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Sandy Crawford

Clerk Of Courts, Brevard County

#Pgs: 5 #Names: 2

Rec: 21.00 Serv 0.00 Excise: 0.00 Int Fax: 0.00

Trust: 3.00 Deed: 0.00 Mlg: 0.00

## SECOND AMENDMENT TO BARRINGTON DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS

32902-1870

JAMES W. PEEPLES III, ESQ.

Cocoa Beach, Florida 32932-0757-

P. O. Box -320757 1870

Melbourne

THIS SECOND AMENDMENT to Declaration of Covenants, Conditions and Restrictions for BARRINGTON ("First Amendment") is made this 28th day of February, 1996 by BARRINGTON DEVELOPMENT, INC., a Florida corporation ("Developer").

## WITNESSETH:

WHEREAS, Developer is the developer under the Declaration of Covenants, Conditions and Restrictions for BARRINGTON dated August 31, 1993 and recorded in Official Records Book 3339, Page 0129, Public Records of Brevard County, Florida ("Declaration"); and

WHEREAS, Paragraph XI.3. Amendments, of the Declaration provides for amendment of the Declaration; and

WHEREAS, Developer desires to amend the Declaration.

NOW, THEREFORE, Developer hereby amends the Declaration by this written action as follows:

- The Declaration is revised to delete the term "Phase 1" as the Declaration was originally recorded against the property which was platted as Phase 1 and Phase 2, it being the intent that both Phase 1 and Phase 2 be subject to the Declaration.
- The legal description of Tract B as referenced in Article VII, Section 1, is hereby attached as Exhibit B.
- The Permit Number from the St. Johns River Water Management District is 40-009-0177.
- Except as modified hereby, the Declaration shall remain in full force and effect.

This instrument prepared by: 70% GRAY, HARRIS & ROBINSON, P.A.



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IN WITNESS WHEREOF, Developer has executed this First Amendment on the day and year first above written.

SIGNED, SEALED AND DELIVERED IN THE PRESENCE OF:

DEVELOPER:

BARRINGTON DEVELOPMENT, INC., a Florida corporation corporation

Witness Signature

LocaSings

Print Witness Name

Margael & Tockson

Witness Signature

MARGAET B WILSON

Print Witness Name

Address: P. O. Box 320637 Cocoa Beach, F1 32932-0637

STATE OF FLORIDA )
COUNTY OF BREVARD

THE FOREGOING INSTRUMENT was acknowledged before me this 28th day of February, 1996 by MAURICE KODSI, as President of BARRINGTON DEVELOPMENT, INC., a Florida corporation, who is personally known to me, or who produced

as identification, and who did take an oath.

My commission expires:

Print Notary Public Name

BRENDA A KING
how but ngt hop test trinlesion CC296536
Expires Jun. 22, 1997
Bonded by ANB
900-852-5878



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## LEGAL DESCRIPTION:

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1,4

A PORTION OF THE NORTH 1/2 OF THE NORTHWEST 1/4 OF SECTION 8, TOWNSHIP CITY OF ROCKLEDGE, BREVARD COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

