

**CERTIFICATE OF AMENDMENT TO AMENDED AND RESTATED DECLARATION
OF BAYTREE COMMUNITY ASSOCIATION, INC.**

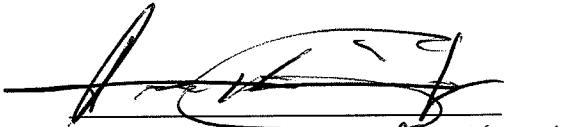
The undersigned President of BAYTREE COMMUNITY ASSOCIATION, INC., a Florida corporation, hereby certifies that the following First Amendment to the Second Amended and Restated Declaration of the Association was approved by the Voting Members at a duly called meeting held on April 27, 2011.

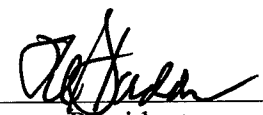
Proper notice was given for the meeting and the amendment was passed pursuant to the Amended and Restated ByLaws of the Association and the Florida Statutes. Said notice stated the purpose, time, date and location of the meeting.

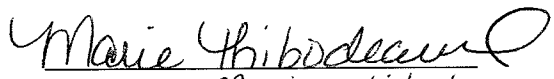
Dated this 27th day of April, 2011.

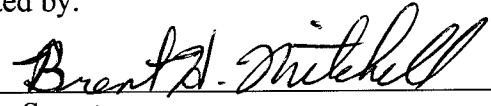
Witnessed by:

THE BAYTREE COMMUNITY ASSOCIATION,
INC.


Print Name: GASTON RAY KNIGHT

By  _____
President


Print Name: MARIE THIBODEAUX

Attested by:
 _____
Secretary

ACKNOWLEDGMENTS

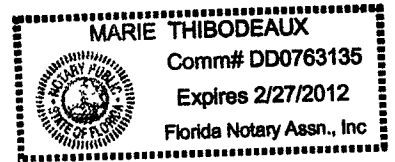
STATE OF FLORIDA
COUNTY OF BREVARD

The foregoing instrument was acknowledged before me this 27th day of April, 2011, by John A. Studts, President of The Baytree Community Association, Inc.; on behalf of the corporation who produced personally known to me as identification and did not take an oath.

Marie Thibodeaux

NOTARY PUBLIC, State of Florida at Large

My Commission Expires:



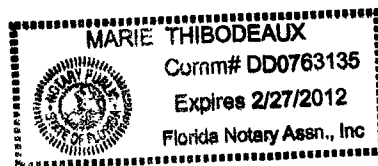
STATE OF FLORIDA
COUNTY OF BREVARD

The foregoing instrument was acknowledged before me this 27th day of April, 2011, by Brent H. Mitchell, Secretary of The Baytree Community Association, Inc., on behalf of the corporation who produced personally known to me as identification and did not take an oath.

Marie Thibodeaux

NOTARY PUBLIC, State of Florida at Large

My Commission Expires:



**AMENDMENT TO SECOND AMENDED AND RESTATED DECLARATION
OF BAYTREE COMMUNITY ASSOCIATION, INC.**

The Second Amended and Restated Declaration of Baytree Community Association, Inc. is amended as follows:

**ARTICLE XII
ARCHITECTURAL STANDARDS.**

All property which is now or may hereafter be subjected to this Declaration except for property owned by the Golf Course owner, its successors and/or assigns, and/or the CDD property, is subject to architectural and site plan review. Notwithstanding the above referenced language, the BCA has the authority to approve structures located on CDD property identified in that certain Architectural Review Agreement dated February 2, 2011, by and between the BCA and the Baytree Community Development District. The BCA has the power to require the submission, review and approval of plans and specifications through the ARC for the type, height, width, shape, size, location, color, appearance, elevation (if applicable) and materials of any structure or other improvement on a Lot and to enforce standards for the external appearance of any structure or improvements located on a Lot. This review shall be in accordance with this Article, and such standards as may be promulgated by the BCA Board or the ARC Standards as set forth in documents entitled B-PARCS. The BCA Board of Directors shall have the authority and standing, on behalf of the BCA, to enforce in courts of competent jurisdiction decisions of the committees established herein. No construction, which term shall include within its definition clearing, excavation, grading, and other site work, no exterior alteration or modification of existing improvements or landscape design, and no plantings of trees, plants or shrubs or removal of existing plants, trees or shrubs shall take place except in strict compliance with this Article, and with the B-PARCS, until the requirements below have been fully met, and until the approval of the appropriate committee has been obtained; provided however no approval of the ARC or any other committee or person shall be required, and no requirements shall be imposed, in connection with constructions, alterations or modifications, landscaping or improvements of the Golf Course and/or any improvements thereon. The BCA Board of Directors may establish reasonable fees to be charged by the committees on behalf of the BCA for review of any application for approval hereunder, which fees, if established, shall be paid in full prior to review of any application hereunder. Notwithstanding the foregoing, the BCA Board of Directors, in its discretion, may establish preliminary procedures for architectural review whereby an Owner or an Owner's agent may meet with the ARC for the purpose of exhibiting to such body preliminary concepts or drawings for the

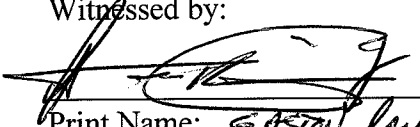
contemplated construction and in order to assist such Owner or Owner=s agent in formulating a design which will comport with the architectural standards of the appropriate Committee. Such discussion shall not be binding on either Committee.

All structures constructed on any portion of the Properties except those owned by the Golf Course owner, its successor and/or assigns, and/or the CDD, shall be designed by and built in accordance with the plans and specifications submitted to the ARC. Notwithstanding the above referenced language, the BCA has the authority to approve structures located on CDD property identified in that certain Architectural Review Agreement dated ~~December~~ Feb. 2, 2010, by and between the BCA and the Baytree Community Development District.


IN WITNESS WHEREOF, this Amendment to the Second Amended and Restated Declaration of Baytree Community Association, Inc., is executed this 27th day of April, 2011.

Witnessed by:

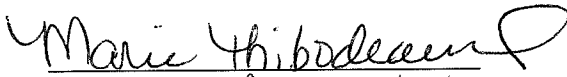
THE BAYTREE COMMUNITY ASSOCIATION, INC.


Print Name: GASTON RAY KNIGHT

By


President

Attested by:

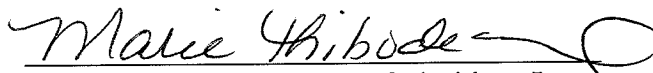

Print Name: Marie Thibodeaux

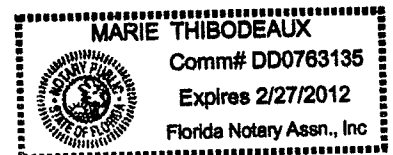

Secretary

ACKNOWLEDGMENTS

STATE OF FLORIDA
COUNTY OF BREVARD

The foregoing instrument was acknowledged before me this 27th day of April, 2011, by JON A. STUBBS, President of The Baytree Community Association, Inc., on behalf of the corporation who produced personally known to me as identification and did not take an oath.


NOTARY PUBLIC, State of Florida at Large
My Commission Expires:



STATE OF FLORIDA
COUNTY OF BREVARD

The foregoing instrument was acknowledged before me this 27th day of April,
2011, by Brent H. Mitchell, Secretary of The Baytree Community
Association, Inc., on behalf of the corporation who
produced personally know to me as identification and did not take an oath.

Marie Thibodeaux
NOTARY PUBLIC, State of Florida at Large
My Commission Expires:

