

PHONE # 353-1980

Book 10551 Page 1894

THIS DOCUMENT PREPARED
BY AND RETURN TO:

THOMAS M. JENKS, ESQ.
PAPPAS METCALF JENKS & MILLER, P.A.
200 WEST FORSYTH STREET
SUITE 1400
JACKSONVILLE, FL 32202

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JIM FULLER
CLERK CIRCUIT COURT
DUVAL COUNTY
TRUST FUND \$ 2.50
RECORDING \$ 17.00

**SECOND SUPPLEMENTARY DECLARATION OF COVENANTS AND
RESTRICTIONS FOR HICKORY HILL OF JACKSONVILLE**

This Second Supplementary Declaration is made effective June 27, 2002 by **NEW BERLIN ROAD DEVELOPMENT, INC.** (the "Developer"), a Florida corporation, having an address at P. O. Box 19691, Jacksonville, Florida 32245.

W I T N E S S E T H :

WHEREAS, the Developer is the owner of certain real property more particularly described on the attached Exhibit A (the "Property"); and

WHEREAS, the Declaration of Covenants and Restrictions for Hickory Hill of Jacksonville has been recorded in Official Records Book 9902, at page 949, as supplemented by the Supplementary Declaration of Covenants and Restrictions for Hickory Hill of Jacksonville, recorded in Official Records Book 10294, page 1033, and is ratified by that certain Certificate Regarding Scrivener's Error and Ratification of Execution of Declaration of Covenants and Restrictions for Hickory Hill, recorded in Official Records Book 10551, at page 1892, all of the public records of Duval County, Florida, (the "Declaration"); and

WHEREAS, the Developer desires to subject the Property to all of the terms, conditions and provisions contained in the Declaration as provided for under the terms of Section 3.2 of the Declaration.

NOW, THEREFORE, the Developer hereby declares that:

1. All defined terms contained in this Declaration shall have the same meanings as such terms are defined by the Declaration.
2. All of the Property and any portion thereof shall be held, transferred, sold and conveyed and occupied subject to all covenants, restrictions, easements, charges and liens and all other matters as set forth in the Declaration as amended from time to time. In the event of conflict between the Declaration and this Second Supplementary Declaration, this Second Supplementary Declaration shall control.

3. The real property more particularly described on Exhibit B attached hereto and made a part hereof is hereby designated as Common Area.

4. Except as specifically supplemented hereby, the Declaration shall remain in full force and effect as originally executed and recorded.

This Second Supplementary Declaration shall become effective upon its recordation in the public records of Duval County, Florida.

IN WITNESS WHEREOF, the Developer has caused this instrument to be duly executed as of the day and year first above written.

Signed, sealed and delivered
in the presence of:

Victoria Donato
Name: Victoria Donato

NEW BERLIN ROAD DEVELOPMENT, INC., a
Florida corporation

By: *James E. Putnal*
James E. Putnal
Vice President

Donna G. Rash
Name: DONNA G. RASH

STATE OF FLORIDA)
)SS
COUNTY OF DUVAL)

The foregoing instrument was acknowledged before me this 27th day of June, 2002,
by James E. Putnal, the Vice President of **NEW BERLIN ROAD DEVELOPMENT, INC.**, a
Florida corporation, on behalf of the corporation.



Donna G. Rash
(Print Name _____)
NOTARY PUBLIC
State of Florida at Large
Commission No. _____
My Commission Expires: _____
Personally known _____
or Produced I.D. _____
[check one of the above]
Type of Identification Produced _____

EXHIBIT A

All of the lands included within Hickory Hill - Unit Three, according to the plat thereof recorded in Plat Book 55, Pages 28, 28A - 28H of the public records of Duval County, Florida.

EXHIBIT B

Common Area

All private easements and private drainage easements and Tracts A and B (Conservation) and Tract C (Recreation Area) as depicted on the plat of Hickory Hill-Unit Three, according to the plat thereof recorded in Plat Book 55, Pages 28-28H of the public records of Duval County, Florida.