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Doc# 2004313484  
Book: 12067  
Pages: 1347 - 1348  
Filed & Recorded  
10/01/2004 10:29:06 AM  
JIM FULLER  
CLERK CIRCUIT COURT  
DUVAL COUNTY  
RECORDING \$ 9.00  
TRUST FUND \$ 1.50  
TREC ADDITIONAL \$ 8.00

Book 12067 Page 1347

RECORD & RETURN TO:  
This instrument prepared by:  
Griffin Helwig, Esq.  
Helwig & Todd, P.A.  
12428 San Jose Blvd., Suite 2  
Jacksonville, FL 32223

**ANNEXATION, AMENDMENT AND SUPPLEMENT TO  
DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS  
OF DAYBREAK WOODS PHASE I**

THIS ANNEXATION, AMENDMENT AND SUPPLEMENT TO DECLARATION (the "Amendment") made as of this 28 day of Septe. 28, 2004, by M.L. PROPERTIES, L.L.C., an Illinois limited liability company (hereinafter referred to as the "Declarant").

RECITALS:

A. M.L. PROPERTIES, L.L.C., executed and caused to be recorded that certain Declaration of Covenants, Conditions and Restrictions of DAYBREAK WOODS PHASE I, being dated June 20, 2002, and recorded in Official Records Book 10538, page 1303, of the current public records of Duval County, Florida (the "Declaration").

B. Pursuant to Section 7.9 of the Declaration, Declarant now desires to annex the following described land to be a part of "Property," as that term is defined in the Declaration:

DAYBREAK WOODS PHASE IV, in accordance with the plat thereof as recorded in Plat Book 57, pages 34, 34A, 34B, 34C, 34D and 34E, of the current public records of Duval County, Florida, as more particularly described in Exhibit "A" attached hereto (the "Additional Property").

18.50

C. First National Bank is the owner and holder of a mortgage or mortgages encumbering all or a part of the Additional Property.

NOW, THEREFORE, in consideration of the foregoing and other good and valuable consideration, the undersigned amends the Declaration as follows:

1. The Additional Property, which is the subject of this Amendment, constitutes additional property which is hereby annexed to and shall hereafter be a part of the "Property," as that term is described in the Declaration.
2. Except as modified herein, the original Declaration shall remain in full force and effect.

IN WITNESS WHEREOF, the Declarant has caused the foregoing Declaration to be executed and, as to Declarant, by its duly authorized officer on the date set forth above.

Signed, sealed and delivered in the presence of:  
James T. Pearce  
Print: JAMES T. PEARCE

Berbara A. Pearce  
Print: Berbara A. Pearce

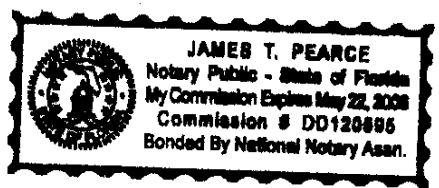
M.L. PROPERTIES, L.L.C., an Illinois limited liability company  
BY: Frank Blazeovich  
Frank Blazeovich, its Member/Manager

STATE OF Florida  
COUNTY OF DUVAL

The foregoing instrument was acknowledged before me this 28 day of September, 2004, by Frank Blazeovich, Member/Manager of M.L. PROPERTIES, L.L.C., an Illinois limited liability company, on behalf of the company. He is personally known to me or produced as identification.

James T. Pearce  
Notary Public

My commission expires:



**MORTGAGEE CONSENT**

The undersigned, FIRST NATIONAL BANK, a banking association, the holder of a mortgage or mortgages encumbering all or a portion of the "Additional Property," as defined in the attached ANNEXATION, AMENDMENT AND SUPPLEMENT TO DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS of DAYBREAK WOODS PHASE I ("ANNEXATION Amendment"), recorded in the public records of Duval County, Florida, joins in the execution hereof for the purpose of consenting to the Annexation Amendment.

DATED this 28 day of September, 2004.

Signed, sealed and delivered  
in the presence of:

FIRST NATIONAL BANK

Sharonna C. Duncan  
Print: Sharonna C. Duncan

BY: Robert K. Beatty  
Print: Robert K. Beatty  
Its Senior Vice President

Erica E. Bybee  
Print: Erica E. Bybee

STATE OF FLORIDA  
COUNTY OF Clay

The foregoing instrument was sworn to, subscribed and acknowledged before me this 28 day of September, 2004, by Robert K. Beatty, as Senior VP of FIRST NATIONAL BANK, a banking association, on behalf of the association. He is personally known to me or produced \_\_\_\_\_ as identification.

SHARONNA C. DUNCAN  
Notary Public, State of Florida  
My comm. exp. May 23, 2006  
Comm. No. 00120621

Sharonna C. Duncan  
Notary Public, State of Florida

My commission expires: