

BK/PG: 4050/59-61

06047384

THIS INSTRUMENT PREPARED BY

Douglas S. Hale, Attorney
 HALE AND HALE, PLC
 312 First Tennessee Bank Building
 Franklin, Tennessee 37064

RESTRICTIONS	
09/22/2006	03:57 PM
BATCH	82561
MTG TAX	0.00
TRN TAX	0.00
REC FEE	15.00
DP FEE	2.00
REG FEE	0.00
TOTAL	17.00

STATE OF TENNESSEE, WILLIAMSON COUNTY

SADIE WADE
 REGISTER OF DEEDS

FOURTH AMENDMENT TO**DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS****FOR HARDISON HILLS**

This FOURTH AMENDMENT TO DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS FOR HARDISON HILLS is made effective this 21 day of September, 2006, by **CARTER DEVELOPMENT, LLC**, a Tennessee limited liability company;

WITNESSETH:

WHEREAS, Carter Development, LLC is by definition the "Declarant" pursuant to the terms and conditions of that certain Declaration Of Covenants, Conditions And Restrictions For Hardison Hills of record in Book 2469, page 611, Register's Office for Williamson County, Tennessee (hereinafter referred to as the "Declaration");

WHEREAS, pursuant to Article III, the Declarant represents the Class "B" member of the Association;

WHEREAS, pursuant to that certain First Amendment To Declaration Of Covenants, Conditions And Restrictions For Hardison Hills of record in Book 2868, page 844, said Register's Office the Declaration was amended to designate the Lots in Phase Two of Hardison Hills, and pursuant to that certain Second Amendment to Declaration of Covenants, Conditions and Restrictions for Hardison Hills of record in Book 3811, page 457, said Register's Office the Declaration was amended to designate the Lots in Phase Three of Hardison Hills, and pursuant to that certain Third Amendment To Declaration of Covenants, Conditions and Restrictions For Hardison Hills of record in Book 4040, page 871, said Register's Office the Declaration was amended to designate the Lots in Phase Four of Hardison Hills;

WHEREAS, pursuant to Article XII, Section 2 of the Declaration, the Declarant owns 100% of the Lots located within Section Five of Hardison Hills P.U.D. Subdivision of record in Plat Book P45, pages 71a and 71b, said Register's Office (hereinafter referred to as "Section Five Lots") and 100% of the Lots located within Section Six of

Hardison Hills P.U.D. Subdivision of record in Plat Book 45, page 72a and 72b, said Register's Office (hereinafter referred to as "Section Six Lots");

WHEREAS, the Section Five and Six Lots are in keeping with the Preliminary Site Plan described in the Declaration and reflected on Exhibit D attached thereto; and

WHEREAS, the purpose of this Fourth Amendment is to modify and amend Exhibit B to the Declaration to designate the Lots in Phase Five of Hardison Hills, the same being twenty-four (24) lots and being Lots 261 through 284, and the Lots in Phase Six of Hardison Hills, the same being thirty-two (32) lots and being Lots 285 through 316.

NOW, THEREFORE, in consideration of the recitals hereinabove set forth, and other good and valuable considerations, the receipt and adequacy of which are hereby acknowledged, the Declarant modify and amend the Declaration as follows:

1. Exhibit B to the Declaration is modified and amended by incorporating therein the designation of the Section Five Lots, i.e. Lot 261 through and including Lot 284 for a total of twenty-four (24) lots;
2. Exhibit B to the Declaration is modified and amended by incorporating therein the designation of the Section Six Lots, i.e. Lot 285 through and including Lot 316 for a total of thirty-two (32) lots; and
3. The Declaration as originally executed, except as previously modified and amended and as modified and amended hereby, is hereby ratified and affirmed.

DECLARANT:

CARTER DEVELOPMENT, LLC

By: John Y. Franks, C.M.
John Y. Franks, Chief Manager

STATE OF TENNESSEE
COUNTY OF WILLIAMSON

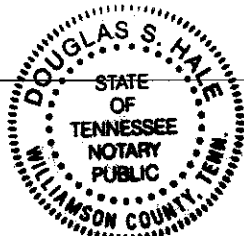
Before me, the undersigned authority, a Notary Public in and for the State and County aforesaid, personally appeared John Y. Franks, with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence), and who, upon oath, acknowledged himself to be Chief Manager of Carter Development, LLC, the within named bargainor, a limited liability company, and that he, as such officer, being authorized to do so, executed the foregoing instrument for the purposes therein contained, by signing the name of the company by himself as such officer.

Witness my hand and official seal at office this 21st day of September, 2006.



Notary Public

My commission expires: _____



My Commission Expires JAN. 30, 2010