

**WRITTEN CONSENT
OF THE
MEMBERS
OF
TREE TOPS I, LLC.**

The undersigned, being all of the members of the Tree Tops I, LLC, a Florida limited liability company, waiving notice hereof, hereby consent to and take the following action(s) in lieu of holding a meeting regarding same pursuant to Section 608.4231, Florida Statutes, the Operating Agreement and the Articles of Organization:

RESOLVED, that Tree Tops I, LLC., as the "Declarant" pursuant to the Declaration of Covenants, Restrictions and Easements for Tree Tops Neighborhood, including without limitation Section 16.5 (Amendments) thereof, hereby adopts and approves the attached Second Amendment to the Declaration of Covenants, Restrictions and Easements for Tree Tops Neighborhood.

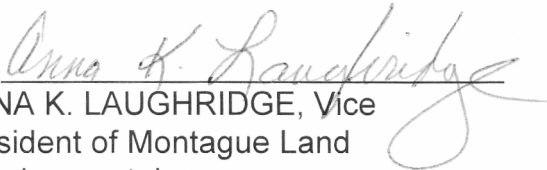
DATED and entered into effective the 22nd day of May, 2003.

MEMBER:

TREE TOPS I, LLC, a Florida Limited Liability Company

By: Montague Land Development, Inc.,
a Florida corporation, as its sole member and
Operating Manager

Dated Effective: 5-19-03

By: 
ANNA K. LAUGHRIDGE, Vice
President of Montague Land
Development, Inc.

TREE TOPS NEIGHBORHOOD

SECOND AMENDMENT TO THE DECLARATION OF COVENANTS, RESTRICTIONS AND EASEMENTS FOR TREE TOPS NEIGHBORHOOD

Prepared by and to be Returned To:
Dean W Birch, Esquire
Gatlin & Birch, P.A.
620 Twiggs Street
Tampa, Florida 33602

**SECOND AMENDMENT TO THE
DECLARATION OF COVENANTS, RESTRICTIONS AND EASEMENTS
FOR TREE TOPS NEIGHBORHOOD**

THIS SECOND AMENDMENT TO THE DECLARATION OF COVENANTS, RESTRICTIONS AND EASEMENTS FOR TREE TOPS NEIGHBORHOOD (the "First Amendment") is made as of May 22, 2003, by **TREE TOPS I, LLC**, a Florida limited liability company ("Declarant").

WHEREAS, Declarant is the "Declarant" as defined in that certain DECLARATION OF COVENANTS, RESTRICTIONS AND EASEMENTS FOR TREE TOPS NEIGHBORHOOD which was recorded on or about September 6, 2002, at O.R. Book 11914, Page 1443, Public Records of Hillsborough County, Florida, hereinafter referred to as the "Declaration";

WHEREAS, the **TREE TOPS NEIGHBORHOOD ASSOCIATION, INC.** has certain duties and responsibilities pursuant to the Declaration;

WHEREAS, the Declarant has the unilateral right and power, pursuant to the Declaration (including without limitation Section 16.5 thereof), to amend the Declaration;

WHEREAS, control of the Association's Board has not transitioned to the Members (other than the Declarant); and

WHEREAS, Declarant desires to amend the Declaration as hereinafter set forth below.

NOW, THEREFORE, the Declarant, pursuant to the terms of the Declaration, including without limitation Sections 16.5 thereof, hereby amends the Declaration of Covenants, Restrictions and Easements for Tree Tops Neighborhood as follows:

1. The Declaration is hereby amended to include the following new section 16.17:

"16.17 Perpetual Preservation of Wetland Setback Augmentation Plantings. Pursuant to that certain Hillsborough County, Florida, Decision of the Land Use Hearing Officer Decision by Harold W. Youmans, dated March 4, 2003 (VAR 03-0030 KB), which granted a wetlands setback variance, it is hereby provided that the wetland setback plantings made in the Neighborhood in accordance with the wetland setback vegetation augmentation plan(s) now and/or hereafter approved by the county with regard to the wetlands setback area shall be perpetually preserved and maintained for their intended protection of the wetlands area.

As such, each Owner of a Lot (other than the Declarant), which includes any portion of any wetlands setback area subject to any such augmentation plan, shall have the sole responsibility for installing, and thereafter perpetually preserving, Maintaining and replacing, such wetlands setback plantings, and shall comply with all of the other terms and conditions of the wetlands setback vegetation augmentation plan(s), to the extent such plan(s) is/are applicable to the Owner and/or the Owner's Lot.

IN WITNESS WHEREOF, TREE TOPS I, LLC, by and through its sole member and Operating Manager, Montague Land Development, Inc., has caused these presents to be duly executed this _____ day of _____, 2003

WITNESSES:

TREE TOPS I, LLC, a Florida Limited Liability Company

By: Montague Land Development, Inc.,
a Florida corporation, as its sole member and Operating Manager

By: _____

ANNA K. LAUGHRIDGE, Vice
President of Montague Land
Development, Inc.

Printed Name: _____

Printed Name: _____

STATE OF FLORIDA
COUNTY OF HILLSBOROUGH

_____ The foregoing instrument was acknowledged before me this _____ day of _____, 2003, by ANNA K. LAUGHRIDGE, as the President of Montague Land Development, Inc., on behalf of the corporation, as the sole member and Operating Manager of Tree Tops I, LLC, the Declarant hereunder. She is personally known to me or produced _____ as identification.

(Affix Notary Seal)

Name: _____

Notary Public - State of Florida