

INSTR # 2005304596
BK 06536 PGS 2085-2087 PG(s) 3
RECORDED 12/13/2005 09:20:12 AM
RICHARD M WEISS, CLERK OF COURT
POLK COUNTY
RECORDING FEES 27.00
RECORDED BY E Costa

R- This Instrument Prepared By
and Requested Be Returned to:
Craig B. Hill, Esquire
Clark, Campbell & Mawhinney, P.A.
Post Office Box 24627
Lakeland, Florida 33802-4627

**SECOND AMENDMENT TO DECLARATION OF RESTRICTIONS AND
COVENANTS RELATING TO DEER CREEK GOLF AND TENNIS RV RESORT
PHASE THREE-A**

This Second Amendment to Declaration of Restrictions and Covenants Relating to Deer Creek Golf and Tennis RV Resort Phase Three-A ("Second Amendment") is made effective this 9th day of December, 2005 by DEER CREEK, LTD., a Florida limited partnership ("Declarant").

RECITALS:

WHEREAS, Declarant has recorded the Declaration of Restrictions and Covenants Relating to Deer Creek Golf and Tennis RV Resort Phase Three-A in Official Records Book 3691, Page 1685 of the public records of Polk County, Florida, and an Amendment to Declaration of Restrictions and Covenants Relating to Deer Creek Golf and Tennis RV Resort Phase Three-A in Official Records Book 3988, Page 898 (collectively, "Declaration"); and

WHEREAS, the Declaration provides in pertinent part, including without limitation, that the Declarant may reduce portions of the PRD Property (as defined in the Declaration) as Declarant in its sole and absolute discretion chooses, and that the Declarant has the right, in its sole discretion, by an instrument filed of record to unilaterally modify, enlarge, amend, waive or add to the covenants, conditions, restrictions and other provisions of the Declaration, and any recorded exhibit thereto.

NOW THEREFORE, Declarant amends and modifies the Declaration as follows:

1. Initially capitalized terms herein shall have the same meaning ascribed thereto in the Declaration, unless otherwise defined herein.
2. The foregoing recitals are true and correct and by this reference are incorporated into the body of this Second Amendment.
3. Except as expressly modified herein, all other terms and conditions of the

Declaration shall continue to be in full force and effect.

4. Exhibit "A" of the Declaration is amended and restated in its entirety by Exhibit "A" attached hereto and incorporated herein by reference, which shall be the description of the PRD Property. The Owners shall continue to have the rights as provided in the Declaration to use the PRD Property.


IN WITNESS WHEREOF, Declarant has executed this Second Amendment to Declaration of Restrictions and Covenants Relating to Deer Creek Golf and Tennis RV Resort Phase Three-A effective the day and year set forth above.

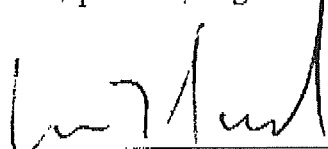
"DECLARANT"

Witnesses:

DEER CREEK, LTD., a Florida limited partnership

By: Deer Creek, Inc., a Florida corporation, its general partner


Name: Deranda Stevens

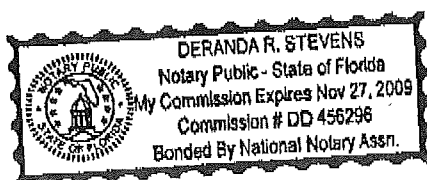
By: 
Lawrence T. Maxwell, its President


Name: SHARON L. CRIBBS

STATE OF FLORIDA
COUNTY OF POLK

I HEREBY CERTIFY that on the 9 day of December, 2005, 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 LAWRENCE T. MAXWELL, the President of Deer Creek, Inc., a Florida corporation, the general partner of Deer Creek Ltd., a Florida limited partnership, freely and voluntarily under authority duly vested in him by said limited liability company. He is personally known to me or did produce _____ as identification.

(SEAL)




Notary Public, State of Florida at large

EXHIBIT "A"

PRD PROPERTY

A parcel of land being in Section 17, Township 26 South, Range 27 East, Polk County, Florida, being described as follows:

Begin at the southeast corner of DEER CREEK GOLF AND TENNIS RV RESORT (PHASE THREE-B), as recorded in Plat Book 96, Pages 29 - 30, Public Records of Polk County, Florida; thence North 29°46'34" West along the easterly line of said DEER CREEK GOLF AND TENNIS RV RESORT (PHASE THREE-B), 166.75 feet; thence North 26°55'50" West along said easterly line 193.89 feet; thence North 33°03'51" West along said easterly line, 171.55 feet to the point of intersection of said easterly line and the southerly line of said DEER CREEK GOLF AND TENNIS RV RESORT (PHASE THREE-B); thence North 52°17'10" East along said southerly line, 276.02 feet; thence South 37°42'50" East and perpendicular to said southerly line, 161.64 feet to a point on a curve to the left having a radius of 218.12 feet; a central angle of 44°43'54", a chord distance of 166.00 feet, and a chord bearing of South 07°26'56" West; thence Southwesterly along the arc of said curve 170.29 feet to a point on a curve to the left having a radius of 155.00 feet, a central angle of 69°39'27", a chord distance of 177.05 feet, and a chord bearing of South 50°46'43" East; thence Southeasterly along the arc of said curve 188.44 feet thence South 28°22'14" East, 87.32 feet to a point on the north right-of-way line of DEER CREEK BOULEVARD, as recorded in Plat Book 86, Pages 50 - 51, Public Records of Polk County, Florida, said north right-of-way line being a curve to the left having a radius of 999.27 feet, a central angle of 11°11'20", a chord distance of 194.83 feet, and a chord bearing of South 56°02'06" West; thence along the arc of said curve 195.14 feet to the point of tangency; thence South 50°26'26" West, 62.98 feet to the Point of Beginning. Said parcel containing 2.93 acres, more or less.