# FOR REFERENCE USE ONLY

### <u>THIRD AMENDMENT TO AMENDMENT TO AMENDED</u> <u>DECLARATION OF MAINTENANCE COVENANTS AND RESTRICTIONS</u> <u>OF RIVER CROSSING COMMUNITYASSOCIATION</u>

By the affirmative vote of Seventy-five (75%) percent of the members of RIVER CROSSING COMMUNITY ASSOCIATION, INC, voting at a regular meeting of the membership on January 11, 2007, having been given proper notice of the same, the Third Amendment to Amended Declaration of Maintenance Covenants and Restrictions, Second Amendment to Amended Declaration of Maintenance Covenants and Restrictions recorded in Official Records Book 16654, PAGE 916 et seq., and First Amendment to Amended Declaration of Maintenance Covenants and Restrictions recorded in Official Records Book 11290, Page 0747 et seq., as amended on November 28, 2001, recorded on December 19, 2001, of the Public Records of Hillsborough County, Florida, were duly amended as follows:

Article V, Item 5, was amended to read as follows:

### ARTICLE V - ARCHITECTURAL CONTROL AND APPROVAL OF BUILDING PLANS

### 5. Fences.

- i. For those properties listed in Exhibit 1, the fencing in the rear portion of the property shall be 3-rail black aluminum, with alternating pressed spears and a rail over the top. Pickets should be spaced 3 <sup>1</sup>/<sub>2</sub> to 4 <sup>1</sup>/<sub>2</sub> inches apart.
- ii. The front and side fencing of said homes will remain in conformity with the existing fencing provisions (shadowbox or board-on-board).
- iii. The black aluminum fencing shall be 6 feet in height on the side and back and shall begin 5 feet (or other such distance at the discretion of the RCHA Board) before the back corners of the home structure (not including porch/lanal) to join with the wood fencing. However, the back section of the fence is permitted to be 4 feet in height to allow for a less obstructed view.
- iv. The back portion of the aluminum fence shall be built at least 20 feet from the non-flood edge of the ponds, in accordance with the applicable easement for the property, and in conformity with any neighboring fences.
- v. A Puppy-Picket shall be permitted which allows less spacing (1-2 inches) between the pickets at the lower portion of the fence (approximately the lowest 2 feet of fencing) to keep small animals from entering or exiting the fenced enclosure.
- vi. Back gates shall match the fence described in paragraph one.
- vii. This amendment shall apply only to fencing requests received after its passage. All existing fences on said properties may remain until such time as it is necessary for their replacement.

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DATED this 30<sup>th</sup> day of June, 2007

RIVER CROSSING COMMUNITY ASSOCIATION, INC.

By: Michael Williams, as its President

Attest: Grace Bailey, as its Secretary

#### STATE OF FLORIDA

#### COUNTY OF HILLSBOROUGH

The foregoing instrument was acknowledged before me by MICHAEL WILLIAMS, as President, and attested by GRACE BAILEY, as Secretary of RIVER CROSSING COMMUNITY ASSOCATION, INC., a Florida corporation, on behalf of said corporation, who produced FLA. DRIVERS as identification, or who are personally known to me, on this 30 day of June, 2007.

William C. Owens NOTARY PUBLIC, State of Florida

#### EXHIBIT "A"

| 4404 Oak Rive Circle | 4536 Oak Rive Circle | 1919 River Crossings Drive |
|----------------------|----------------------|----------------------------|
| 4406 Oak Rive Circle | 4542 Oak Rive Circle | 1921 River Crossings Drive |
| 4408 Oak Rive Circle | 4544 Oak Rive Circle | 1923 River Crossings Drive |
| 4410 Oak Rive Circle | 4546 Oak Rive Circle | 1925 River Crossings Drive |
| 4412 Oak Rive Circle | 4548 Oak Rive Circle | 1927 River Crossings Drive |
| 4502 Oak Rive Circle | 4550 Oak Rive Circle | 1929 River Crossings Drive |
| 4504 Oak Rive Circle |                      | 2001 River Crossings Drive |
| 4506 Oak Rive Circle |                      | 2003 River Crossings Drive |

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4508 Oak Rive Circle 4510 Oak Rive Circle 4512 Oak Rive Circle 4514 Oak Rive Circle 4516 Oak Rive Circle 4518 Oak Rive Circle 4520 Oak Rive Circle 4522 Oak Rive Circle 4526 Oak Rive Circle 4528 Oak Rive Circle 4530 Oak Rive Circle 4532 Oak Rive Circle 2005 River Crossings Drive 2007 River Crossings Drive 2009 River Crossings Drive 2011 River Crossings Drive 2013 River Crossings Drive 2015 River Crossings Drive 2017 River Crossings Drive

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