

**AMENDMENT TO DECLARATION OF PROTECTIVE COVENANTS,  
CONDITIONS, AND RESTRICTIONS  
SOMMERSBY**

**THIS AMENDMENT** is made by Sommersby, LLC (the "Declarant") pursuant to Article XIII, Paragraph 2 of the Declaration of Protective Covenants, Conditions and Restrictions - Sommersby (the "Declaration") of record in Record Book 772, Page 3199, as thereafter amended, of the Register's Office of Rutherford County, Tennessee.

WHEREAS, the undersigned now intends to amend certain portions of the Declaration as is more particularly set forth herein.

NOW THEREFORE, for valuable consideration and in compliance with the amendment requirements of the Declaration, the undersigned Declarants do hereby amend the Declaration as follows:

1. The substance of Article IV, Paragraph 3(j) is hereby deleted in its entirety and replaced with the following:  
  
j. No Owner shall use its lot for anything other than a single family residence. Single family is defined as an individual occupant, their spouses, children, grandchildren, parents and grandparents. Occupation of a house by extended family of an occupant shall be deemed a violation of this provision.
2. The substance of Article IV, Paragraph 2 is hereby deleted in its entirety and replaced with the following:  
  
2. Delegation of Use. Any Owner may delegate, in accordance with the By-Laws, his rights of enjoyment of the Common Area and the facilities to the Members of his family, or contract purchasers or tenants who reside on the property.
3. Except as expressly amended hereby, the terms and provisions of the Declaration shall continue in full force and effect.

Witness its signature this 15 day of December 2014.

SOMMERSBY, LLC

By: [Signature]

Print Name: Bob Parks

Title: Chief manager

Prepared By:  
Touchstone Title & Escrow  
318 Seaboard Lane  
Suite 114  
Franklin, Tenn. 37067

Heather Dawbarn, Register  
Rutherford County Tennessee  
Rec #: 807470  
Rec'd: 10.00 Instrument #: 1938078  
State: 0.00  
Clerk: 0.00 Recorded  
Other: 2.00 12/29/2014 at 8:40 AM  
Total: 12.00 in  
Record Book 1343 Pgs 3878-3879

State of Tennessee

County of Rutherford

Before me, the undersigned, a notary public within and for the State and County aforesaid, personally appeared Bob Parks, with whom I am personally acquainted and who upon his oath acknowledged himself to be the Chief Manager of Sommersby, LLC the within named bargainor, a Tennessee limited liability company, and the he as such Chief Manager, being authorized to do so, executed the foregoing instrument for the purpose therein contained by signing the name of the limited liability company as such Chief Manager.

WITNESS MY H AND official seal at office in Brentwood Tennessee, on this the 15<sup>th</sup> day of December, 2014.

Tracy Avrett

Notary Public

My Commission Expires: 7.5.2016

(SEAL)

