

After Recording Return to:
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BETTY NELSON, C.S.C.
WHITFIELD COUNTY, GA

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

Georgia, Whitfield County

THIS THIRD 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 (hereinafter referred to as the "Declarant") and **Ole Folks' Partners**, A Georgia General Partnership (Declarant and Ole Folks' Partners hereinafter collectively referred to as the "Developers").

WITNESSETH:

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 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 1166-1167, Whitfield County, Georgia Land Records (hereinafter referred to as "Ryman Farm Phase II"); 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 1350-1351, Whitfield County, Georgia Land Records (hereinafter referred to as "Ryman Farm Phase III"); 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 Slide 2118, Whitfield County, Georgia Land Records (hereinafter referred to as "Ryman Farm Phase IV"); and

WHEREAS, Developers are 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 described in Exhibit "A" attached hereto, (hereinafter referred to as "Ryman Farm Future Phase"); 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 declared Ryman Farm Phase II to be subject to the Declaration in that certain First Amendment to Declaration of Covenants, Conditions and Restrictions for the Ryman Farm a Planned Residential Community Subdivision, dated January 11, 1995, and recorded in Deed Book 2581 Page 94, Whitfield County, Georgia Land Records; and

WHEREAS, Declarant declared Ryman Farm Phase III to be subject to the Declaration in that certain Second Amendment to Declaration of Covenants, Conditions and Restrictions for the Ryman Farm a Planned Residential Community Subdivision, dated April 18, 1996, and recorded in Deed Book 2721 Page 254, Whitfield County, Georgia Land Records; and

WHEREAS, the Developers desires to extend the Declaration to subject Ryman Farm Phase IV and Ryman Farm Future Phase 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 IV and Ryman Farm Future Phase, Declarant does hereby set up, establish, promulgate and declare as follows:

ARTICLE I

SECTION 1.01 Declarant hereby declares that Ryman Farm Phase IV and Ryman Farm Future Phase is hereby subjected to the Declaration and all property in the Ryman Farm Phase IV and Ryman Farm Future Phase 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 IV and Ryman Farm Future Phase 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**

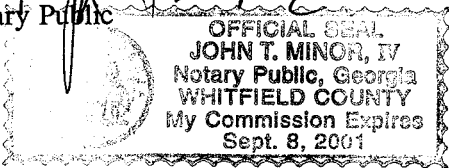
SECTION 2.01 All definitions in This Amendment shall have the same definitions as contained in Article I of the Declaration.

IN WITNESS WHEREOF, the undersigned, being officers of the Declarant herein, have hereunto set their hands and seals, this the 21st day of July, 2000.

Signed, sealed and delivered in the presence of:

Kacey G. Smith
Unofficial Witness

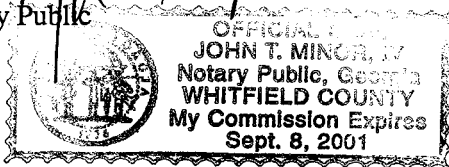
[Signature]
Notary Public



Signed, sealed and delivered in the presence of:

Kacey G. Smith
Unofficial Witness

[Signature]
Notary Public



Ryman Farms, Inc.

By: [Signature]
Milton W. Ryman, President

Attest: [Signature]
Caroline Ryman, Secretary

{Corporate Seal}

OLE FOLKS' PARTNERS, a Georgia General Partnership

By: [Signature]
Milton Ryman, General Partner

By: [Signature]
Caroline Louanna Ryman, f/k/a Caroline Ryman Milner, General Partner

All that tract or parcel of land lying and being in Land Lot No. 298 in the 12th District and 3rd Section of Whitfield County, Georgia, and being more particularly described according to said survey as follows:

TO FIND THE TRUE POINT OF BEGINNING of the tract of land herein described, begin at the intersection of the south right of way line of Ryman Ridge Road and the east right of way line of Dug Gap Road; thence running south 79 degrees 54 minutes 02 seconds east, along the south right of way line of Ryman Ridge Road, a distance of 167.36 feet; thence running in an easterly direction, along the south right of way line of Ryman Ridge Road, along an arc to the left (radius 254.11 feet) an arc distance of 81.10 feet; thence running south 82 degrees 49 minutes 48 seconds east, along the south right of way line of Ryman Ridge Road, a distance of 76.55 feet to the TRUE POINT OF BEGINNING of the tract of land herein described, from the TRUE POINT OF BEGINNING THUS ESTABLISHED, thence running south 82 degrees 49 minutes 48 seconds east, along the south right of way line of Ryman Ridge Road, a distance of 33.40 feet; thence running in a northeasterly direction, along the southeast right of way line of Ryman Ridge Road, along an arc to the left (104' Radius), an arc distance of 116.14 feet; thence running in a northeasterly direction, along the southeast right of way line of Ryman Ridge Road, along an arc to the left (525.86' Radius), an arc distance of 153.23 feet; thence running north 18 degrees 15 minutes 17 seconds east, along the east right of way line of Ryman Ridge Road, a distance of 9.56 feet; thence running south 89 degrees 25 minutes 00 seconds east, along the south line of a Georgia Power Easement, a distance of 428.74 feet; thence running south 23 degrees 20 minutes 43 seconds east, along the southwest line of Lots Nos. 57, 58 and 59 of Ryman Farms Subdivision, Phase 3, a distance of 463.75 feet; thence running north 66 degrees 39 minutes 17 seconds east, along the south line of Lot No. 59 of Ryman Farms Subdivision, Phase 3, a distance of 200.0 feet, to the southeast corner of Lot No. 59 of Ryman Farms Subdivision, Phase 3; thence running north 56 degrees 42 minutes 30 seconds east, across Ryman Ridge Road, a distance of 30.46 feet, to the southwest corner of original Lot No. 56 of Ryman Farms Subdivision, Phase 3; thence running south 23 degrees 20 minutes 43 seconds east, along the east right of way line of Ryman Ridge Road, a distance of 11.28 feet to the southwest corner of revised Lot No. 56 of Ryman Farms Subdivision, Phase 3, as described in Deed Book 3256 Page 40, Whitfield County, Georgia Land Records; thence running north 71 degrees 17 minutes 24 seconds east, along the south line of revised Lot No. 56 of Ryman Farms Subdivision, Phase 3, a distance of 163.55 feet; thence running north 75 degrees 12 minutes 03 seconds east, along the south line of Lots Nos. 56 and 55 of Ryman Farms Subdivision, Phase 3, a distance of 188.11 feet; thence running north 00 degrees 35 minutes 00 seconds east, along the east line of Lots Nos. 55 and 54 of Ryman Farms Subdivision, Phase 3, a distance of 232.16 feet; thence running south 89 degrees 25 minutes 00 seconds east, along the south line of a Georgia Power Easement, a distance of 876.08 feet; thence running south 02 degrees 33 minutes 00 seconds east, along the west right of way line of Threadmill Road, a distance of 82.36 feet; thence running south 03 degrees 48 seconds 21 seconds east, along the west right of way line of Threadmill Road, a distance of 176.1 feet; thence running north 89 degrees 53 minutes 58 seconds west a distance of 402.27 feet; thence running south 01 degrees 28 minutes 50 seconds west a distance of 208.56 feet; thence running south 89 degrees 53 minutes 58 seconds east a distance of 402.27 feet; thence running south 01 degrees 28 minutes 50 seconds west, along the west right of way line of Threadmill Road, a distance of 18.0 feet; thence running north 89 degrees 53 minutes 58 seconds west a distance of 120.0 feet; thence running south 00 degrees 06 minutes 02 seconds west a distance of 177.0 feet; thence running north 89 degrees 53 minutes 58 seconds west a distance of 724.39 feet; thence running north 89 degrees 42 minutes 54 minutes west a distance of 408.61 feet; thence running north 74 degrees 22 minutes 18 seconds west a distance of 334.85 feet; thence running south 40 degrees 00 minutes 00 seconds west a distance of 20.0 feet; thence running north 50 degrees 00 minutes 00 seconds west a distance of 161.0 feet; thence running north 89 degrees 49 minutes 00 seconds west a distance of 574.82 feet; thence running north 03 degrees 56 minutes 27 seconds west a distance of 315.52 feet to the POINT OF BEGINNING.