

Amendment to Declarations of Protective Covenants and Restrictions
Sommersby

This amendment to Declaration of Protective Covenants, Conditions, and Restrictions (Declaration) is executed this 19 day of August, 2011. by Sommersby, LLC (hereinafter referred to as "Developer" or "Declarant").

Witnesseth

Whereas, Developer is the owner of certain real estate in Rutherford County, Tennessee known as Sommersby Subdivision as more particularly described on the Plat of Sommersby recorded in Plat Book 32, Page 240, Register's office of Rutherford County, TN.

Whereas the Developer filed in a Declaration of Prohibitive Covenants, Conditions, and Restrictions in Record Book 772, Page 3199, Register's office, Rutherford County, TN.

Whereas Developer is authorized by the above referenced Declaration in Article XIII, Section 2 styled "Amendment" to amend the Declaration.

Now therefore, Developer, being authorized to do so pursuant to terms of the Declaration, amends the Declaration as follows:

Lot 94, Sommersby Subdivision, (commonly known as 2212 Strickland Drive) is exempt from and shall not be subject to or enforcement of Article VII, Section 3J.

In Witness whereof, Developer has caused the Amendment to

the Declaration of Protective Covenants, Conditions, and
Agreements to be duly executed this 19 day of AUGUST,
2011.

Sommersby, LLC
By Jerry Benefield
Jerry Benefield
Title Secretary

State of TN
County of Rutherford

Before me the undersigned authority, a Notary Public
in and for the State and County aforesaid, Jerry Benefield, with
whom I am personally acquainted (or proved to me on the basis of
satisfactory evidence) and who, upon oath, acknowledged himself to
be Secretary of Sommersby, LLC, the within named Developer and
Declarant, being authorized to do so, executed the foregoing
instrument for the purposes therein contained by signing the Name of
Sommersby, LLC by himself as Secretary.

Witness my hand and seal this 19 day of August 2011

My commission expires: 6-17-13 Elaine Clifton
Notary Public



Document prepared by John B. Philip, Attorney-at-Law, 4515 Poplar Ave., Memphis, TN 38117

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Heather Dawbarn, Register
Rutherford County Tennessee
Rec #: 666122
Rec'd: 15.00 Instrument #: 1740491
State: 0.00
Clerk: 0.00 Recorded
Other: 2.00 8/25/2011 at 12:19 PM
Total: 17.00 in
Record Book 1077 Pgs 3691-3693