

**AMENDMENT TO
DECLARATION OF COVENANTS, CONDITIONS AND
RESTRICTIONS FOR HAMILTON CROSSING**

THIS AMENDMENT TO DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS FOR HAMILTON CROSSING (this "Amendment") is made on the date hereinafter set forth below by ESPLANADE COMMUNITIES OF FLORIDA, LLC ("Declarant").

WHEREAS, Declarant caused to be recorded that certain Declaration of Covenants, Conditions and Restrictions for Hamilton Crossing with the date of October 28, 2019 and recorded in Official Record Book 3888, Page 219-264 of the Office of the Clerk of Court for Santa Rosa County, Florida, (collectively the "Declaration"); and

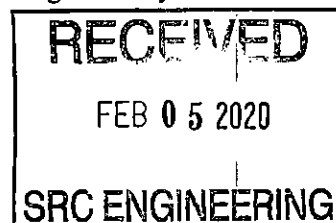
WHEREAS, Article XIII, Section 8.2 of the Declaration provides Declarant with the right to unilaterally Amend the Declaration to comply with any governmental requirement or request; and

WHEREAS, the County of Santa Rosa, Florida through their representative, Mr. John Haynie, P.E. requests by correspondence dated January 29, 2020 that the Declaration be amended to exclude the Stormwater Management System from the Common Area inasmuch as said Stormwater Management System (including ponds) shall be dedicated as public.

NOW THEREFORE, Declarant does hereby amend the Declaration as follows and all of the Property shall be held, sold, and conveyed subject to the restrictions, covenants, and conditions of the Declaration as amended herein, which shall run with title to the Property and be binding upon all parties having any right, title, or interest in such Property or any part thereof, their heirs, successors, and assigns, and shall insure to the benefit of each owner thereof:

1. Except as amended herein, the above-stated recitals are true and correct and are hereby incorporated by referenced herein. All capitalized terms contained in this Amendment, to the extent not otherwise defined herein, shall have the same meaning as such terms defined by the Declaration.
2. The paragraph immediately following the definition of "Common Area" at Article I., beginning with "Specifically" and ending with "WMD" is deleted in its entirety.
3. The following is inserted immediately after the definition of "Surface Water Management System" at Article I:

"All public drainage easements shall remain free of obstructions including, but not limited to: fences, landscaping, structures and retaining walls. No construction activities may be conducted within any portion of the surface water management system facilities. Prohibited activities include, but are not limited to: digging or excavation; depositing fill, debris or any other material or item; constructing or altering any water control structure; or any other construction to modify the surface water management system facilities. If



the project includes a wetland mitigation area, as defined in the appropriate WMD's regulations, or a wet detention pond, no vegetation in these areas shall be removed, cut, trimmed or sprayed with herbicide without specific written approval from the appropriate WMD. Construction and maintenance activities which are consistent with the design and permit conditions approved by the appropriate WMD in the Environmental Resource Permit may be conducted without specific written approval from appropriate WMD.

- 4. Except as amended hereinabove, the remaining portions of the Declaration are and shall remain unchanged and in full effect.

IN WITNESS WHEREOF, the first party has caused these presents to be duly executed in its name and by its manager, on the 5th day of February, 2020.

Executed and declared in the presence of:

ESPLANADE COMMUNITIES OF FLORIDA, LLC, a Florida limited liability company

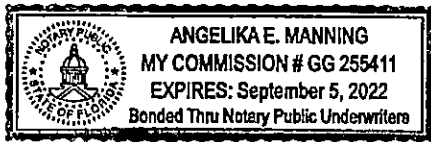
Lucas Henderson
Print Name: Lucas Henderson

Matt Shoak
Print Name: Matt Shoak

[Signature]
By: Bryan Adams, Manager

STATE OF FLORIDA
COUNTY OF SANTA ROSA

I HEREBY CERTIFY that on this 5th day of February, 2020, an officer duly qualified to take acknowledgments, personally appeared BRYAN ADAMS, Manager of ESPLANADE COMMUNITIES OF FLORIDA, LLC, a Florida limited liability company, who is personally known to me and who did not take an oath.



[Signature]
Notary Public

ANGELIKA MANNING