PREPARED BY AND TO BE RETURNED TO: Jin Liu CARLTON FIELDS JORDEN BURT, P.A. 4221 W. Boy Scout Boulevard Tampa, Florida 33607 (813) 223-7000 DOC# 20150341130 B: 10945 P: 4472 07/02/2015 12:27:01 PM Page 1 of 3 Rec Fee: \$27.00 Martha O. Haynie, Comptroller Orange County, FL PU - Ret To: CARLTON FIELDS PA



THIRD AMENDMENT TO DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS OF RESERVE AT SAWGRASS

This Third Amendment to the Declaration of Covenants, Conditions and Restrictions of Reserve at Sawgrass (this "Amendment") is made and executed this 30¹ day of June, 2015, by **BEAZER HOMES CORP.**, a Tennessee Corporation ("**Developer**"), with an office at 2600 Maitland Center Parkway, Suite 262, Maitland, Florida 32751.

Recitals

- (A) Beazer Homes Corp. is the Developer under that certain Declaration of Covenants, Conditions and Restrictions of Reserve at Sawgrass recorded on November 25, 2013, in Official Records Book 10668, Page 6145 of the public records of Orange County, Florida, as amended by that certain Amendment to Declaration of Covenants, Conditions and Restrictions of Reserve at Sawgrass recorded on April 28, 2014, in Official Records Book 10736, Page 5775, and First Supplemental Declaration to Declaration of Covenants, Conditions and Restrictions of Reserve at Sawgrass recorded May 29, 2014 in Official Records Book 10750, Page 7698, and First Amendment to the Declaration of Covenants, Conditions, Easements and Restrictions of Reserve at Sawgrass recorded August 29, 2014 in Official Records Book 10797, Page 9329, and Second Supplemental Declaration to Declaration of Covenants, Conditions and Restrictions of Reserve at Sawgrass recorded October 9, 2014 in Official Records Book 10817, Page 2647, all of the public records of Orange County, Florida (collectively, the "Declaration").
- (B) Pursuant to Section 15.ii of the Declaration, "Developer, prior to Turnover, . . . specifically reserves the right to amend this Declaration, without the consent or joinder of any party, in order to comply with the requirements of the Department of Housing and Urban Development, Veteran's Administration, the District, Federal National Mortgage Association, the County, or any other governmental agency."
 - (C) Turnover as defined in the Declaration has not occurred.
- (D) Developer desires to reserve the right to give to a Builder the benefit of certain reserved rights of the Developer under Section 8.xi of the Declaration.

NOW, THEREFORE, the Developer hereby agrees and covenants as follows:

1. <u>Recitals</u>. The above recitals of facts are true and correct and, by this reference, are made a part of the operative terms of this Amendment.

- 2. **Definitions.** Capitalized terms used but not defined herein shall have the same meanings in the Declaration.
- 3. <u>Amendment of Section 8.xi.</u> Section 8.xi is hereby of the Declaration is hereby amended by the addition of the following at the end thereof:

"The Developer may extend certain of the reserved rights contained in this Section to any Builder pursuant to the terms and conditions of a written agreement."

- 4. <u>Conflict</u>. In the event of a conflict between this Amendment and the Declaration, this Amendment will control.
- 5. <u>Ratification</u>. The Declaration, as amended by this Amendment, remains in full force and effect according to the terms thereof and hereof.
- 6. <u>Effective Date.</u> This Amendment is effective upon the date it is recorded in the public records of Orange County, Florida.

IN WITNESS WHEREOF, Developer has executed this instrument as of the date first written above.

BEAZER HOMES CORP.,

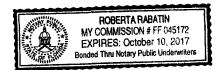
as identification.

Name: WWW	a Tennessee corporation
Print Name: Dallas Austin	By: Name: Nick J. Gargasz
	Title: Vice President - Southeast Region
Name: South Rabatia	(Corporate Seal)
STATE OF FLORIDA	
COUNTY OF ORANGE	
Nick J. Gargasz, Vice President - Southeast Reg	edged before me this day of June, 2015, by gion, of BEAZER HOMES CORP. , a Tennessee is personally known to me or has produced

WITNESSES:

My Commission Expires: 10-10-17

(AFFIX NOTARY SEAL)



Name: Roberta Rabatin

(Legibly Printed) Notary Public, State of Florida

FF045172

(Commission Number, if any)