

SECOND AMENDMENT
OF
AMENDED AND RESTATED DECLARATION OF COVENANTS,
CONDITIONS, AND RESTRICTIONS
FOR
CASABELLA SUBDIVISION

WHEREAS, the Declarant, CASABELLA DEVELOPMENT, LLC desires to further amend the AMENDED AND RESTATED DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS OF CASABELLA SUBDIVISION, as recorded in Official Records Book 5434 at Page 5686 of the Public Records of Brevard County, Florida and the FIRST AMENDMENT thereto as recorded in Official Record Book 5614 at Page 1615 of the Public Records of Brevard County, Florida by executing this Second Amendment to the Amended and Restated Declaration of Covenants, Conditions, and Restrictions as follows:

1. Article X, Miscellaneous. Is amended by adding a new Subsection (3) as set forth below and renumbering the old Subsection (3) as Subsection (4):

"(3) After TRANSITION or TURNOVER no Amendment to the Declaration can be approved that negatively impacts any real property or Lots owned by Declarant without Declarant's prior expressed written approval.

2. All other terms and conditions of the Amended and Restated Declaration of Covenants Conditions and Restrictions for Casabella Subdivision as previously amended not in conflict with this Second Amendment shall remain in full force and effect and be binding upon all Owners.

IN WITNESS WHEREOF, the parties hereto have subscribed their names and have caused this Agreement to be executed as of this 22 day of April, 2009.

WITNESSES:

Dixie L Maxwell
Print Name: Dixie L Maxwell

Alice Bocare
Print Name: Alice Bocare

Dixie L Maxwell
Print Name: Dixie L Maxwell

Alice Bocare
Print Name: Alice Bocare

CASABELLA DEVELOPMENT, LLC.

By: Ronald D Levy
Ronald D. Levy, Managing Member

By: Norma Levy
Norma D. Levy, Managing Member

STATE OF FLORIDA
COUNTY OF BREVARD

The foregoing instrument was acknowledged before me this 22nd day of April, 2009, by Ronald D. Levy and Norma D. Levy, managing members on behalf of Casabella Development, LLC, a Florida limited liability corporation.



AFFIX NOTARY STAMP

Tamyra K Dawson
Signature of Notary Public
Tamyra K Dawson
(Print Notary Name)
My Commission Expires: 9-12-09
Commission No. DD469133

Personally known, or
 Produced Identification
Type of Identification Produced:
