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Angela Tompkins, Paralegal  
Greenspoon Marder, P.A.  
5150 North Tamiami Trail, Suite 502  
Naples, Florida 34103

**This Instrument Prepared by:**

Mark F. Grant, Esq.  
Greenspoon Marder, P.A.  
200 East Broward Boulevard  
15th Floor  
Fort Lauderdale, FL 33301

Cross Reference:

Declaration: OR Book 4149, Page 3797

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**AMENDMENT TO  
SUPPLEMENTAL DECLARATION OF COVENANTS,  
CONDITIONS AND RESTRICTIONS FOR SANDOVAL@-PHASE 3B  
VAREO NEIGHBORHOOD (BLOCK 9020),  
LAMBAY NEIGHBORHOOD (BLOCK 9025)  
MALAITA NEIGHBORHOOD (BLOCK 9026),  
MALAITA NEIGHBORHOOD (BLOCK 9030, LOTS 1-13), and  
CAYES NEIGHBORHOOD (BLOCK 9030, LOTS 14-50)**

THIS AMENDMENT TO SUPPLEMENTAL DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS FOR SANDOVAL@-PHASE 3B VAREO NEIGHBORHOOD (BLOCK 9020), LAMBAY NEIGHBORHOOD (BLOCK 9025), MALAITA NEIGHBORHOOD (BLOCK 9026), MALAITA NEIGHBORHOOD (BLOCK 9030, LOTS 1-13) AND CAYES NEIGHBORHOOD (BLOCK 9030, LOTS 14-50) ("Amended Supplemental Declaration") is made this 23 day of January, 2018, by **TAYLOR MORRISON OF FLORIDA, INC.**, a Florida corporation ("Declarant").

**WITNESSETH:**

**WHEREAS**, on December 17, 2003, Cape Coral Development Associates, LLC, a Florida limited liability company ("CCDA") filed that certain DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS FOR SANDOVAL@ COMMUNITY, recorded in Official Records Book 4149, Page 3797, *et seq.*, of the Public Records of Lee County, Florida, as amended and/or supplemented (the "Declaration"); and

**WHEREAS**, CCDA assigned any and all rights held by it, as the original declarant under the Declaration, to Declarant by virtue of that certain ASSIGNMENT OF DECLARANT RIGHTS dated December 29, 2011, and recorded January 9, 2012, as Instrument # 2012000005445, of the Public Records of Lee County, Florida (the "Assignment"); and

**WHEREAS**, pursuant to the terms of Section 9.3 of the Declaration, Declarant may unilaterally impose additional covenants and easements on any portion of the Properties by recording a Supplemental Declaration describing such property to be encumbered and the additional or modified covenants and easements governing such areas; and

**WHEREAS**, that certain PLAT OF SANDOVAL®-PHASE 3B was recorded in Instrument Number 2015000012065 (the "Original Plat"); and

**WHEREAS**, that certain SUPPLEMENTAL DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS FOR SANDOVAL®-PHASE 3B VAREO NEIGHBORHOOD (BLOCK 9020), LAMBAY NEIGHBORHOOD (BLOCK 9025), MALAITA NEIGHBORHOOD (BLOCK 9026), MALAITA NEIGHBORHOOD (BLOCK 9030, LOTS 1-13) AND CAYES NEIGHBORHOOD (BLOCK 9030, LOTS 14-53) was recorded on June 16, 2015 as Official Records Instrument #2015000130185, of the Public Records of Lee County, Florida (the "Original Supplemental Declaration"); and

**WHEREAS**, the Original Plat and Original Supplemental Declaration designates Lots 14-53 of Block 9030 as the "Cayes Neighborhood" and Tract "R-20B" as "Cayes Circle"; and

**WHEREAS**, that certain PLAT OF SANDOVAL® PHASE 3B, PART 4B (a replat of a portion of Block 9030 and all of Tract "R-20B" of Sandoval® Phase 3B as recorded in Instrument Number 2015000012065 of the Public Records of Lee County, Florida), was recorded as Official Records Instrument #2017000198269, of the Public Records of Lee County, Florida (the "Replat"); and

**WHEREAS**, the Replat designates Lots 14-50 of Block 9030 as the "Cayes Neighborhood" (Lots 51-53 have been removed) and depicts the revised legal description for Lots 14-50 of Block 9030 and for Tract "R-20B"; and

**WHEREAS**, Declarant is desirous of amending the legal description described on Exhibit A to the Original Supplemental Declaration to reflect the revised legal description described on the Replat for Lots 14-50 of Block 9030 and for all of Tract "R-20B"; and

**WHEREAS**, Declarant is the owner of the real property described in **Exhibit "B"** attached hereto (the "Revised Property").

**NOW, THEREFORE**, Declarant hereby amends the Original Supplemental Declaration as follows:

1. The above recitals are true and correct and are incorporated herein by reference.
2. Unless otherwise defined herein, each term defined in the Declaration and used herein shall have its meaning as defined in the Declaration.
3. The Original Supplemental Declaration is hereby amended to include the legal description for the Revised Property attached hereto as **Exhibit "B"** and incorporated herein by

reference

4. This Amended Supplemental Declaration shall become effective upon recording amongst the Public Records of Lee County, Florida.

5. Except as modified hereby, the Declaration shall remain in full force and effect in accordance with the terms thereof.

IN WITNESS WHEREOF, this Supplemental Declaration has been signed by Declarant on the date set forth below.

DECLARANT:

TAYLOR MORRISON OF FLORIDA, INC.,  
a Florida corporation

Becky Hopkins  
Signature  
Print Name Becky Hopkins

By: TJ Squitieri  
Tony J. Squitieri, Authorized Agent  
Vice President

Briana Riti  
Signature  
Print Name Briana Riti

STATE OF FLORIDA     )  
  ) SS  
COUNTY OF ~~LEE~~     )  
                                  Sarasota

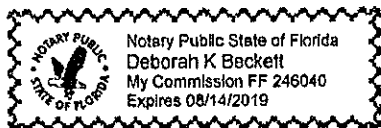
I HEREBY CERTIFY that on this day, before me, an officer duly authorized in the State aforesaid and in the County aforesaid to take acknowledgments, the foregoing instrument was acknowledged before me by Tony J. Squitieri, as ~~Authorized Agent~~ <sup>Vice President</sup> of TAYLOR MORRISON OF FLORIDA, INC., a Florida corporation, freely and voluntarily under authority duly vested in him by said corporation, who is personally known to me.

WITNESS my hand and official seal in the County and State last aforesaid this 23 day of January, 2018.

Deborah K. Beckett  
Notary Public, State of Florida at Large

My Commission Expires:

Typed, Printed or Stamped Name of Notary Public



**EXHIBIT "B"**

**PROPERTY DESCRIPTION**

ALL PROPERTY SHOWN ON THAT CERTAIN PLAT OF SANDOVAL@-PHASE 3B, PART 4B, ACCORDING TO THE PLAT THEREOF RECORDED AS INSTRUMENT #2017000198269, OF THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA.

