

Prepared by:
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25 West Government Street
Pensacola, FL 32502
SRM-09-3024

**SECOND AMENDMENT TO THE DECLARATION OF COVENANTS, CONDITIONS
AND RESTRICTIONS FOR SOARING SUBDIVISION**

This Second Amendment to the Declaration of Covenants, Conditions and Restrictions of Soaring Subdivision (the "Amendment") is made this 20 day of October 2009.

WITNESSETH:

WHEREAS, the Declaration of Covenants, Conditions and Restrictions for Soaring Subdivision, dated January 27, 2005, is recorded in Official Records Book 5566, at Page 135 of the public records of Escambia County, Florida (the "Declaration");

WHEREAS, the Amendment to the Soaring Declaration of Covenants, Conditions and Restrictions, dated March 10, 2009, is recorded in Official Records Book 6438, at Page 1832 of the public records of Escambia County, Florida; and

WHEREAS, in accordance with Article VIII, Section 3 of the Declaration, this instrument has been signed by more than two-thirds (2/3) of the Lot Owners with voting rights as set forth in Article II, Section 2 of the Declaration, to amend the Declaration to include an additional restriction regarding approval of and restrictions as to the placement of basketball goals on the Lots.

NOW THEREFORE, effective as of the date of recording of this instrument in the public records of Escambia County, Florida, the lots in Soaring Subdivision shall be encumbered by and subject to each and all of the provisions:

Article IV of the Declaration is hereby modified to include the following:

Section 28. **Basketball Goals.** Architectural Review Committee approval is required for basketball goal and/or basketball backboards. Only temporary or sleeve mounted backboards and support structures are allowed. Goals must be located in the rear yard, towards the back of the home and appropriately screened so that they are not visible from any street. Goals in side yards or those otherwise visible from a street are expressly prohibited.

IN WITNESS WHEREOF, the undersigned has caused this Second Amendment to the Declaration to be executed this 1st day of October, 2009.

Signed, sealed and delivered
in the presence of:

Heron's Forest Development Company

Jennifer J. Rigby
Print Name: Jennifer J. Rigby

Garrett W. Walton
By: Garrett W. Walton, its president

Dirk Baker
Print Name: Dirk Baker

(owner of Lots 1 and 2, Block A, Lot 8,
Block B, Lot 1, Block C and Lots 4 and 7,
Block D)

STATE OF FLORIDA
COUNTY OF ESCAMBIA

The foregoing instrument was acknowledged before me this 1 day of October 2009, by Garrett W. Walton, as president of Heron's Forest Development Company, a Florida corporation.

Jennifer J. Rigby
NOTARY PUBLIC
Print Name: Jennifer J. Rigby

Personally known
OR
 Produced Identification
Type of Identification produced _____

