

THIS DOCUMENT PREPARED BY
AND AFTER RECORDING RETURN TO:

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FOURTH AMENDMENT TO
DECLARATION OF COVENANTS AND RESTRICTIONS FOR
THE ENCLAVE AT MOSS PARK

THIS FOURTH AMENDMENT TO DECLARATION OF COVENANTS AND RESTRICTIONS FOR THE ENCLAVE AT MOSS PARK is made and executed this 22 day of JANUARY, 2010, by BEAZER HOMES CORP. (hereinafter referred to as "Developer").

W I T N E S S E T H:

WHEREAS, Developer, pursuant to that certain **Declaration of Covenants and Restrictions for The Enclave at Moss Park** dated July 5, 2005, and recorded on September 15, 2005 in Official Records Book 08193, Page 2281 of the Public Records of Orange County, Florida, as amended by that certain First Amendment to Declaration of Covenants and Restrictions for The Enclave at Moss Park which was dated April 10, 2006, and recorded on April 13, 2006, in Official Records Book 8586, Page 2745 of the Public Records of Orange County, Florida, as amended by that certain Second Amendment to Declaration of Covenants and Restrictions for The Enclave at Moss Park which was dated July 14, 2006 and recorded on July 14, 2006 in Official Records Book 8753, Page 2838 of the Public Records of Orange County, Florida, and as amended by that certain Third Amendment to Declaration of Covenants and Restrictions for The Enclave at Moss Park which was dated January 8, 2009, and recorded on January 30, 2009 in Official Records Book 9822, Page 5577 of the Public Records of Orange County, Florida (hereinafter collectively referred to as the "Declaration"), did declare that certain real property more particularly described on Exhibit "A" to the Declaration was to be subject to certain covenants, conditions, restrictions, reservations and easements more particularly set forth therein, and

WHEREAS, the Developer is the owner of certain real property located in Orange County, Florida which is more particularly described in Exhibit "A" attached hereto and by this reference made a part hereof (hereinafter referred to as the "Additional Land") and,

WHEREAS, the Developer desires to annex said Additional Land into the Community (as defined in the Declaration), and

WHEREAS, the Declaration, among other things, provides, in Article VI thereof, that additional land may be annexed into the Community by the Developer so long as the Developer has Class "B" voting rights within the Community, and

WHEREAS, Developer desires now to amend the Declaration in the manner hereinafter set forth so as to annex the Additional Land described in Exhibit "A" attached hereto into the Community so that the Additional Land shall also be subject to the covenants, conditions, restrictions, reservations and easements more particularly set forth in the Declaration.

NOW, THEREFORE, for and in consideration of the premises hereof, Developer does hereby declare that the Declaration shall be, and it is hereby, changed, amended and modified as follows, to wit:

1. The Additional Land is annexed into the Community and is therefore subject to the provisions of this Declaration upon the recording in the Public Records of Orange County, Florida of this Fourth Amendment.
2. Except for the changes, modifications and amendments effected by this Fourth Amendment, the Declaration shall remain in full force and effect in strict accordance with the original terms thereof.

IN WITNESS WHEREOF, this FOURTH AMENDMENT TO DECLARATION OF COVENANTS AND RESTRICTIONS FOR THE ENCLAVE AT MOSS PARK has been executed by Developer in a form and manner sufficient to bind it on the day and year first above written.

Signed, sealed and delivered in the presence of:

BEAZER HOMES CORP.,
a Tennessee corporation

Justine Moavero
Signature
Print Name: Justine Moavero

By: [Signature]
DAVID G. BYRNES
Title: President, Orlando Division

Roberta Rabatin
Signature
Print Name: Roberta Rabatin

(AFFIX CORPORATE SEAL)

STATE OF FLORIDA
COUNTY OF ORANGE

The foregoing instrument was acknowledged before me this 22nd day of JANUARY, 2010, by DAVID G. BYRNES, as President, Orlando Division of Beazer Homes Corp., as Developer.

[Signature]
Notary Public

My Commission Expires: Oct 10, 2013

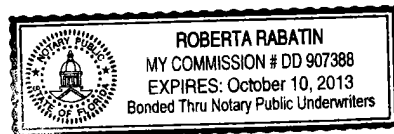


EXHIBIT A

Legal Description

A portion of Section 10, Township 24 South, Range 31 East, Orange County, Florida, being more particularly described as follows:

