

2. There is added to Article I – Definitions a new sub-paragraph 16 as follows:

“16. “Nine Eagles” means Nine Eagles Unit One – Section 1 recorded in Plat Book 47, Pages 13-1 through 13-7, inclusive of the Public Records of Hillsborough County, Florida.”

3. Article II, General Development Plan is amended to add a new Section 5 as follows:

“5. Nine Eagles Vacated Rights of Way. Those portions of land lying within the previous rights of Kiwi Drive, Green Heron Way, King Fisher Way, Morning Dove Drive, Skylark Drive, Grouse Circle and Red Bird Drive, as shown on the plat of Nine Eagles Unit One – Section 1 and as conveyed by Deeds recorded in Official Records Book 11993, Page 1, 6, 11, 14, 17, 20 and 23 as well as portions of a strip of land conveyed by Deed recorded in Official Records Book 5388, Page 896, both of the Public Records of Hillsborough County, Florida may be sold with adjoining lots in said plat of Nine Eagles Unit One – Section 1.”

4. Article III, Section 3, Covenants is amended to add the following sentence:

“CWD, Inc. and Larson Communities No. 3, Inc., a Florida corporation are exempt from the provisions of this section with respect to the Lots in Nine Eagles”.

5. Article V, Section 2, Developer’s Rights is amended to add the following sentence:

“Developer hereby waives any rights under this Section as they pertain to CWD, Inc. and Larson Communities No. 3, Inc.”

6. Article VIII, Architectural Control is amended to add a new Section 13 as follows:

“13. Exemption of CWD, Inc. and Larson Communities No. 3, Inc. CWD, Inc. and Larson Communities No. 3, Inc. shall be exempt from the provision of this Article as to Nine Eagles and shall not be required at any time to obtain ACC approval for any construction or changes in construction which CWD, Inc. or Larson Communities No. 3, Inc. may elect to make.”

7. Article IX, Section 9, Easements is amended to add the following sentence:

“Each lot owner in Nine Eagles Unit One – Section I shall have a non-exclusive perpetual easement in and to the rights of way and other common areas in Nine Eagles which shall be appurtenant to and shall pass with a title to every lot in Nine Eagles Unit One – Section 1.”

8. Article IX, Easements is amended to add a new Section 10 as follows:

“10. Reduction of Easement Area in Nine Eagles. The easements for ingress and egress over Kiwi Drive, Green Heron Way, Kingfisher Way, Morning Dove Drive, Skylark

Drive, Gouse Drive and Red Bird Drive, which benefit other members of the Eagles Master Association, Inc. by including portions of said right-of-way as recorded in Official Records Book 11993, Pages 1, 6, 11, 14, 17, 20 and 23 will not be the same dimensions as shown on the plat of Nine Eagles Unit One – Section 1.”

IN WITNESS WHEREOF, this Amendment to Amended and Restated Declaration of Covenants, Restrictions and Easement for The Eagles has been signed by the Developer on the day and year first above set forth. The Developer has caused these presents to be executed in its name by its proper officer thereunto duly authorized.

WITNESSES:

THE EAGLES, LTD., a Florida limited partnership

Peter Mulin
Witness #1 Name
Print Name: PETER MULIN

By: *William Lambos*
William Lambos, General Partner

Jeffrey C. Larson
Witness #2 Name:
Print Name: JEFFREY C. LARSON

STATE OF FLORIDA
COUNTY OF HILLSBOROUGH

I hereby certify that on this day before me personally appeared William Lambos, a General Partner of THE EAGLES, LTD, a Florida limited partnership, who is personally known to me or who has produced _____ as identification.

Witness my hand and official seal in the County and State aforesaid this 10 day of APRIL, 2003.

Karen Reynolds
Notary Public
My commission expires: (SEAL)
3-20-06



EXHIBIT "A"

A PARCEL OF LAND LYING IN SECTION 30, TOWNSHIP 27 SOUTH, RANGE 17 EAST, HILLSBOROUGH COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGIN AT THE SOUTHEAST CORNER OF LOT 45, PRESTWICK AT THE EAGLES, TRACT 1, AS RECORDED IN PLAT BOOK 65, PAGE 18, PUBLIC RECORDS OF SAID HILLSBOROUGH COUNTY, SAID POINT BEING ON THE WESTERLY BOUNDARY OF NINE EAGLES DRIVE BEING THE ARC OF A CURVE; THENCE ALONG THE WESTERLY LINE OF NINE EAGLES DRIVE AND THE ARC OF SAID CURVE, CONCAVE NORTHEASTERLY, HAVING FOR ITS ELEMENTS A RADIUS OF 576.00 FEET, A CENTRAL ANGLE OF 14 15'02", AN ARC LENGTH OF 133.31 FEET, A CHORD BEARING OF S25 36'45"E, AND A CHORD DISTANCE OF 132.97 FEET TO A POINT OF REVERSE CURVE; THENCE CONTINUE ALONG SAID WESTERLY LINE ON THE ARC OF SAID CURVE, CONCAVE SOUTHWESTERLY, HAVING FOR ITS ELEMENTS A RADIUS OF 510.32 FEET, A CENTRAL ANGLE OF 14 10'11", AN ARC LENGTH OF 126.21 FEET, A CHORD BEARING OF S25 39'10"E, AND A CHORD DISTANCE OF 125.89 FEET, TO A POINT OF INTERSECTION WITH A NON-TANGENT LINE, THENCE DEPARTING SAID WESTERLY LINE, S30 57'44"W, A DISTANCE OF 564.68 FEET, THENCE S11 12'43"W, A DISTANCE OF 252.83 FEET; THENCE S01 31'23"W, A DISTANCE OF 302.90 FEET; THENCE S19 47'10"W, A DISTANCE OF 229.93 FEET; THENCE S38 56'44"E, A DISTANCE OF 56.94 FEET TO THE WESTERLY LINE OF SAID NINE EAGLES DRIVE; THENCE S46 19'54"W, ALONG SAID WESTERLY LINE, A DISTANCE OF 170.45 FEET TO A POINT OF CURVE; THENCE ALONG THE ARC OF SAID CURVE, CONCAVE SOUTHEASTERLY, HAVING FOR ITS ELEMENTS A RADIUS OF 411.00 FEET, A CENTRAL ANGLE OF 00 53'21", AN ARC LENGTH OF 6.38 FEET, A CHORD BEARING OF S45 53'13"W, AND A CHORD DISTANCE OF 6.38 FEET, TO A POINT ON THE EASTERLY BOUNDARY LINE OF LOT 39, BLOCK "B", NINE EAGLES UNIT ONE, SECTION 1, AS SHOWN ON A MAP OR PLAT THEREOF FOUND ON RECORD IN PLAT BOOK 47 AT PAGE 13 OF THE PUBLIC RECORDS OF HILLSBOROUGH COUNTY, FLORIDA, THENCE DEPARTING SAID WESTERLY LINE OF NINE EAGLES DRIVE AND RUNNING WITH SAID EASTERLY BOUNDARY LINE, N11 55'36"E, A DISTANCE OF 86.74 FEET TO THE SOUTHERLY LINE OF A PARCEL OF LAND DESCRIBED IN O.R. BOOK 4068, PAGE 22, PUBLIC RECORDS OF SAID HILLSBOROUGH COUNTY; THENCE N82 42'15"W, ALONG SAID SOUTHERLY LINE, A DISTANCE OF 103.77 FEET; THENCE S84 58'11"W, A DISTANCE OF 277.08 FEET; THENCE N71 42'15"W, A DISTANCE OF 295.39 FEET; THENCE S62 17'45"W, A DISTANCE OF 324.15 FEET; THENCE N80 42'15"W, A DISTANCE OF 200.00 FEET; THENCE N40 42'15"W, A DISTANCE OF 325.00 FEET; THENCE N36 17'45"E, A DISTANCE OF 150.00 FEET; THENCE N14 42'15"W, A DISTANCE OF 450.00 FEET; THENCE N18 17'45"E, A DISTANCE OF 294.87 FEET TO THE SOUTHWESTERLY CORNER OF A PARCEL OF LAND DESCRIBED IN O.R. BOOK 5388, PAGE 896, PUBLIC RECORDS OF SAID HILLSBOROUGH COUNTY, THENCE ALONG THE SOUTHERLY AND EASTERLY LINES OF SAID PARCEL BY THE FOLLOWING EIGHT (8) COURSES: 1 - S71 42'15"E, A DISTANCE