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MARTHA O. HAYNIE, COMPTROLLER
ORANGE COUNTY, FL
10/21/2004 02:42:25 PM
REC FEE 23.00



This instrument prepared by and to be returned to:
Julius J. Zschau, Esq.
Pennington, Moore, Wilkinson, Bell & Dunbar, P.A.
2701 North Rocky Point Drive, Suite 930
Tampa, FL 33607
(813) 639-9599

**FIRST AMENDMENT TO AMENDED AND RESTATED DECLARATION
OF COVENANTS, CONDITIONS AND RESTRICTIONS FOR
THE PROMENADES**

THIS FIRST AMENDMENT is made this 20th day of August, 2004, by PULTE HOME CORPORATION, a Michigan corporation, and having a mailing address of 4901 Vineland Road, Suite 500, Orlando, FL 32811 (the "Declarant").

WITNESSETH:

WHEREAS, Declarant heretofore imposed certain covenants, conditions and restrictions upon real property in Orange County, Florida, by virtue of that certain Amended and Restated Declaration of Covenants, Conditions and Restrictions for The Promenades, as recorded in O.R. Book 7526, Page 4413, Public Records of Orange County, Florida (herein, together with any amendments thereto, collectively called the "Declaration"); and

WHEREAS, Declarant reserved the right in the Declaration pursuant to Article VIII, Section 6, to amend the Declaration without the approval or joinder of the Association or other Owners (as those terms are defined in the Declaration); and

WHEREAS, Declarant wishes to amend the Declaration;

NOW, THEREFORE, Declarant hereby amends the Declaration as follows:

Words in the text which are lined through (—) indicate deletions from the present text; words in the text which are underlined indicate additions to the present text).

1. The recitals set forth above are true and correct and are incorporated herein by reference.

2. The Declaration contains a scrivener's error in that the exhibits attached to the Declaration and recorded at O.R. Book 7526, Pages 4477 through 4488 do not apply and should not be included as exhibits to the Amended and Restated Declaration recorded in the public records of Orange

County, Florida. Accordingly the exhibits attached to the Declaration at O.R. Book 7526, Pages 4477 through 4488 are hereby deleted.

3. The Declaration, as amended, is hereby incorporated by reference as though fully set forth herein and, except as specifically amended hereinabove, is hereby ratified and confirmed in its entirety.

4. This First Amendment shall be effective immediately upon it being recorded in the Public Records of Orange County, Florida.

IN WITNESS WHEREOF, the undersigned, being the Declarant herein, has caused this First Amendment to Declaration of Covenants, Conditions and Restrictions for The Promenades to be executed by its duly authorized officers and affixed its corporate seal the day and year first above written.

Signed, sealed and delivered
in the presence of:

"DECLARANT"

PULTE HOME CORPORATION,
a Michigan corporation

Judith L. Duncan
Printed Name: Judith L. Duncan
Marilyn Bender
Printed Name: MARILYN BENDER

By: [Signature]
Print Name: Douglas W. Puvogel
Its: Attorney-In-Fact

(CORPORATE SEAL)

STATE OF FLORIDA)
COUNTY OF ORANGE)

The foregoing instrument was acknowledged before me this 20th day of AUGUST, 2004, by DOUGLAS W. PUVOGEL as ATTORNEY-IN-FACT of PULTE HOME CORPORATION, a Michigan corporation, on behalf of the corporation, who ~~is~~ ^{is} personally known to me, or who have produced as identification.

DIANA M. CABRERA
Notary Public - State of Florida
Commission #DD 015582
My Commission Expires April 4, 2005

[Signature]
Notary Public
Printed Name: DIANA M. CABRERA
My commission expires:

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**LIMITED
JOINDER AND APPROVAL
Governing Documents For The Promenades**

The undersigned has executed and delivered this instrument for the sole purpose of acknowledging its review and approval of the First Amendment To Amended and Restated Declaration of Covenants, Conditions and Restrictions For The Promenades (the "Promenades First Amendment"), as Developer, as required by the terms and provisions of the Master Declaration of Protective Covenants and Restrictions for MetroWest as recorded in Official Records Book 3759, Page 2756, Public Records of Orange County, Florida, as same has been amended from time to time (collectively, the "Master Declaration"). This review and approval is solely for the purpose of, and limited to, complying with the specific requirements of said Master Declaration, and may not be relied upon by any person or party for any other purpose, including but not limited to, any determination with respect to full consistency or compliance with the terms and conditions of the Master Declaration, or compliance with any requirements of law in the State of Florida.

The execution and delivery of this Limited Joinder and Approval shall not serve to release or waive any of the terms, conditions or requirements set forth in the Master Declaration, which shall remain in full force and effect. As provided in the Master Declaration, in Section 1.19, and in the Promenades Governing Documents, in the event of any conflict or inconsistency between the Master Association Governing Documents, and any Community Association Governing Documents, the Master Association Governing Documents shall control and prevail.

IN WITNESS WHEREOF, the undersigned has caused these presents to be executed and delivered by its duly authorized officers as of the 17 day of September, 2004.

Witness:

LESLIE, L.L.C., a Florida limited liability company

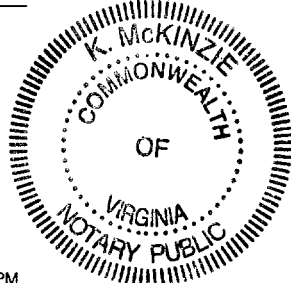
Susan Orleans
Print Name: Susan Orleans

By: Nathan D. Benson
Name: Nathan D. Benson
Title: Manager

Kathy Noll
Print Name: Kathy Noll

STATE OF VIRGINIA
COUNTY OF VIRGINIA BEACH

The foregoing instrument was executed and acknowledged before me this 17 day of September, 2004, by Nathan D. Benson as Manager of LESLIE, L.L.C., a Florida limited liability company, on behalf of the company. /she is personally known to me or has produced N/A as identification and who did/did not take an oath.



K. McKinzie
Notary Public
My Commission Expires: 09/30/06