

PREPARED BY:  
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AMENDMENT TO SECOND SUPPLEMENTAL DECLARATION TO MASTER DEED  
ESTABLISHING HORIZONTAL PROPERTY REGIME  
LIMITED EDITION CONDOMINIUMS

THIS AMENDMENT TO SUPPLEMENTAL DECLARATION, made and entered into on this 10th day of May, 1990, by WALTER E. TITTLE, SR. and WALTER E. TITTLE, JR., hereinafter called "Developer";

WITNESSETH:

WHEREAS, Developer has heretofore executed a Master Deed Establishing Horizontal Property Regime Limited Edition Condominiums dated July 15, 1988, and recorded in Deed Book 660, page 639, Register's Office for Washington County, Tennessee; and,

WHEREAS, the Developer did reserve in said Master Deed the right at their sole option to extend the declaration to include as additional sections of development the tract or parcel of land described in Exhibit B of said declaration as future development; and,

WHEREAS, Developer did by Second Supplemental Declaration to Master Deed Establishing Horizontal Property Regime Limited Edition Condominiums dated August 7, 1989, and recorded in Deed Book 677, page 622, Register's Office for Washington County, Tennessee, did submit the land described in Exhibit "A" thereof together with said Condominium Units and all structures, improvements and other permanent fixtures now or hereafter erected thereon and all rights and privileges belonging or in anyway appertaining thereto to the Horizontal Property Regime Limited Edition Condominiums and submitting said tract to all the terms, conditions, covenants and restrictions as set out in said Master Deed by the adoption of same in full, together with the By-Laws of the Counsel of Co-Owners as set out therein together with any amendments thereto, if any; and,

WHEREAS, Developer did record a map or plat of Limited Edition Condominiums, Section 3, described in Exhibit "A" of Second Supplemental Declaration recorded in Deed Book 677, page 622, of said Register's Office and which map or plat was recorded in Plat Book 9, page 481, of said the Register's Office and,

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WHEREAS, Developer is unable to construct Units 50 and 60 as shown on said map or plat and a revised map or plat of Limited Edition Condominiums, Section 3, was made deleting therefrom Units 50 and 60 as originally shown on the map or plat of record in Plat Book 9, page 481; and

WHEREAS, paragraph XXI (f) of the Master Deed Establishing Horizontal Property Regime Limited Edition Condominiums provides that Developer may amend the Master Deed, By-Laws, Charter, and Condominium plat or plans without vote or notice to any Unit owner at any time Two (2) years after the date of recording the map or plat to-wit; September 9, 1988.

NOW THEREFORE, Developer by virtue of the authority expressly reserved in the Master Deed Establishing Horizontal Property Regime Limited Edition dated July 15, 1988, and recorded in Deed Book 660, page 639, Register's Office for Washington County, Tennessee, does hereby amend the Second Supplemental Declaration to Master Deed Establishing Horizontal Property Regime Limited Edition Condominiums as follows:

1. The Developer by this Amendment does hereby submit all land, buildings and other improvements located on the condominium property as shown on a revised map or plat dated March 23, 1990, of record in the Register's Office for Washington County, Tennessee in Plat Book 10, page 8, as a condominium project and a Horizontal Property Regime as authorized by the Horizontal Property Act and submit said land to all the terms, conditions, covenants and restrictions as set out in Master Deed establishing Horizontal Property Regime Limited Edition Condominiums dated July 15, 1988, and recorded in Deed Book 660, page 639, Register's Office for Washington County, Tennessee by the adoption of same in full along with the By-Laws of the Counsel of Co-Owners as set out therein, together with the amendments thereto, if any. That such revised map or plat recorded in Plat Book 10 page 8 of said Register's Office and herein referred to shall be in all things controlling as to Unit numbers and location of units depicted thereon.

2. Exhibit C to the Master Deed Establishing Horizontal Property Regime Limited Edition Condominiums dated July 15, 1988 of record in Deed Book 660, page 639, Register's Office for Washington County, Tennessee, sets forth the unit pro-rata share of expenses and assessments and percentage interest in common elements. The Developer is in the process of or has now constructed twenty five (25) units (units 50 and 60 as originally shown on map or plat of record in Plat Book 9, page 481, Register's Office for Washington County, Tennessee, will not be constructed and have been deleted from the revised map or plat recorded in Plat Book 10, page 8, herein

referred to) and Exhibit C to the Master Deed pursuant to the authority granted the Developer therein is by this Supplemental Declaration modified and amended so as to correctly reflect the unit pro-rata share of expenses and assessments and percentage interest in Common Elements as follows:

<u>UNIT NO.</u>	<u>SECTION</u>	<u>PERCENTAGE INTEREST IN COMMON ELEMENTS</u>
32	1	4.0%
34	1	4.0%
36	1	4.0%
38	1	4.0%
40	1	4.0%
42	1	4.0%
44	1	4.0%
46	1	4.0%
48	1	4.0%
14	2	4.0%
16	2	4.0%
18	2	4.0%
20	2	4.0%
22	2	4.0%
24	2	4.0%
26	2	4.0%
28	2	4.0%
30	2	4.0%
54	3	4.0%
56	3	4.0%
58	3	4.0%
62	3	4.0%
64	3	4.0%
66	3	4.0%
68	3	4.0%

The percentage of interest in the Common Elements so allocated to the respective units are based on relative valued arbitrarily assigned by the Developer to each unit solely for this purpose, and such values do not necessarily reflect or represent the selling price or actual value of any unit, and regardless of the price for which any unit may be sold or re-sold or the actual value of any unit, and regardless of any other matter, such percentage of ownership in the Common Elements allocated to each unit shall remain fixed and constant and the same cannot be changed except by the written consent of each and every owner and mortgagee of a unit in this Condominium Project, duly executed, acknowledged and filed for record as a partial amendment to this Master Deed, save and except it is expressly stipulated and agreed that if Developer shall exercise the option provided herein to include as additional sections of development the tract or parcel of land described in Exhibit B as "Future Development" that as to these same units the percentage of ownership in the Common Elements shall be as follows:

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UNIT NO.	SECTION	PERCENTAGE INTEREST IN COMMON ELEMENTS
32	1	2.63%
34	1	2.63%
36	1	2.63%
38	1	2.63%
40	1	2.63%
42	1	2.63%
44	1	2.63%
46	1	2.63%
48	1	2.63%
14	2	2.63%
16	2	2.63%
18	2	2.63%
20	2	2.63%
22	2	2.63%
24	2	2.63%
26	2	2.63%
28	2	2.63%
30	2	2.63%
54	3	2.63%
56	3	2.63%
58	3	2.63%
62	3	2.63%
64	3	2.63%
66	3	2.63%
68	3	2.63%

Should the Developer construct less than the 29 additional units (units 50 and 60 as originally shown on map or plat of record in Plat Book 9, page 481, will not be constructed and have been deleted from the revised map or plat recorded in Plat Book 10, page 8, herein referred to) as contemplated on the tract or parcel of land described as "Future Development" in Exhibit B to Master Deed, then in such event the percentage interest in the Common Elements of each unit owner will be that percentage interest of One Hundred (100%) percent divided by the total number of units constructed.

IN WITNESS WHEREOF, the Developer has executed this Amendment to Supplemental Declaration on this the 24<sup>th</sup> day of May, 1990.

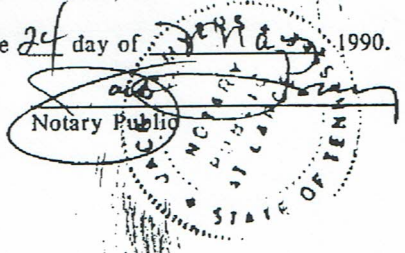
WALTER E. TITTLE SR.

By: [Signature]  
 WALTER E. TITTLE, JR., Attorney-in-fact  
[Signature]  
 WALTER E. TITTLE, JR.

STATE OF TENNESSEE  
 COUNTY OF WASHINGTON

Personally appeared before me, the undersigned authority, a notary public in and for the State and County aforesaid, WALTER E. TITTLE, JR., with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence), and who acknowledged the execution of the within instrument for the purposes therein contained and who further acknowledged that he executed the within instrument in behalf of WALTER E. TITTLE, SR., and acknowledged that he executed the same as the free act and deed of the said WALTER E. TITTLE, SR.

WITNESS my hand, at office, this the 24 day of May, 1990.



My commission expires: 1-30-91

STATE OF TENNESSEE-WASHINGTON COUNTY  
 Received for Record the 24 day of May, A.D., 1990  
 at 4:45 o'clock P.M. Money 10 Book 335 Page 398  
 and recorded in Plat Book 689 Page 398  
 State Tax \$ 16.00 Clerk's Fee \$ 15.00 Recording Fee \$ 16.00  
 Total \$ 47.00 Receipt No. 25007 Charles R. Beard, Reg.  
 By: [Signature] Deputy