OF 20.00 FEET; 2 - THENCE N18 17'45"E, A DISTANCE OF 341.44 FEET; 3 - THENCE N16 42'15"W, A DISTANCE OF 311.23 FEET; 4 - THENCE N57 17'45"E, A DISTANCE OF 130.31 FEET; 5 - THENCE N83 17'45"E, A DISTANCE OF 449.34 FEET; 6 - THENCE N60 54'55"E, A DISTANCE OF 1022.33 FEET; 7 - THENCE N89 41'58"E, A DISTANCE OF 218.63 FEET; 8 - THENCE N00 18'02"W, A DISTANCE OF 20.00 FEET TO THE SOUTHWEST CORNER OF LOT 30, BLOCK Q, NINE EAGLES UNIT ONE - SECTION 1, AS RECORDED IN PLAT BOOK 47, PAGE 13, PUBLIC RECORDS OF SAID HILLSBOROUGH COUNTY; THENCE N89 41'58"E, ALONG THE SOUTHERLY LINE OF SAID LOT 30, A DISTANCE OF 76.24 FEET TO THE BEGINNING OF A CURVE; THENCE ALONG THE ARC OF SAID CURVE, CONCAVE NORTHERLY, HAVING FOR ITS ELEMENTS A RADIUS OF 840.00 FEET, A CENTRAL ANGLE OF 02 47'19", AN ARC LENGTH OF 40.88 FEET, A CHORD BEARING OF N88 18'18"E, AND A CHORD DISTANCE OF 40.88 FEET, TO A POINT ON THE WESTERLY LINE OF SAID NINE EAGLES DRIVE; THENCE ALONG SAID WESTERLY LINE AND THE ARC OF A CURVE, CONCAVE WESTERLY, HAVING FOR ITS ELEMENTS A RADIUS OF 464.00 FEET, A CENTRAL ANGLE OF 33 52'19", AN ARC LENGTH OF 274.31 FEET, A CHORD BEARING OF S17 04'35"W, AND A CHORD DISTANCE OF 270.33 FEET TO A POINT OF REVERSE CURVE; THENCE CONTINUE ALONG THE ARC OF SAID CURVE, CONCAVE SOUTHEASTERLY, HAVING FOR ITS ELEMENTS A RADIUS OF 536.00 FEET, A CENTRAL ANGLE OF 16 52'20", AN ARC LENGTH OF 157.84 FEET, A CHORD BEARING OF S25 34'34"W, AND A CHORD DISTANCE OF 157.27 FEET, TO THE NORTHEAST CORNER OF LOT 1 OF SAID PRESTWICK AT THE EAGLES, TRACT 1; THENCE ALONG THE OUTER BOUNDARY OF SAID PRESTWICK AT THE EAGLES, TRACT 1, BY THE FOLLOWING TWENTY TWO (22) COURSES: 1 - N42 14'46"W, A DISTANCE OF 84.58 FEET; 2 - THENCE S63 49'23"W, A DISTANCE OF 533.83 FEET; 3 - THENCE S59 47'16"W, A DISTANCE OF 549.08 FEET; 4 - THENCE S33 33'24"W, A DISTANCE OF 470.76 FEET; 5 - THENCE S20 31'29"W, A DISTANCE OF 329.29 FEET; 6 - THENCE S03 31'21"W, A DISTANCE OF 128.55 FEET; 7 - THENCE S20 41'46"E, A DISTANCE OF 140.81 FEET; 8 - THENCE S44 14'26"E, A DISTANCE OF 133.55 FEET; 9 - THENCE S68 28'37"E, A DISTANCE OF 132.58 FEET; 10 - THENCE S84 11'32"E, A DISTANCE OF 568.40 FEET; 11 - THENCE N38 20'04"E, A DISTANCE OF 224.96 FEET; 12 - THENCE N07 36'49"W, A DISTANCE OF 304.86 FEET; 13 - THENCE N05 15'53"E, A DISTANCE OF 93.39 FEET; 14 - THENCE N33 16'44"E, A DISTANCE OF 92.20 FEET; 15 - THENCE N14 33'11"E, A DISTANCE OF 131.87 FEET; 16 - THENCE N05 20'35"W, A DISTANCE OF 134.41 FEET; 17 - THENCE N22 52'16"W, A DISTANCE OF 127.50 FEET; 18 - THENCE N12 52'13"E, A DISTANCE OF 84.80 FEET; 19 - THENCE N65 22'38"E, A DISTANCE OF 90.90 FEET; 20 - THENCE N72 15'52"E, A DISTANCE OF 92.18 FEET; 21 - THENCE S86 10'17"E, A DISTANCE OF 61.65 FEET; 22 - THENCE N59 00'42"E, A DISTANCE OF 216.88 FEET, TO THE POINT OF BEGINNING.

CONTAINING 42.947 ACRES, MORE OR LESS.

