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INSTR # 2003527289

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PREPARED BY & RETURN TO:

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TAMPA, FL 33612

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FILE NO. 96-1355-L1g
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**SUPPLEMENTAL DECLARATION AND AMENDMENT TO
THE DECLARATION OF COVENANTS, RESTRICTIONS
AND EASEMENTS FOR FISHHAWK RANCH**

THIS SUPPLEMENTAL DECLARATION AND AMENDMENT is made this 15th day of December, 2003, by **FISHHAWK COMMUNITIES LIMITED PARTNERSHIP**, a Florida limited partnership ("Declarant").

WHEREAS, Declarant is the owner of certain real property described as Fishhawk Ranch Townhomes Phase 1, as recorded at Plat Book 97, Page 30; Fishhawk Ranch Towncenter Phase 1A, as recorded in Plat Book 97, Page 42; Fishhawk Ranch Phase 2 Parcel "DD-1A", as recorded at Plat Book 97, Page 47; and Fishhawk Ranch Phase 2 Parcel "W-1", all of the Public Records of Hillsborough County, Florida.

WHEREAS, Declarant has previously recorded that certain Declaration of Covenants, Restrictions and Easements for Fishhawk Ranch, recorded at Official Record Book 8632, Page 1126 of the Public Records of Hillsborough County, Florida (the "Declaration"); and

WHEREAS, the Declaration provides in Article X, Section 10.1, for the annexation of additional property to the property described in the Declaration by the filing of an amendment to the Declaration by the Declarant declaring such annexed lands to be subject to the provisions of the Declaration; and

WHEREAS, the Owner and Declarant intend to make the Property described above, which is also part of Fishhawk Ranch, subject to the Declaration; and

WHEREAS, Owner intends to develop the Property into a residential community to consist of single family homes; and

WHEREAS, Owner and Declarant desire to impose a common plan of development and enjoyment upon the Property to protect its value and desirability.

NOW, THEREFORE, the Declarant and Owner hereby declare that the real property

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BEST IMAGES AVAILABLE


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described as Fishhawk Ranch Townhomes Phase 1, as recorded at Plat Book 97, Page 30; Fishhawk Ranch Ranch Towncenter Phase 1A, as recorded in Plat Book 97, Page 42; Fishhawk Ranch Phase 2 Parcel "DD, 1A" as recorded at Plat Book 97, Page 47; and Fishhawk Ranch Phase 2 Parcel "W, 1", all, of the Public Records of Hillsborough County, Florida, shall be held, sold and conveyed subject to the Declaration of Covenants, Restrictions and Easements for Fishhawk Ranch, recorded at Official Record Book 8632, Page 1126 of the Public Records of Hillsborough County, Florida, as amended and supplemented, which is for the purpose of protecting the value and desirability of, and which shall run with, said real property and be binding on all parties having any right, title or interest therein or any part thereof, their respective heirs, personal representatives, successors and assigns, and shall inure to the benefit of each owner thereof.

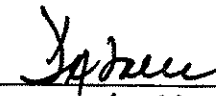
IN WITNESS WHEREOF, the Declarant has executed this Amendment on the date stated above.


IN WITNESS WHEREOF, the said Grantor has hereunto set its hand and seal the day and year first above written.

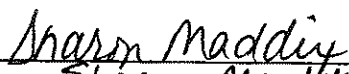
Signed, sealed and delivered in our presence:

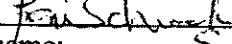
 FISHHAWK COMMUNITIES LIMITED PARTNERSHIP, a Florida limited partnership


By: GENSTAR LAND COMPANY, LLC
a Delaware limited liability company
Its General Partner



Print name: DAVALLA


Print name: CINDY KRUSER


Print name: Sharon Maddix


Print name: LORI SCHWAB

By: 
Name: James H. McLennan
Title: Vice President and Chief Financial Officer

By: 
Name: W. DON WHYTE
Title: Sr. Vice President

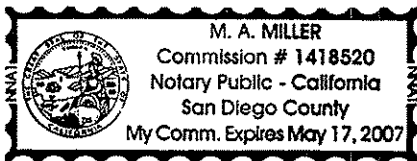
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STATE OF CALIFORNIA

COUNTY OF ~~SAN DIEGO~~

CERTIFIED COPY

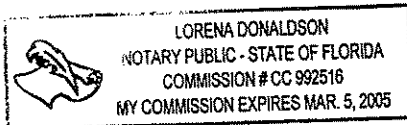
The foregoing instrument was acknowledged before me this 9th day of December, 2003, by James H. McLennan, as _____ of GENSTAR LAND COMPANY, LLC, a Delaware limited liability company, General Partner of FISHHAWK COMMUNITIES LIMITED PARTNERSHIP, a Florida limited partnership, on behalf of the company. He is personally known to me ~~or has produced~~ _____ as identification.



M.A. Miller
NOTARY PUBLIC
M.A. Miller
(Print notary name)
My Commission Expires:

STATE OF FLORIDA
COUNTY OF HILLSBOROUGH

The foregoing instrument was acknowledged before me this 5th day of December, 2003, by W. DON WHYTE, as Sr. Vice President of GENSTAR LAND COMPANY, LLC, a Delaware limited liability company, General Partner of FISHHAWK COMMUNITIES LIMITED PARTNERSHIP, a Florida limited partnership, on behalf of the company. He is personally known to me or has produced _____ as identification.



Lorena Donaldson
NOTARY PUBLIC
LORENA DONALDSON
(Print notary name)
My Commission Expires:

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Phase 2, as recorded in Plat Book 101, page 286, all of the Public Records of Hillsborough County, Florida, shall be held, sold and conveyed subject to the Declaration of Covenants, Restrictions and Easements for Fishhawk Ranch, recorded at Official Record Book 8632, Page 1126 of the Public Records of Hillsborough County, Florida, as amended and supplemented, which is for the purpose of protecting the value and desirability of, and which shall run with, said real property and be binding on all parties having any right, title or interest therein or any part thereof, their respective heirs, personal representatives, successors and assigns, and shall inure to the benefit of each owner thereof.

IN WITNESS WHEREOF, the Declarant has executed this Amendment on the date stated above.

IN WITNESS WHEREOF, the said Grantor has hereunto set its hand and seal the day and year first above written.

Signed, sealed and delivered in our presence:

FISHHAWK COMMUNITIES LIMITED PARTNERSHIP, a Florida limited partnership


By: GENSTAR LAND COMPANY, LLC a Delaware limited liability company Its General Partner

Sharon Maddix
Print name: Sharon Maddix
Dorothy A. Chapman
Print name: DOROTHY A. CHAPMAN

By: W. Don Whyte
Name: W. DON WHYTE
Title: Sr. Vice President

STATE OF FLORIDA
COUNTY OF HILLSBOROUGH

The foregoing instrument was acknowledged before me this 22nd day of November, 2004, by W. DON WHYTE, as Sr. Vice President of GENSTAR LAND COMPANY, LLC, a Delaware limited liability company, General Partner of FISHHAWK COMMUNITIES LIMITED PARTNERSHIP, a Florida limited partnership, on behalf of the company. He is personally known to me.

 LORENA DONALDSON
NOTARY PUBLIC-STATE OF FLORIDA
COMMISSION # CC 992516
MY COMMISSION EXPIRES MARCH 5, 2008

Lorena Donaldson
NOTARY PUBLIC
Lorena Donaldson
(Print notary name)
My Commission Expires: