

Prepared by and return to:
WaterMill Master Association, Inc.
4729 U. S. Highway 17, Suite 204
Orange Park, Florida 32003

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JIM FULLER
CLERK CIRCUIT COURT
DUVAL COUNTY
RECORDING \$ 21.00
TRUST FUND \$ 3.00

5 MIN. RETURN
PHONE # 264-6553

FIFTH SUPPLEMENTAL DECLARATION
TO
DECLARATION OF COVENANTS, CONDITIONS, RESTRICTIONS
AND EASEMENTS FOR
WATERMILL AND
NOTICE OF ASSESSMENTS FOR
WATERMILL MASTER ASSOCIATION, INC.

THIS FIFTH SUPPLEMENTAL DECLARATION is made this 7rd day of January, 2004, by WATERMILL, L.L.C., a Florida limited liability company ("Declarant").

RECITALS

A. Declarant, subjected certain lands to the terms and conditions of the Declaration of Covenants, Conditions, Restrictions and Easements for WaterMill and Notice of Assessments for WaterMill Master Association, Inc. recorded in the Official Records Book 9927, page 781, as amended by the First Amendment recorded in Official Records Book 10245, page 829, the first Supplemental Declaration recorded in Official Records Book 10106, page 933, the second Supplemental Declaration recorded in Official Records Book 10736, page 1388, the third Supplemental Declaration recorded in Official Records Book 10804, page 1960, and the fourth Supplemental Declaration recorded in Official Records Book 11009, page 1774 of the public records of Duval County, Florida ("Declaration").

B. Pursuant to Section 2.2 of the Declaration, The Declarant is authorized to subject other lands contained within the Future Development Property to the terms and conditions of the Declaration by recording Supplemental Declarations.

C. Declarant is the owner of certain lands which are contained within the Future Development Property which are more fully described as all of the lands contained in:

WaterMill Unit Eight according to plat thereof recorded in Plat Book 56, Pages 43 through 43D of the public records of Duval County, Florida ("Unit Eight Land")

The Unit Eight Land is sometimes referred to herein as "Additional Property".

D. Further pursuant to the provisions of Section 2.2 of the Declaration, the Supplemental Declaration may vary the terms of the Declaration by addition, deletion, or modification so as to reflect any unique characteristics of a particular portion of the development of the Additional Property.

NOW THEREFORE, in consideration of the premises the Declarant hereby declares:

1. All Recitals are true and correct

2. The Additional Property is hereby subjected to all terms and conditions of the Declaration and all owners of all or any portion of the Additional Property shall be bound by all such terms and conditions and shall have all rights and obligations set forth herein. The Additional Property shall be held, transferred, conveyed and encumbered in compliance with the terms and conditions of the Declaration, which are covenants running with title to the Additional Property.

3. The following paragraph is hereby added to Section 8.8 of the Declaration:

"The Lots contained in the Unit Eight Land shall be improved with dwellings containing not less than Twelve Hundred (1,200) square feet of heated and air conditioned space."

The minimum set backs for the Unit Eight Land is as follows:

Front Setback	20 feet
Rear Setback	10 feet
Side Setback	5 feet
Side Street Setback	10 feet"

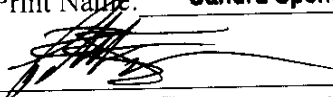
4. Except as set forth herein, all terms and conditions of the Declaration remain in full force and effect.

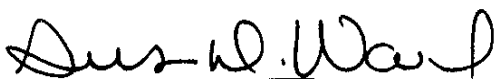
IN WITNESS WHEREOF, the undersigned has set its hand and seal as of the date first above written.

