

INSTR # 2002139258

OR BK 05074 PG 1847

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RICHARD M. WEISS CLERK OF COURT
POLK COUNTY
DEPUTY CLERK T Tierney

This instrument was prepared by
And should be returned to:

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**FOURTH AMENDMENT TO DECLARATION OF COVENANTS, CONDITIONS AND
RESTRICTIONS FOR WEST HAVEN**

THIS FOURTH AMENDMENT TO DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS FOR WEST HAVEN (the "Fourth Amendment") is made this 31 day of July, 2002 by **ANGLO INVESTMENTS, INC.**, a Florida corporation whose post office address is 101 Thousand Oaks Boulevard, Davenport, Florida 33837 (the "Declarant").

WITNESSETH

WHEREAS, the Declarant is the developer of a residential subdivision in Polk County, Florida commonly known as West Haven and has filed of record that certain Declaration of Covenants, Conditions and Restrictions for West Haven recorded October 30, 2000 in Official Records Book 04561, Page 2033, as amended by that certain First Amendment to Declaration of Covenants, Conditions and Restrictions for West Haven recorded February 9, 2001 in Official Records Book 04627, Page 0001, that certain Second Amendment to Declaration of Covenants, Conditions and Restrictions for West Haven recorded _____, 200_ in Official Records Book _____, Page _____, and that certain Third Amendment to Declaration of Covenants, Conditions and Restrictions for West Haven recorded April 8, 2002 in Official Records Book 04973, Page 0622, all in the Public Records of Polk County, Florida (together the "Declaration"); and

WHEREAS, Article XI, Section 1 of the Declaration provides that, until termination of the Class "B" Membership, as defined in the Declaration, the Declarant may unilaterally amend the Declaration for any purpose; and

WHEREAS, the Class "B" Membership has not been terminated and Declarant desires to:

- (i) amend Article III, Section 3 of the Declaration to revise the voting rights appurtenant to Class "B" and Class "C" Members; and
- (ii) amend Article VI, Section 4, Subparagraph (d) of the Declaration to revise the amount and method of payment of the commencement assessment due at the time of the first closing on an improved Lot.

NOW, THEREFORE, for and in consideration of the premises set forth herein and other good and valuable consideration, the receipt and sufficiency whereof are hereby acknowledged, Declarant covenants and agrees as follows:

1. The recitals above are true and correct and incorporated herein.
2. Unless defined otherwise herein, capitalized terms shall have the same meaning ascribed to them in the Declaration.

ANGLO INVESTMENTS
101 THOUSAND OAKS BLVD
DAVENPORT, FL 33837

A TRUE COPY
CERTIFICATION ON LAST PAGE
RICHARD M. WEISS, CLERK

3. Article III, Section 3, Subparagraph (b) is hereby amended by the deletion of the following second full sentence thereof: "The number of Class "B" votes shall be reduced by one (1) vote for each Class "A" vote from time to time existing."

4. Article III, Section 3, Subparagraph (c) is hereby deleted in its entirety and the following Subparagraph (c) substituted in lieu thereof:

(c) Class "C". The Class "C" Member shall be the Owner of the Hotel Parcel. For purposes of voting, the Class "C" Member shall be entitled to one (1) vote for each hotel room within the hotel facility as contemplated from time to time on the Master Plan; provided, however, once the hotel is constructed, the actual number of rooms constructed shall control.

5. Article VI, Section 4, Subparagraph (d) is hereby deleted in its entirety and the following Subparagraph (d) substituted in lieu thereof:

(d) Commencement Assessment. With the exception of a Lot located within the Sanctuary, Abbey or Manor subdivisions, all as set forth on the Master Plan, the original purchaser (other than a Builder) of a Dwelling constructed on a Lot shall pay to Declarant a commencement assessment of Five Hundred Dollars (\$500.00) per Lot at the time of closing on the Dwelling. The original purchaser (other than a Builder) of a Dwelling constructed on a Lot located within the Sanctuary, Abbey or Manor subdivisions shall pay to Declarant a commencement assessment of Two Hundred Dollars (\$200.00) per Lot at the time of closing on the Dwelling.

EXCEPT as amended herein, the terms, provisions, conditions and covenants of the Declaration shall remain in full force and effect. This Fourth Amendment and the Declaration may not be further amended or modified except in the manner permitted by the terms of the Declaration.

IN WITNESS WHEREOF, the Declarant has caused this Fourth Amendment to be executed on its behalf effective as of the day and year first written above.

Signed, sealed and delivered in
The presence of:

DECLARANT

ANGLO INVESTMENTS, INC.,
a Florida corporation

By: Guy Novik
Guy Novik, President

John Gilled
Printed Name: John Gilled

Lynn Williams
Printed Name: Lynn Williams

STATE OF FLORIDA
COUNTY OF Polk



STATE OF FLORIDA, COUNTY OF POLK
This is to certify that the foregoing is a true and correct copy of the document now of record in this office. Witness my hand and Official Seal on July 1, 2002
RICHARD M. WEISS, CLERK CIRCUIT COURT
By: Jane Terney, D.C.

The foregoing instrument was acknowledged before me this 31 day of July, 2002 by Guy Novik, the President of Anglo Investments, Inc., a Florida corporation, on behalf of the corporation. He is personally known to me.

Susan Carpio
Notary Public Signature
Susan Carpio
(Name typed, printed or stamped)
Notary Public, State of Florida
Commission No. DD062093
My Commission Expires: Nov 20, 2005