SOUTH RANGE 36 EAST

COMMENCE AT THE NORTHWEST CORNER OF SAID SECTION B. THENCE RUN S.OFT? . E. FOR A DISTANCE OF 70.00 FEET ALONG THE WEST LINE OF SAID SECTION B TO THE POINT OF INTERSECTION OF ITHE SOUTH RIGHT-OF-WAY LINE OF BARTON BOULEVARD, SAID POINT BEING THE POINT OF BEGINNING. FOR A 1 T COURSE RUILING 10'20"E ALONG SAID SOUTH RIGHT- OF-WAY LINE FOR A DISTANCE OF 989.25 FEET TO THE DINT OF CURVATURE OF A RADIAL ARC WHICH IS TANGENTAL TO THE SOUTH RIGHT-OF-WAY LINE OF DARTON DELEVARD AND HAVING A RADIUS OF 25.00 FEET, SAID ARC BEING CONCAVE TO THE SOUTHEAST; THENCE RIVIALONG SAID ARC FOR A DISTANCE OF 39.31 FEET THROUGH A CENTRAL ANGLE OF 90.0340" TO THE POIN OF TANGENCY; THENCE RUN S.OI" 17'20"E. FOR A DISTANCE OF 55.00 FEET TO THE POINT OF CURVATURE OF A TANAL ARC, SAID ARC DEING CONCAVE TO THE NORTHEAST AND HAVING A RADIUS OF 25.00 FEET: THENCE RUN ONG SAID ARC FOR A DISTANCE OF 39.23 FEET THROUGH A CENTRAL ANGLE OF 89.54.20" TO THE POIN OF TANGENCY: SAID POINT BEING TANGENTAL TO AND LYING ON THE NORTH RIGHT-OF-WAY LINE OF BARRINGT 5.07.56.53 E. FOR A DISTANCE OF 50.35 FEET TO A POINT ON THE SOUTH RIGHT-C CIRCLE: THENCE BUN 5.01-17'20'E. FOR A DISTANCE OF LID. 23 FEET: THENCE BUN 1/20' 48'20' E. FOR A DISTANCE OF 267.00 FEET; THENCE N.00'39'24"E, FOR A DISTANCE OF 09.27 FEET; THENCE JO'20'24"E, FOR A DISTANCE OF GIO.76 FEET; THENCE 5.88 48 39 W. FOR A DISTANCE OF 320.00 FEET; THENCE SOLITOFE, FOR A DISTANCE OF 110.00 FEET TO A POINT ON THE NORTH RIGHT-OF-WAY LINE OF BARRINGTON CALL E: THENCE RUN · 5.88 18 59 W. ALONG THE SAID NORTH RIGHT-OF-WAY LINE FOR A DISTANCE OF BE SO FEET; THENCE MODITORW. FOR A DISTANCE OF LIO.00 FEET; THENCE RUN 5.88.40.59"W. FOR A DISTANCE OF S.OPT7'20"E. FOR A DISTANCE OF HO.OO FEET TO THE HORTH RIGHT-OF-WAY LINE OF BARRINGTON CIRCLE: THENCE RUN 5.88 18:59 W. ALONG THE SAID NORTH RIGHT-OF-WAY LINE FOR A DISTANCE OF 95.05 FEET TO A POINT OF CURVATURE OF THE SAID NORTH RIGHT-OF-WAY LINE: THENCE BUN 5.19 17 03 W. FO. TO A POINT ON THE SOUTH RIGHT-OF-WAY LINE OF BARRINGTON CIRCLE; THENCE RESOUTE FOR A DISTANCE OF 110.00 FEET TO A POINT ON THE NORTH LINE OF KINGS GRANT UNIT THREE, AS ELORDED IN PLAT BOOK 19; PAGE 140, OF THE PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA; THENCE RUN'S 4:48'59"W. ALONG THE SAID' BORTH LINE FOR A DISTANCE OF 40100 FEET TO THE WEST LINE OF THE HORTH IN ORTHWEST 124 AFOREMENTIONED SECTION 0; THENCE RUN N.OPT7'20"W. ALONG SAID WEST LINE FO TO A POINT ON THE SOUTH RIGHT-OF-WAY LINE OF BARTON BOULEVARD, SAID POINT BEING THE POINT OF CONTAINING 29.24 ACRES.

