

**FIRST ANNEXATION AMENDMENT OF DECLARATION
OF COVENANTS AND RESTRICTIONS FOR
COUNTRYSIDE WEST PUD**

This instrument executed this 4th day of March, 1996, is executed by Intervest Construction, Inc., a Florida corporation, to be recorded in the Public Records of Volusia County, Florida. All references to recording data herein are to the Public Records of Volusia County, Florida.

WHEREAS, Intervest Construction, Inc. is the Declarant under that Declaration of Covenants and Restrictions for Countryside West PUD ("the Declaration") recorded in Official Records Book 3996, Pages 902 through 937, inclusive, and

WHEREAS, Section 6 of Article X of the Declaration provides in part that the "Declarant may, in its sole discretion and judgment, subject additional phases of real property to the terms of the Declaration by recording an annexation amendment in the public records of Volusia County, Florida," and

WHEREAS, the Declarant desires and intends to subject that real property described on Exhibit A attached hereto to the provisions of the Declaration, and to the jurisdiction of Countryside West PUD Homeowners Association, Inc.

NOW, THEREFORE, in consideration of the premises hereinabove set forth and other good and valuable considerations, the receipt and sufficiency of which are acknowledged, Intervest Construction, Inc. hereby annexes that real property described on Exhibit A attached hereto and declares the same to hereafter be subject to the jurisdiction of Countryside West PUD Homeowners Association, Inc., and to all of the terms and conditions of the Declaration, as if the aforescribed real property were originally set forth therein; and the aforescribed real property shall be henceforth held, sold, transferred and conveyed subject to all of the terms, conditions, obligations, covenants, rights, privileges, and immunities of the Declaration, and the covenants of the same shall constitute covenants running with the land.

Except as set forth above, Declarant hereby ratifies and confirms all of the terms and conditions of the Declaration.

IN WITNESS WHEREOF, Intervest Construction, Inc. has caused these presents to be executed under seal by its president.

Signed, sealed and delivered
in the presence of:

Nancy Bozczuzi
Nancy Bozczuzi
(Name Printed or Typed)

Teresa J. Thornton-Hill
Teresa J. Thornton-Hill
(Name Printed or Typed)

INTERVEST CONSTRUCTION, INC.
a Florida corporation

By: Morteza Hosseini-Kargar
Morteza Hosseini-Kargar, President

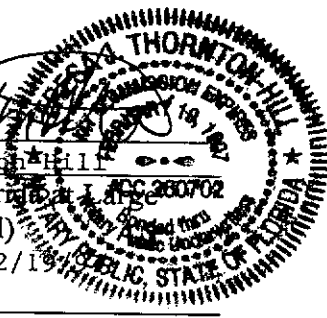
(Corporate Seal)

STATE OF FLORIDA
COUNTY OF VOLUSIA

The foregoing instrument was acknowledged before me this 4th day of March, 1996, by Morteza Hosseini-Kargar, as President of Intervest Construction, Inc., a Florida corporation, on behalf of the corporation. He is personally known to me or has produced personally known as identification.

NOTARY PUBLIC

Sign: Teresa J. Thornton-Hill
Print: Teresa J. Thornton-Hill
State of Florida
(Seal)
My Commission Expires: 2/19/97
Title/Rank: _____
Commission Number: CC260702



COUNTRYSIDE WEST PUD
LEGAL DESCRIPTION

Exhibit A

THE NORTHEAST ONE-QUARTER OF THE SOUTHEAST ONE-QUARTER OF SECTION 17,
TOWNSHIP 16 SOUTH, RANGE 33 EAST, VOLUSIA COUNTY, FLORIDA

LESS AND EXCEPT THE FOLLOWING DESCRIBED PARCEL

A PARCEL OF LAND BEING A PART OF SECTION 17, TOWNSHIP 16 SOUTH, RANGE 33
EAST, IN THE CITY OF PORT ORANGE, VOLUSIA COUNTY, FLORIDA, BEING MORE
PARTICULARLY DESCRIBED AS FOLLOWS:

FROM A POINT OF COMMENCEMENT BEING THE MOST SOUTHWESTERLY POINT IN
COUNTRYSIDE P.U.D., UNIT III E AS RECORDED IN PLAT BOOK 41 ON PAGES 91 AND 92
AMONG THE PUBLIC RECORDS OF VOLUSIA COUNTY, FLORIDA, FROM SAID POINT OF
COMMENCEMENT; THENCE S00°01'36"W DEPARTING THE BOUNDARY OF SAID
COUNTRYSIDE P.U.D., UNIT III E AND ALONG THE EAST LINE OF SAID SECTION 17,
380.95 FEET; THENCE CONTINUE S00°01'36"W ALONG THE EASTERLY LINE OF SAID
SECTION 17, 953.70' TO A POINT MARKING THE SOUTHEASTERLY CORNER OF THE
NORTHEAST ONE-QUARTER OF THE SOUTHEAST ONE-QUARTER OF SAID SECTION
17; THENCE S89°56'19"W ALONG THE SOUTHERLY LINE OF THE NORTHEAST ONE-
QUARTER OF THE SOUTHEAST ONE-QUARTER OF SAID SECTION 17, 164.96 FEET;
THENCE N00°03'41"W, 197.23 FEET; THENCE S71°23'01"W, 60.64 FEET; THENCE
N18°36'59"W, 50.00 FEET; THENCE S71°23'01"W, 54.50 FEET TO A POINT OF
CURVATURE OF A CURVE CONCAVE TO THE RIGHT, HAVING A RADIUS OF 250 FEET;
THENCE SOUTHWESTERLY ALONG THE ARC OF SAID CURVE, PASSING THROUGH A
CENTRAL ANGLE OF 18°24'17", SUBTENDED BY A CHORD BEARING AND DISTANCE OF
S80°35'10"W, 79.96 FEET AN ARC LENGTH OF 80.31 FEET; THENCE N08°21'28"W,
159.63 FEET; THENCE N18°36'59"W, 161.36 FEET; THENCE N27°17'12"W, 208.74 FEET
TO A POINT OF CURVATURE OF A CURVE CONCAVE TO THE RIGHT HAVING A RADIUS
OF 360.00 FEET; THENCE NORTHWESTERLY ALONG THE ARC OF SAID CURVE,
PASSING THROUGH A CENTRAL ANGLE OF 27°18'48", SUBTENDED BY A CHORD
BEARING AND DISTANCE OF N13°37'48"W, 169.99 FEET, AN ARC LENGTH ON 171.61
FEET TO A POINT OF TANGENCY; THENCE N00°01'36"E, 293.97 FEET; THENCE
S89°57'01"E, 60.03 FEET TO A POINT OF CURVATURE OF A CURVE CONCAVE TO THE
RIGHT, HAVING A RADIUS OF 75.00 FEET; THENCE SOUTHEASTERLY ALONG THE ARC
OF SAID CURVE, PASSING THROUGH A CENTRAL ANGLE OF 09°30'45", SUBTENDED
BY A CHORD BEARING AND DISTANCE OF S85°11'39"E, 12.44 FEET, AN ARC LENGTH
OF 12.45 FEET; THENCE N09°33'44"E, 50.00 FEET; THENCE N00°02'59"E, 136.72 FEET;
THENCE S89°57'01"E, ALONG THE SOUTHERLY LINE OF CYPRESS COVE, PHASE I, AS
PER MAP OR PLAT OF RECORD IN MAP BOOK 35 AT PAGE 138 OF THE PUBLIC
RECORDS OF VOLUSIA COUNTY, FLORIDA, 499.24 FEET TO THE POINT OF BEGINNING.
SAID PARCEL CONTAINS 13.84 ACRES MORE OR LESS.

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