Signed, sealed and delivered
In the presence of:

WATERMILL, L.L.C., A Florida limited
liability company


Print Name: Sandra Spencer

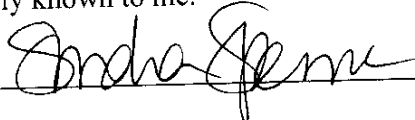

Print Name: PATRICK WALLACE

By: 
Susan D. Wood, Vice President
The Wood Development Company
of Jacksonville Inc., Managing
Member

[Corporate Seal]

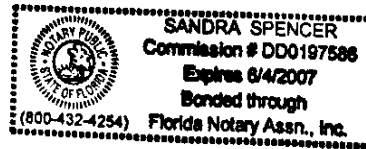
STATE OF FLORIDA
COUNTY OF CLAY

The foregoing instrument was acknowledged before me this 8th day of January, 2004, by Susan D. Wood, Vice President of The Wood Development Company of Jacksonville, Inc., Managing Member of WATERMILL, L.L.C., a Florida limited liability company, on behalf of the limited liability company. She is personally known to me.



Print Name: Sandra Spencer

Notary Public – State of Florida
My commission expires: 6/4/07
Commission number: _____



**CONSENT AND JOINDER
FIFTH SUPPLEMENTAL DECLARATION TO
DECLARATION OF COVENANTS, CONDITIONS, RESTRICTIONS AND
EASEMENTS FOR WATERMILL AND NOTICE OF ASSESSMENTS FOR
WATERMILL MASTER ASSOCIATION, INC.**

THE UNDERSIGNED being the record title owner of a portion of the "Additional Property" defined in, and being subjected to the foregoing Fifth Supplemental Declaration To Declaration of Covenants, Conditions, Restrictions and Easements for WaterMill and Notice of Assessments for WaterMill Master Association, Inc., does hereby join therein for the purpose of subjecting such property owned by the undersigned to the covenants, restrictions, easements, charges and liens of such Declaration; provided, however, that this Joinder shall not make the undersigned the Declarant of nor in any manner liable for the acts, omissions or obligations thereof.

IN WITNESS WHEREOF, this Joinder has been executed this 12th day of January, 2004.

D.S. WARE HOMES OF FLORIDA, INC, a Florida corporation

[Signature]
Witness #1

[Signature]
Witness #2

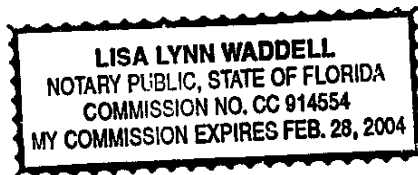
By: *[Signature]*
Karen Chappell, Vice President

STATE OF FLORIDA
COUNTY OF DUVAL

The foregoing Instrument was acknowledged and sworn to before me this 14 day of January, 2004, by Karen Chappell, Vice President of D.S. WARE HOMES OF FLORIDA, INC., a Florida corporation, on behalf of the corporation and did (did not) take an oath. He/She is personally known to me or produced the following identification _____.

[Signature]
Notary Public

My commission expires: Feb. 28, 04



**CONSENT AND JOINDER
FIFTH SUPPLEMENTAL DECLARATION TO
DECLARATION OF COVENANTS, CONDITIONS, RESTRICTIONS AND
EASEMENTS FOR WATERMILL AND NOTICE OF ASSESSMENTS FOR
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IN WITNESS WHEREOF, this Joinder has been executed this 12th day of January, 2004.

**WATSON HOME BUILDERS, INC., a
Florida corporation**

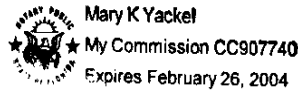
Kelly Morris
Witness #1
Mary K Yackel
Witness #2

By: [Signature], PRES.

STATE OF FLORIDA
COUNTY OF DUVAL

The foregoing Instrument was acknowledged and sworn to before me this 12 day of January, 2004, by JAMES D. Watson, President of **WATSON HOME BUILDERS, INC.**, a Florida corporation, on behalf of the corporation and did (did not) take an oath. He/She is personally known to me or produced the following identification _____.

Mary K Yackel
Notary Public



My commission expires: _____