

4:30  
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After Recording Return to:  
John T. Minor, IV ✓  
Minor, Bell & Neal, P.C.  
P.O. Box 2666  
Dalton, GA 30722-2666

BOOK **2581** PAGE **094** [Space above this line for recording data.]

**FIRST AMENDMENT TO  
DECLARATION OF COVENANTS, CONDITIONS AND  
RESTRICTIONS FOR THE RYMAN FARM  
A PLANNED RESIDENTIAL COMMUNITY SUBDIVISION**

**Georgia, Whitfield County**

**THIS FIRST AMENDMENT TO DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS FOR THE RYMAN FARM A PLANNED RESIDENTIAL COMMUNITY SUBDIVISION** (hereinafter referred to as this "This Amendment"), made on the date hereinafter set by RYMAN FARMS, INC., a Georgia corporation with its principal place of business being in Whitfield County, Georgia, (hereinafter referred to as the "Declarant").

**W I T N E S S E T H:**

**WHEREAS**, Declarant is the developer of that certain real estate located in Land Lot No. 298 in the 12th District and 3rd Section of Whitfield County, Georgia, as shown by plat of survey recorded in Plat Cabinet C Slides 1005-1007, Whitfield County, Georgia Land Records (hereinafter referred to as "Ryman Farm Phase I"); and

**WHEREAS**, Declarant is also the owner and developer of certain real estate located in Land Lot No. 298 in the 12th District and 3rd Section of Whitfield County, Georgia, as shown by a plat of survey recorded in Plat Cabinet C Slides 1166-1167, Whitfield County, Georgia Land Records (hereinafter referred to as "Ryman Farm Phase II"); and

**WHEREAS**, Declarant declared Ryman Farm Phase I to be subject to that certain Declaration of Covenants, Conditions and Restrictions for the Ryman Farm a Planned Residential Community Subdivision, dated October 20, 1993, and recorded in Deed Book 2453 Page 146, Whitfield County, Georgia Land Records (hereinafter referred to as the "Declaration"); and

**WHEREAS**, Declarant desires to extend the Declaration to subject Ryman Farm Phase II to the Declaration by filing a supplemental Declaration as contemplated in Article X, Section 10.01 of the Declaration;

**NOW THEREFORE**, for and in consideration of the premises, and of the benefits to be derived by declaring in each and every subsequent owner any and all of the lots in Ryman Farm Phase II, Declarant does hereby set up, establish, promulgate and declare as follows:

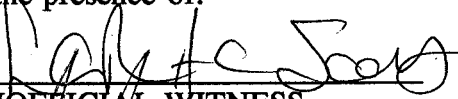
**SECTION 1.01** Declarant hereby declares that Ryman Farm Phase II is hereby subjected to the Declaration and and all property in the Ryman Farm Phase II shall be held, transferred, sold, conveyed, used, occupied and mortgaged or otherwise encumbered subject to the Declaration and to This Amendment. Every grantee of any interest in Ryman Farm Phase II by acceptance of a deed or other conveyance of such interest, whether or not it shall be so expressed in any such deed or other conveyance shall be signed by such person, and whether or not such person shall otherwise consent in writing, shall take subject to the Declaration and This Amendment, and as all be deemed to have consented to said terms and conditions.

**ARTICLE II  
DEFINITIONS**

**SECTION 2.01** All definitions in This Amendment shall have the same definitions as contained in Article I of the Declaration.

**IN WITNESS WHEREOF**, the undersigned, being officers of the Declarant herein, have hereunto set their hands and seals, this the 11th day of January, 1995.

Signed, sealed and delivered  
in the presence of:

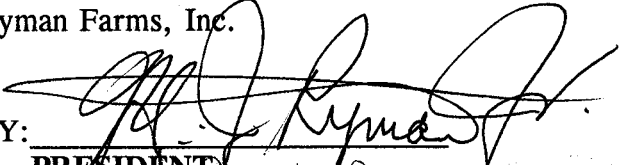
  
UNOFFICIAL WITNESS

  
NOTARY PUBLIC



**JOHN T. MINOR, IV**  
Notary Public, Whitfield County, Georgia  
My Commission Expires September, 6, 1997

Ryman Farms, Inc.

BY:   
PRESIDENT

ATTEST:   
SECRETARY

{CORPORATE SEAL}

W:\WP\REAL\RYMAN.DEC

FILED & RECORDED  
TIME: 4:30  
DATE: 1-13-95  
DEED BOOK: 2581  
PAGE: 94-95  
BETTY NELSON, C.S.C.  
WHITFIELD COUNTY, GA