

**This Instrument Prepared by and Return to:**

Robert L. Tankel, Esquire

**Address:**

Robert L. Tankel, P.A.  
1022 Main Street, Suite D  
Dunedin, FL 34698

**INSTRUMENT#: 2010051432, O BK 19718  
PG 217-219 02/12/2010 at 02:51:14 PM,  
DEPUTY CLERK: LPERTUIS Pat Frank, Clerk  
of the Circuit Court Hillsborough County**

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SPACE ABOVE THIS LINE FOR RECORDING DATA

**CERTIFICATE OF AMENDMENT TO THE DECLARATION OF COVENANTS,  
CONDITIONS AND RESTRICTIONS OF  
MOSS CREEK OF HILLSBOROUGH HOMEOWNERS ASSOCIATION, INC.**

WE HEREBY CERTIFY THAT the attached Second Amendment to the Declaration of Covenants, Conditions and Restrictions of **MOSS CREEK OF HILLSBOROUGH HOMEOWNERS ASSOCIATION, INC.**, as originally described and recorded in Official Records Book 10323, Page 0699 and, subsequently amended by a First Amendment recorded in Official Records Book 10527, Page 1617 of the Public Records of Hillsborough County, Florida, was duly approved in the manner required therein at a meeting held on December 1, 2009.

IN WITNESS WHEREOF, we have affixed our hands this 2 day of February, 2010 at Hillsborough County, Florida.

**MOSS CREEK OF HILLSBOROUGH  
HOMEOWNERS ASSOCIATION, INC.,**  
a Florida not-for-profit corporation

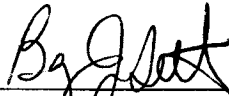
Witnesses:

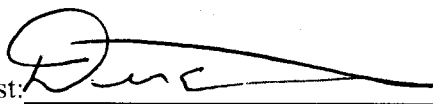
  
\_\_\_\_\_  
Signature of Witness #1

Kendra Gustafson  
Printed Name of Witness #1

  
\_\_\_\_\_  
Signature of Witness #2

Pamela Pinner  
Printed Name of Witness #2

By:   
\_\_\_\_\_  
Barry Gerb, President

Attest:   
\_\_\_\_\_  
Debra Carter, Secretary

STATE OF FLORIDA )  
COUNTY OF HILLSBOROUGH )

The foregoing instrument was acknowledged before me this 2 day of February, 2010 by Barry Gerth and Debra Carter, to me known to be the President and Secretary of Moss Creek of Hillsborough Homeowners Association, Inc., a Florida not for profit corporation, on behalf of the corporation. They are personally known to me or have produced FL DL and \_\_\_\_\_ as identification, and they acknowledged executing the same voluntarily under the authority duly vested in them by said corporation. If no type of identification is indicated, the above-named persons are personally known to me.



Kelly Anderson  
NOTARY PUBLIC

Kelly Anderson  
Printed Name of Notary Public

My Commission Expires: 4/24/2011

**ADOPTED SECOND AMENDMENT  
TO THE  
DECLARATION OF COVENANTS, CONDITIONS  
AND RESTRICTIONS OF  
MOSS CREEK OF HILLSBOROUGH HOMEOWNERS ASSOCIATION, INC.**

1. It is hereby adopted to amend the provisions of Section 8 of Article VII of the Declaration as follows; additions indicated by underlining; deletions indicated by strike-throughs:

**Section 8. Dwellings.** Only ~~one~~ Dwelling may be constructed on any Lot. The minimum square footage of each Dwelling shall be 1450 square feet of air conditioned living space. No trailer, manufactured home, manufactured building, mobile home, tent, shack, garage, barn, storage shed, structure of a temporary character, or other outbuilding shall be constructed or parked on any Lot at any time, except for a construction shack, security trailer, temporary structure or temporary toilet during construction of a Dwelling by Declarant or its transferees. Any Dwelling constructed on a Lot shall be in accord with the front yard and rear yard setback requirements set forth in the Hillsborough County Zoning Regulations. No structural or non-structural additions shall be permitted without written permission of the Architectural Committee. All driveways and sidewalks shall be constructed, reconstructed or repaired with the materials and in the manner in which they were originally constructed, and no colors, coatings, pavers, epoxies or similar treatments shall be permitted unless specifically approved in writing by the Architectural Committee.