Commence at the Northwest corner of Tract F1 as shown on the plat of Wycliffe Bible Translators Corporate Office Campus Phase 1 as recorded in Plat Book 50, Pages 35 through 37, Public Records of Orange County, Florida; thence along the Westerly line of said Tract F1 the following courses and distances :

thence S 00°02'35" E a distance of 395.18 feet to the Point of Curvature of a curve, concave Northwesterly, having a radius of 450.00 feet and a central angle of 45°18'22"; thence Southwesterly along the arc of said curve a distance of 355.83 feet to the Point of Tangency of said curve (chord bearing and distance between said points being S 22°36'36" W 346.64 feet); said point being the Point of Reverse Curvature of a curve, concave Easterly, having a radius of 750.00 feet and a central angle of 62°53'32"; thence Southwesterly and Southeasterly along the arc of said curve a distance of 775.84 feet to the Point of Beginning (chord bearing and distance between said points being S 15°37'41" W 741.71 feet); thence continue Southeasterly along the arc of said curve a distance of 47.41 feet to the Point of Tangency of said curve (chord bearing and distance between said points being S 15°49'05" E 47.41 feet), said point being the Point of Reverse Curvature of a curve, concave Westerly having a radius of 450.00 feet and a central angle of 47°54'40"; thence Southeasterly and Southwesterly along the arc of said curve a distance of 376.29 feet to the Point of Tangency of said curve (chord bearing and distance between said points being S 06°19'35" W 365.43 feet), said point being on the Westerly right-of-way line of John Wycliffe Boulevard as shown on said plat; thence S 30°16'55" W along said Westerly right-of-way line a distance of 134.10 feet to a point on the North line of Lot 4 as shown on said plat; said point being on the cusp of a curve, concave Southwesterly, having a radius of 25.00 feet and a central angle of 88°32'51"; thence Northwesterly along the arc of said curve and along the North line of said Lot 4 a distance of 38.64 feet to the Point of Tangency of said curve (chord bearing and distance between said points being N 13°59'31" W 34.90 feet), said point being the Point of Reverse Curvature of a curve, concave Northeasterly having a radius of 636.88 feet and a central angle of 14°18'04"; thence Northwesterly along the arc of said curve and along said North line a distance of 158.97 feet to the Point of Tangency of said curve (chord bearing and distance between said points being N 51°06'54" W 158.55 feet), said point being the Point of Reverse Curvature of a curve, concave Southerly having a radius of 1300.00 feet and a central angle of 27°17'12"; thence Northwesterly along the arc of said curve and along the North line of said Lot 4, a distance of 619.11 feet to a point on the East right of way line of Mossy Oak Drive as shown on the plat of Enclave at Moss Park Phase 2A, Plat Book 73, Pages 23 through 26, Public Records of Orange County, Florida, (chord bearing and distance between said points being N 57°36'28" W 613.28 feet); thence N 18°44'59" E a distance of 61.00 feet to a point on a non tangent curve concave Easterly, having a central angle of 88°59'14" and a radius of 25.00 feet, said point also being on the East right of way line of Oak Commons Way as shown on said plat; thence Northwesterly along the arc of said curve and along the East right of way line of said Oak Commons Way a distance of 38.83 feet to the Point of Tangency of said curve (chord bearing and distance between said points being N 26°45'27" W 35.04 feet); thence continue along said East right of way line the following courses and distances : N 17°44'10" E a distance of 30.12 feet to the Point of Curvature of a curve concave Easterly, having a central angle of 18°13'17" and a radius of 150.00 feet; thence Northeasterly along the arc of said curve a distance of 47.70 feet to the Point of Tangency of said curve (chord bearing and distance between said points being N 26°50'49" E 47.50 feet); thence N 35°57'28" E a distance of 93.59 feet to the Point of Curvature of a curve concave Westerly, having a central angle of 34°50'39" and a radius of 250.00 feet; thence Northerly along the arc of said curve a distance of 152.04 feet to the Point of Tangency of said curve (chord bearing and distance between said points being N 18°32'08" E 149.70

feet); thence N 01°06'48" E a distance of 110.42 feet to the Point of Curvature of a curve concave Southeasterly, having a central angle of 88°51'24" and a radius of 25.00 feet; thence Northeasterly along the arc of said curve a distance of 38.77 feet to a point (chord bearing and distance between said points being N 45°32'30" E 35.00 feet); thence N 02°15'21" E a distance of 50.04 feet to a point on a non tangent curve concave Northeasterly, having a central angle of 91°08'36" and a radius of 25.00 feet; thence Northwesterly along the arc of said curve a distance of 39.77 feet to the Point of Tangency of said curve (chord bearing and distance between said points being N 44°27'30" W 35.71 feet); thence N 01°06'48" E distance of 58.51 feet to a point on the South line of Lot 334 as shown on said plat; thence N 89°58'12" E along said South line and along an Easterly projection thereof a distance of 333.59 feet to the Northwest corner of Tract S-1 as shown on said plat; thence along the West line of said Tract S-1 the following courses and distances : S 42°39'01" E a distance of 121.07 feet; thence S 00°06'29" W a distance of 193.16 feet; thence S 03°00'45" E a distance of 85.40 feet; thence S 22°23'03" W a distance of 125.59 feet to a point on the South line of said Tract S-1; thence along said South line the following courses and distances : S 54°18'51" E a distance of 167.70 feet to the Point of Curvature of a curve, concave Northerly, having a central angle of 51°21'45" and a radius of 75.00 feet; thence Southeasterly and Northeasterly along the arc of said curve a distance of 67.23 feet to the Point of Tangency of said curve (chord bearing and distance between said points being S 79°59'43" E 65.00 feet); thence N 74°19'24" E a distance of 31.47 feet to the Point of Beginning.

Containing 470,596 square feet or 10.80 acres, more or less.

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