisions of Section 1 of Article VI and Section 4 of Article XVII of the Declaration, the Developer hereby amends the Declaration as follows:

1. The above recitals are true and correct and are incorporated herein by reference.
2. The Additional Land, as more particularly described on Exhibit "A" attached hereto and by this reference made a part hereof, is hereby annexed to and made a part of the Property, and is hereby made fully subject to the terms, conditions and restrictions set forth in the Declaration as if said Additional Land had been originally included in the Declaration.
3. The Additional Land hereby added to the Property has been platted by the Developer, and will be known as The Cove Phase 2. The Additional Land described in Exhibit "A" hereto describes one and the same land as described in Exhibit "C" to the Declaration.
4. All capitalized words and phrases used herein shall be as defined in the Declaration unless otherwise indicated.
5. Except as expressly set forth herein, the Declaration remains unchanged and in full force and effect.

IN WITNESS WHEREOF, the Developer has caused this Second Amendment to be executed as of the day and year first above written.

Signed, sealed and delivered
in the presence of:


Name: Dwayne R. Hammer


Name: Dwayne R. Hammer

DEVELOPER
REMARK DEVELOPMENT, INC.,
a Florida corporation

By: 
Stuart Kramer, President

(CORPORATE SEAL)

Address:
3100 Clay Avenue, Suite 275
Orlando, Florida 32804

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SEMINOLE CO., FL

STATE OF FLORIDA

COUNTY OF ORANGE

The foregoing instrument was acknowledged before me this 18th day of August, 2000, by Stuart Kramer as the President of REMARK DEVELOPMENT, INC., a Florida corporation, on behalf of the corporation, and he is personally known to me.

(NOTARIAL SEAL)



Evelyn J. Levy

Print Name: EVELYN J. LEVY

My commission expires: SEP 20, 2003

Commission #: CC872090

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SEMINOLE CO., FL
JOINDER, CONSENT AND SUBORDINATION

The undersigned hereby certifies that **COLONIAL BANK** is the holder of a mortgage, lien or other encumbrance upon the property described in **Exhibit "A"** to the foregoing Second Amendment to the Declaration of Covenants, Conditions and Restrictions for The Cove and that the undersigned hereby joins in and consents to the foregoing Second Amendment to the Declaration of Covenants, Conditions and Restrictions for The Cove and agrees that its Real Estate Mortgage, Assignment of Rents, and Security Agreement bearing the date of March 16, 1999, and recorded on March 18, 1999 in Official Records Book 3612, Page 0458, Public Records of Seminole County, Florida, shall be subordinate to the foregoing instrument.

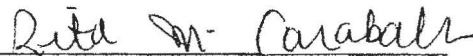
IN WITNESS WHEREOF, the undersigned has caused this Joinder, Consent and Subordination to be executed in its name by its proper officer thereunto duly authorized as of the 14th day of August, 2000.

Signed, sealed and delivered
in the presence of:

COLONIAL BANK


Name: DOREEN LONDONO

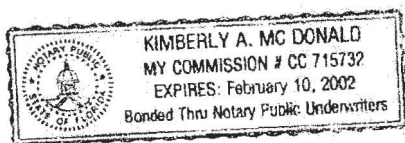
By: John B. Burke
Name: JOHN BURKE

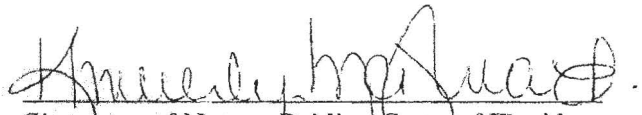

Name: RITA CARABALLO

Title: SR. VICE PRESIDENT

STATE OF FLORIDA)
COUNTY OF ORANGE)

The foregoing instrument was acknowledged before me this 14 day of August, 2000, by JOHN BURKE, as the SENIOR VICE PRESIDENT of **COLONIAL BANK**, on behalf of the corporation, and [] he is personally known to me or [] produced PERSONALLY KNOWN as identification.




Signature of Notary Public - State of Florida
KIMBERLY MCDONALD
Print, Type, or Stamp
Commissioned Name of Notary Public

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SEMINOLE CO., FL

EXHIBIT "A"

All Lots and Tract A located within the Plat of The Cove Phase 2, as recorded in Plat Book 58 Pages 73 through 78, Public Records of Seminole County, Florida.