

This instrument was prepared by
and when recorded return to:
E. Snow Martin, Jr.
Martin & Martin, P.A.
Post Office Box 117
Lakeland, Florida 33802-0117

**CERTIFICATION AS TO
AMENDMENT TO
DECLARATION OF RESTRICTIVE COVENANTS AND CONDITIONS
FOR
BEVERLY RISE SUBDIVISION**

1. I am the duly elected, qualified and acting Secretary of the Corporation, and as such officer, have custody of the corporate records of the Corporation and its corporate seal.
2. The Declaration of Restrictive Covenants and Conditions for Beverly Rise Subdivision heretofore filed in O.R. Book 04389, Page 1184, public records of Polk County, Florida, was upon the written direction of more than seventy-five percent (75%) of the members, modified as follows:

(k) The surface water management system facilities shall be owned by the association or said surface water management system facilities shall be denominated as common property and it shall be the responsibility of the association to operate and maintain the surface water management system facilities as permitted by the Southwest Florida Water Management District ("District"). Operation and maintenance and reinspection reporting shall be performed in accordance with the terms and conditions of the Environmental Resource Permit.

- Page 1 of 2

- iii. The District has the right to take enforcement measures, including a civil action for injunction and/or penalties, against the association to compel it to correct any outstanding problems with the surface water management system facilities.

Paragraph 16 is amended to add the following:

- (o) If the association ceases to exist, all of the lot owners, parcel owners or unit owners shall be jointly and severally responsible for operation and maintenance of the surface water management system facilities in accordance with the requirements of the Environmental Resource Permit, unless and until an alternative entity assumes responsibility.

EXECUTED this 14 day of Dec., 2000.

Witnessed by:

BEVERLY RISE PROPERTY
OWNERS' ASSOCIATION, INC., a
Florida not for profit corporation

[Signature]
Print: John C. McKnight

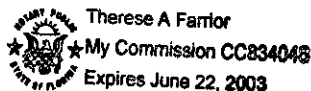
By: [Signature]
WILLIAM H. LOFTIN, Secretary

[Signature]
Print: Therese A. Farnior

STATE OF FLORIDA
COUNTY OF POLK

The foregoing instrument was acknowledged before me this 14th day of December, 2000 by WILLIAM H. LOFTIN, as Secretary of Beverly Rise Property Owners' Association, Inc., a Florida not for profit corporation, on behalf of the corporation, who is personally known to me.

(seal)



[Signature]
Notary Public

POLK OR BK 04592 PG 0375