

Heather Dawbarn, Register
Rutherford County Tennessee
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This instrument was prepared by:

COPE, HUDSON, REED & MCCREARY, PLLC
16 Public Square North
Murfreesboro, Tennessee 37130
From information provided by party

**SUPPLEMENTARY DECLARATION OF PROTECTIVE COVENANTS,
CONDITIONS & RESTRICTIONS OF SOMMERSBY, SECTION 3**

The undersigned Sommersby, LLC, hereinafter referred to as "Developer", being the developer of the property described herein known as Sommersby, Section 3 of record in Plat Book 38, page 59 in the Register's Office of Rutherford County, Tennessee, desires to subject the property known as Sommersby, Section 3, to the Declaration of Protective Covenants, Conditions & Restrictions, applicable to Sommersby, previously of record in the Register's Office for Rutherford County, Tennessee and subsequent amendments thereto, with the amendment set forth herein below.

NOW THEREFORE, in consideration of the foregoing and the benefits applying to the property, the following protective covenants, conditions and restrictions are adopted for Sommersby, Section 3:

1. Sommersby, Section 3, as shown on Plat of record in Plat Book 38, page 59 in the Register's Office of Rutherford County, Tennessee, shall be subject to the Protective Covenants, Conditions and Restrictions Applying to Sommersby of record in Record Book 772, Page 3199, as amended by amendments of record in Record Book 795, 1346, Record Book 796, page 3771, Record Book 842, page 2802, Record Book 857, page 1337, Record Book 954, page 3402, and Record Book 1077, page 3691 of the Register's Office of Rutherford County, Tennessee, and any and all further amendments thereto (collectively "Declaration").

2. Any and all lot owners of Sommersby, Section 3 shall be subject to the restrictions, regulations, conditions, covenants, and plans as provided in the Declaration.

3. Any and all lot owners of Sommersby, Section 3 shall be members of the Sommersby Homeowners' Association, Inc., and be subject to, and entitled to the benefits of the Association as established in the Declaration as stated herein above.

4. Sommersby, LLC reserves the right to unilaterally amend the Declaration and this instrument in regards to Sommersby, Section 3 without the necessity of obtaining the consent of any other owner in Sommersby so long as Sommersby, LLC owns any lot within Sommersby, Section 3, and for a period of ten years from the date on which Sommersby, LLC last owns a lot within the Sommersby development in Rutherford County, Tennessee.

IN WITNESS WHEREOF, said Sommersby, LLC has caused this instrument to be executed this the 23rd day of September 2014.

SOMMERSEY, LLC

By: 

Title:

STATE OF TENNESSEE
COUNTY OF RUTHERFORD

Before me, the undersigned, a Notary Public within and for the State and County aforesaid, personally appeared Jerry Benefield, with whom I am personally acquainted, and who upon _____ oath acknowledged him self to be the Secretary of Sommersby, LLC and _____ as such _____, being authorized so to do, executed the foregoing instrument Supplementary Declaration of Protective Covenants for the purposes therein contained by signing the name of Jerry Benefield by him self as such Secretary.

WITNESS MY HAND and official seal at my office on this the 23rd day of September, 2014.

My commission expires: 10/18/14

Tanya D. Keyes Sapp
NOTARY PUBLIC

