

**Prepared by and return to:**  
Melissa S. Turra, Esq.  
Holland & Knight LLP  
50 N. Laura Street, Suite 3900  
Jacksonville, Florida 32202

**NINTH  
SUPPLEMENTAL DECLARATION  
TO THE DECLARATION OF COVENANTS,  
CONDITIONS, RESTRICTIONS AND EASEMENTS  
FOR WATERMILL  
(The CornerStone at Watermill)**

**THIS SUPPLEMENTAL DECLARATION** is made this 29<sup>th</sup> day of August, 2005 by **WATERMILL, L.L.C.**, a Florida limited liability company ("Developer").

**RECITALS**

A. Developer subjected certain lands owned by it to the Declaration of Covenants, Conditions, Restrictions and Easements for WaterMill and Notice of Assessments for WaterMill Master Association, Inc. (the "Master Association") on March 22, 2001, and recorded on March 27, 2001, in Official Records Book 9927, page 1781, of the public records of Duval County, Florida, as amended and supplemented from time to time (collectively, the "Declaration").

B. Pursuant to Section 2.5 of the Declaration, Developer is authorized to subject lands owned by others to the terms and conditions of the Declaration by recording supplemental declarations, which subjects such land to the terms and conditions of the Declaration (so long as the owner of the land joins in and consents to the supplemental declaration).

C. Upon recording of the supplemental declaration, such additional land shall be considered within the definition of the term "Property" for all purposes of the Declaration.

D. Developer desires to subject the land more fully described in **Exhibit A** attached hereto and made a part hereof (the "The CornerStone at Watermill Property") to the terms and conditions of the Declaration.

E. Watermill Townhomes, LLC, a Florida limited liability company, as the fee simple owner of The CornerStone at Watermill Property, joins in and consents to this Supplemental

Declaration for the purpose of subjecting The CornerStone at Watermill Property to the terms and conditions of the Declaration.

NOW THEREFORE, in consideration of the premises and other good and valuable consideration, the receipt and adequacy of which are acknowledged, the parties declare as follows:

1. Addition of The CornerStone at Watermill Property. On the date hereof, Developer hereby subjects The CornerStone at Watermill Property to the terms and conditions of the Declaration. The CornerStone at Watermill Property shall be held, sold, occupied, leased and conveyed subject to the covenants, conditions, restrictions and easements of the Declaration as amended and supplemented from time to time, which are covenants running with the land and shall be binding on all parties sharing any right, title or interest in The Cornerstone at WaterMill Property.

2. Common Property. None of the property located within The CornerStone at Watermill Property shall be deemed to be Common Property of the WaterMill Master Association, Inc.

3. No Further Revisions. Except as modified and supplemented herein, the terms and conditions of the Declaration remain in full force and effect.

This Supplemental Declaration has been executed as of the day and year first above written.

Signed and sealed in the presence of:

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

Shirley Smith  
Print Name: SHIRLEY SMITH

By: The Wood Development Company of Jacksonville, a Florida corporation, its managing member

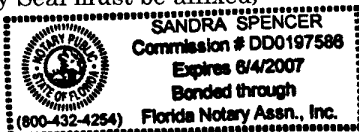
Dolores C. McNeal  
Print Name: Dolores C. McNeal

By: Susan D. Wood  
Susan D. Wood, Vice President

STATE OF FLORIDA  
COUNTY OF Duval

The foregoing instrument was acknowledged before me this 29 day of August, 2005, by Susan D. Wood, as Vice President of The Wood Development Company of Jacksonville, a Florida corporation, the managing member of WaterMill, L.L.C., a Florida limited liability company, on behalf of the corporation and the limited liability company. She  is personally know to me or  produced \_\_\_\_\_ as identification.

