

**CERTIFICATE OF AMENDMENT  
TO THE  
AMENDED AND RESTATED  
DECLARATION OF PROTECTIVE COVENANTS AND RESTRICTIONS  
FOR  
OAK CHASE  
TO CORRECT SCRIVENOR'S ERROR**

WHEREAS, the Declaration of Protective Covenants and Restrictions for Oak Chase was filed in the Public Records of Indian River County, Florida at Official Records Book 1309, Page 2193, et. seq., and amended at Official Records Book 1380, Page 2695, et. seq., OR Book 1508, Page 993, et. seq., OR Book 1674, Page 905, et. seq. and Amended and Restated at Official Records Book 1862, Page 439 et. seq.; and

WHEREAS, the Amended and Restated Declaration of Protective Covenants and Restrictions for Oak Chase was approved by a vote of the membership sufficient for approval at a Members' Meeting held on January 17, 2005; and

WHEREAS, it has come to the attention of the Board of Directors that there were several errors in the document recorded as the Amended and Restated Declaration of Protective Covenants and Restrictions for Oak Chase.

NOW, THEREFORE, the Amended and Restated Declaration of Protective Covenants and Restrictions for Oak Chase is hereby amended as follows:

1) The Amended and Restated Declaration of Protective Covenants and Restrictions for Oak Chase was duly approved by a sufficient number of members at a duly convened meeting of the membership held on January 17, 2005.

2) Section 9.10 shall be amended as follows:

9.10 Amendments of this Declaration. This Declaration may be amended at any time upon the approval of at least two-thirds (2/3) of the MEMBERS as evidenced by the recordation of an amendatory instrument executed by the President and Secretary of the ASSOCIATION.

Notwithstanding the above rights to amend this Declaration, no amendment to this Declaration which affects the Surface Water Management System or any portion of the balance of the Common Property used for surface water management shall be effective unless such amendment has the prior written approval of the St. Johns River Water Management District.

3) Section 1.23 shall be amended as follows:

1.23 SURFACE WATER MANAGEMENT SYSTEM.

"Surface Water Management System" shall mean the combination of structures and impoundments which provide drainage, water storage, conveyance or other water management capabilities for the Development.

- 4) Section 8.11 shall be amended as follows:

8.11 Surface Water Management System.

(a) No structure of any kind shall be constructed or erected, nor shall an OWNER in any way change, alter, impede, revise or otherwise interfere with the flow and the volume of water in any portion of the Surface Water Management System. Nothing herein shall prohibit the DEVELOPER from constructing or creating improvements or making changes, alterations or revisions in the Surface Water Management System for the purposes of improving the flow or increasing the volume of water therein or otherwise complying with the Water Management District Permit.

(b) No OWNER shall deny or prevent ingress and egress by the DEVELOPER or the ASSOCIATION to any portion of the Surface Water Management System for maintenance purposes. The right of ingress and egress and easements therefor are hereby specifically reserved and created in favor of the DEVELOPER, the ASSOCIATION, or any appropriate governmental or quasi-governmental agency that may reasonably require such ingress and egress.

(c) No Parcel shall be increased in size by filling in any portion of the Surface Water Management System to which it abuts. No OWNER shall fill, dike, rip-rap, block, divert or change any portion of the Surface Water Management System without the prior written consent of the ASSOCIATION or the DEVELOPER.

(d) No wall, fence, paving, planting or other improvement shall be placed by an OWNER within any portion of the Surface Water Management System or any other drainage area or drainage easement including, but not limited to, easements for maintenance or ingress and egress access. The cost of removing any wall improperly placed shall be paid for by such OWNER as a Special Assessment.

IN WITNESS WHEREOF, Oak Chase Homeowners Association, Inc. has caused these presents to be signed in its name, by its President and Secretary, and its corporate seal affixed on this 23 day of June, 2008

WITNESSES:

OAK CHASE PROPERTY OWNERS ASSOCIATION, INC.

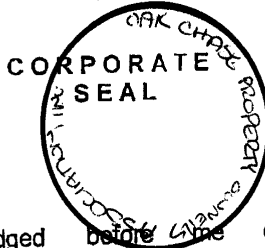
[Signature]  
Printed Name #1: JOHN M. BEUKERS

By: [Signature]  
BARBARA FLAGG Its President

[Signature]  
Printed Name #2: THERESA LYNCH

By: [Signature]  
Robert T. Duerrgen Its Secretary

x [Signature]  
Printed Name #2: Emily Sherwood



STATE OF FLORIDA  
COUNTY OF Indian River

The foregoing instrument was acknowledged before me on 23 June, 2008 by Barbara Flagg as President of Oak Chase Property Owners Association, Inc. [] who is personally known to me, or [ ] who has produced identification [Type of Identification: \_\_\_\_\_].

[Signature]  
Notary Public

Notarial Seal

STATE OF FLORIDA  
COUNTY OF Indian River

The foregoing instrument was acknowledged before me on 23 June, 2008 by Robert Duerrgen as Secretary of Oak Chase Property Owners Association, Inc. [] who is personally known to me, or [ ] who has produced identification [Type of Identification: \_\_\_\_\_].

[Signature]  
Notary Public

Notarial Seal

