

8:40
③

Pamela L. Whitaker, Register	
Sumner County Tennessee	
Rec #: 799106	Instrument #: 1037503
Rec'd: 20.00	Recorded
State: 0.00	1/15/2013 at 8:40 AM
Clerk: 0.00	in Record Book
Other: 2.00	3706
Total: 22.00	Pgs 151-154

THIS INSTRUMENT PREPARED BY:
 John M. Baird
 jBairdlaw
 4117 Hillsboro Road, Suite 103-165
 Nashville, Tennessee 37215

AMENDMENT TO DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS FOR ELK ACRES

This Amendment to Declaration of Covenants, Conditions and Restrictions for Elk Acres (this "Amendment") is made as of the 13th day of December, 2012, by Goodall Inc. Builders pursuant to Article IV, Section 14 (and as successor Declarant under) that Declaration of Covenants, Conditions and Restrictions for Elk Acres, of record in Record Book 679, Page 802, Register's Office for Sumner County, Tennessee (as supplemented and amended as to additional phases by instruments of record in Record Book 2809, Page 644, Register's Office for Sumner County, Tennessee and Record Book 3256, Page 727, Register's Office for Sumner County, Tennessee, collectively, the "Declaration").

1. The Declaration is hereby amended by the adding to the Properties the property described on Exhibit "A" attached hereto, thus bringing the same within the definition of "Properties", and subjecting the same to the provisions of the Declaration.
2. Capitalized terms not specifically defined herein shall have the meanings given them in the Declaration.
3. Except as modified by this Amendment, the Declaration remains in full force and effect as executed and recorded.

IN WITNESS WHEREOF, the undersigned has caused this Amendment to Declaration of Covenants, Conditions and Restrictions for Elk Acres, to be executed by its duly authorized representative as of the date first above written.

[Signature page follows]

Per - Kay Hausch

GOODALL INC. BUILDERS, a
A Tennessee corporation

By: *RHB*
Robert H. Goodall, Jr., President

STATE OF TENNESSEE
COUNTY OF SUMNER

Personally appeared before me, *Nancy Moore* , a Notary Public, Robert H. Goodall, Jr., with whom I am personally acquainted, who acknowledged that he executed the foregoing instrument for the purposes therein contained and who further acknowledged that he is president of Goodall Inc. Builders, a Tennessee corporation, being authorized to execute the foregoing instrument on behalf of the corporation.

WITNESS MY HAND, at office this 13th day of December, 2012.

 Nancy Moore
Notary Public

My Commission Expires:

 02-24-2014



Exhibit "A"

Boundary Description

Elk Acres Section 4

City of Gallatin

Third Civil District – Sumner County, Tennessee

Source of Title: Goodall Inc., Builders, Record Book 2377, page 75 Register's Office of Sumner County, Tennessee

Containing 9.09 Acres

BEGINNING at an iron rod on the southerly right-of-way (40 feet wide) of Campbell Avenue, being at the intersection of said right-of-way with the boundary line of Elk Acres Section 1, a plat of which is recorded in Plat Book 16, page 103 in the Register's Office of Sumner County, Tennessee;

Thence, with said boundary line, North 48 degrees 40 minutes 55 seconds East 40.00 feet to a concrete monument on the northerly right-of-way of said Campbell Avenue, intercepting a curve in said right-of-way concave to the northeast and having a radius of 2939.72 feet;

Thence, continuing with said boundary line and right-of-way, an arc distance of 19.71 feet through a central angle of 0 degrees 23 minutes 03 seconds (chord: North 41 degrees 07 minutes 34 seconds West 19.71 feet to a concrete monument at the beginning of a curve in said boundary line and right-of-way concave to the northeast and having a radius of 180.00 feet;

Thence, continuing with said boundary line and right-of-way, an arc distance of 6.86 feet through a central angle of 2 degrees 11 minutes 05 seconds (chord: North 39 degrees 50 minutes 29 seconds West 6.86 feet) to an iron rod;

Thence, continuing with said boundary line, as follows:

North 51 degrees 15 minutes 04 seconds East 46.39 feet to an iron rod,
South 80 degrees 06 minutes 46 seconds East 78.81 feet to an iron rod and
South 70 degrees 23 minutes 49 seconds East 57.23 feet to an iron rod;

Thence, severing the Goodall Inc., Builders property of record in Record Book 2377, page 75 in said Register's Office, as follows:

South 46 degrees 11 minutes 08 seconds East 73.89 feet to an iron rod,
South 47 degrees 16 minutes 20 seconds East 313.00 feet to an iron rod,
South 54 degrees 52 minutes 10 seconds East 145.71 feet to an iron rod,
South 35 degrees 07 minutes 50 seconds West 6.04 feet to an iron rod,
South 54 degrees 52 minutes 10 seconds East 96.47 feet to an iron rod and
South 60 degrees 56 minutes 34 seconds East 528.88 feet to an iron rod in the westerly boundary line of the James M. Patterson et ux, Margaret Patterson property of record in Record Book 1221, page 107 in said Register's Office;

Thence, with said boundary line, South 1 degree 48 minutes 36 seconds West 326.19 feet to an iron rod;

Thence, with the boundary line of Elk Acres Section 3B, a plat of which is recorded in Plat Book 27, page 3 in said Register's Office, North 60 degrees 56 minutes 34 seconds West 323.41 feet to an iron rod;

Thence, with the boundary line of Elk Acres Section 3A, a plat of which is recorded in Plat Book 26, page 310 in said Register's Office, North 60 degrees 56 minutes 34 seconds West 385.00 feet to an iron rod;

Thence, with the boundary line of Elk Acres Section 2, a plat of which is recorded in Plat Book 25, page 120 in said Register's Office, North 54 degrees 12 minutes 42 seconds West 97.44 feet to an iron rod on the easterly right-of-way of Neece Way;

Thence, continuing with said boundary line and severing said right-of-way, North 54 degrees 40 minutes 19 seconds West 40.00 feet to an iron rod on the westerly right-of-way of said Neece Way;

Thence, continuing with said boundary line, as follows:

North 54 degrees 12 minutes 27 seconds West 84.39 feet to an iron rod,
North 47 degrees 16 minutes 20 seconds West 302.89 feet to an iron rod and
North 44 degrees 08 minutes 56 seconds West 260.59 feet to an iron rod:

Thence, with the boundary line of said Elk Acres Section 1, North 48 degrees 40 minutes 55 seconds East 124.00 feet to the BEGINNING containing 9.09 acres.

This description was prepared on July 12, 2012 by Joe M. Cummings, Tennessee Registered Land Surveyor number 1513.