{Notary Seal must be affixed}



Sandra Spencer  
Print Name: Sandra Spencer  
Notary Public - State of Florida  
My commission expires: \_\_\_\_\_  
Commission number: \_\_\_\_\_

CONSENT AND JOINDER

The undersigned is the owner of The CornerStone at Watermill Property, and the undersigned hereby joins in and consents to the Supplemental Declaration to the Declaration of Covenants, Conditions, Restrictions and Easements for WaterMill (The Cornerstone at Watermill), to be recorded in the public records of Duval County, Florida. The undersigned hereby subjects the title to its Property to all terms and conditions thereof.

IN WITNESS WHEREOF, the undersigned sets its hand and seal as of this 30<sup>th</sup> day of August, 2005.

Signed, sealed and delivered in the presence of:

[Signature]  
Print Name Bret A. Holmes

WATERMILL TOWNHOMES, LLC, a Florida limited liability company

By: TWT Development Corporation, a Florida corporation, its Manager

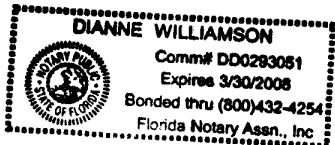
[Signature]  
Print Name Elizabeth F. Towers

By: [Signature]  
William B. Towers, Jr., Its Director

STATE OF FLORIDA  
COUNTY OF DUVAL

The foregoing instrument was acknowledged before me this 30<sup>th</sup> day of August, 2005, by William B. Towers, Jr., as Director of TWT Development Corporation, the Manager of Watermill Townhomes, LLC, a Florida limited liability company, for and on behalf of the limited liability company and the corporation. Such person  is personally known to the undersigned or  produced \_\_\_\_\_ as identification.

{Notary Seal must be affixed}



[Signature]  
(Signature of Notary)  
Dianne Williamson  
(Print Name of Notary Public)  
Notary Public, State of Florida  
My Commission Expires: 3-30-08  
Commission No.: DD0293051

### CONSENT OF MORTGAGEE

The undersigned is the holder of that certain mortgage more particularly described as follows:

Mortgage recorded in Official Records Book 11462, page 87, of the public records of Duval County, Florida (the "Mortgage"),

~~and is the secured party under that certain financing statement more particularly described as follows:~~

~~UCC-1 Financing Statement recorded in Official Records Book \_\_\_\_\_ page \_\_\_\_\_ of the public records of Duval County, Florida ("Financing Statement"),~~

and hereby joins in and consents to the recording of the Supplemental Declaration to the Declaration of Covenants, Conditions, Restrictions and Easements for WaterMill (The Cornerstone at Watermill, dated August 29, 2005, and hereby subordinates the lien of its Mortgage and Financing Statement to the terms and conditions thereof.

The undersigned sets its hand and seal on this the 30<sup>th</sup> day of August, 2005.

Witnesses:

[Signature]  
Print Name: STEVEN KELLEY  
[Signature]  
Print Name: MICHELLE DIAZ

SUNTRUST BANK

By: [Signature]  
Its: VICE-PRESIDENT  
Print Name: STEVEN T. KELLEY

STATE OF FLORIDA  
COUNTY OF Duval

The foregoing instrument was acknowledged before me this 30 day of August, 2005, by Steven Kelley, the VICE President of SunTrust bank, a Georgia banking corporation, on behalf of the corporation. Such person  is personally known to the undersigned or  produced \_\_\_\_\_ as identification.

(Notary Seal must be affixed)



Michelle Diaz  
Commission #DD333881  
Expires: Jun 29, 2008  
Bonded Thru  
Atlantic Bonding Co., Inc.

[Signature]  
(Signature of Notary)  
MICHELLE DIAZ  
(Print Name of Notary Public)  
Notary Public, State of Florida  
My Commission Expires: \_\_\_\_\_  
Commission No.: \_\_\_\_\_

**Exhibit A**

**Legal Description for The CornerStone at Watermill Property**

The real property being a portion of Section 32, Township 3 South, Range 25 East, City of Jacksonville, Duval County, Florida, more particularly described in the plat of Watermill Townhomes as recorded in Plat Book 57, pages 2, 2A, 2B and 2C of the public records of Duval County, Florida.

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