- CIRCLE: THENCE RUN WAY LINE OF BARRINGTON DOO FEET THENCE RUN. A DISTANCE OF 53'36 FEET A DISTANCE OF 1 145,48 FEET A PORTION OF THE NORTH 1/2 OF THE NORTHWEST 1/4 OF SECTION 0, TOWNSHIP 25 SOUTH, RANGE 36 EAST, CITY OF ROCKLEDGE, BREVARD COUNTY, FLORIDA, DEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT THE NORTHWEST CORNER OF SAID SECTION 0; THENCE RUN 5,01° 17'20" E. FOR A DISTANCE OF 70.00 FEET ALONG THE WEST LINE OF SAID SECTION 8 TO THE POINT OF INTERSECTION OF THE SOUTH RIGHT-OF-WAY LINE OF BARTON BOULEVARD: THENCE RUN N.00'40'20"E. ALONG SAID SOUTH RIGHT-OF-WAY LINE FOR A DISTANCE OF 989.25 FEET TO THE POINT OF BEGINNING: THENCE CONTINUE N.08\*40'20"E. ALONG SAID SOUTH RIGHT-OF-WAY LINE FOR A DISTANCE OF 905.84 FEET TO THE WEST LINE OF THE PLAT OF GOLFVIEW SUBDIVISION ADDITION ONE, ACCORDING TO THE PLAT THEREOF. AS RECORDED IN PLAT DOOK 19, PAGE 22, OF THE PUBLIC RECORDS OF DREVARDICOUNTY, FLORIDA: THENCE RUN 5.00°20'24"E, ALONG THE WEST LINE OF SAID GOLFVIEW SUBDIVISION ADDITION ONE, A DISTANCE OF 1,145,90 FEET TO THE NORTH LINE OF KINGS GRANT UNIT TWO. ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 18, PAGE 137, OF THE PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA: THENCE RUN 5.88\*48'59"W. ALONG THE NORTH LINEYOF SAID KINGS GRANT UNIT TWO AND ALONG THE NORTH LINE OF KINGS GRANT UNIT THREE, ACCORDING TO THE PLAT THEREOF, "AS RECORDED IN PLAT BOOK 19, PAGE 140, OF THE PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA; A COMBINED DISTANCE OF 1,397.70 FEET; THENCE RUN N.OF LEOFW. FOR A DISTANCE OF LID.OO FEET TO THE SOUTH RIGHT-OF-WAY LINE OF BARRINGTON CIRCLE: THENCE RUN H. 19° 17'03"E. FOR A DISTANCE OF 53.36 FEET TO THE NORTH RIGHT-OF-WAY LINE OF BARRINGTON CIRCLE: THENCE RUN N.88'48'59"E. ALONG THE NORTH RIGHT-OF-WAY LINE OF BARRINGTON CIRCLE FOR A DISTANCE OF 05.05 FEET: THENCE RUN N.OI\* 17'20"W, FOR A DISTANCE OF 110.00 FEET; THENCE RUN 11.88\*48'59"E. FOR A DISTANCE OF LIO.00 FEET; THENCE RUN S.OI\* LT OFE, FOR A DISTANCE OF LIO.00 FEET TO THE NORTH RIGHT-OF-WAY LINE OF DARRINGTON CIRCLE; THENCE RUN N.88\*40'59"E. ALONG SAID NORTH RIGHT-OF-WAY LINE FOR A DISTANCE OF 327.59 FEET; THENCE RUN N.OI'-I' OFW. FOR A DISTANCE OF 110.00 FEET; THENCE RUM N.00°40'59"E. FOR A DISTANCE OF 320.00 FEET; THENCE RUN N.00°20'24"W. FOR A DISTANCE OF GIO.76 FEET; THENCE RUN 5.00'39'24"W. FOR A DISTANCE OF 09.27 FEET; THENCE RUN, 5.00'40'20"W. FOR A DISTANCE OF 267.00 FEET: THENCE RUN N.OI' 17'20"W. FOR A DISTANCE OF LIO.23 FEET: TO THE SOUTH RIGHT-OF-WAY LINE OF DARRINGTON CIRCLE; THENCE RUN N.07'56'53"W. FOR A DISTANCE OF 50,35 FEET TO A POINT ON THE NORTH RIGHT-OF-WAY LINE OF BARRINGTON CIRCLE SAID POINT BEING THE POINT OF CURVATURE OF A CIRCULAR CURVE CONCAVE TO THE NORTHEAST AND HAVING A RADIUS OF 25.00 FEET: THENCE RUN ALONG THE ARC OF SAID CURVE FOR A DISTANCE OF 39.23 FEET THROUGH A CENTRAL ANGLE OF 09.54'20" TO THE POINT OF TANGENCY; THENCE RUN HOP 17'20"W. A DISTANCE OF 55,00 FEET TO THE POINT OF CURVATURE OF A CIRCULAR CURVE CONCAVE TO THE SOUTHEAST HAVING A RADIUS OF . 25.00 FEET: THENCE RUN ALONG THE ARC OF SAID CURVE FOR A DISTANCE OF 39.31 FEET THROUGH A CENTRAL ANGLE OF 90.05.40° TO THE POINT OF BEGINNING. CONTAINING 20.68 ACRES.

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## EXHIBIT B

Tract "B," drainage and conservation easement, BARRINGTON PHASE I, according to the plat thereof, as recorded in Plat Book 39, Page 90, Public Records of Brevard County, Florida.



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