

STATE OF GEORGIA,
COUNTY OF COBB.

FIFTH AMENDMENT TO DECLARATION OF COVENANTS,
CONDITIONS, RESTRICTIONS AND EASEMENTS
OF CHADDS RIDGE

THIS AMENDMENT, made and published this 7th day of
Sept., 1990, by COTTON STATES PROPERTIES, LTD., of Cobb County,
Georgia (hereinafter referred to as "Developer"):

W I T N E S S E T H:

THAT, WHEREAS, Developer published its Declaration of
Covenants, Conditions, Restrictions and Easements concerning the
subdivision known as CHADDS RIDGE, UNIT I, a subdivision of all
those certain lots, tracts or parcels of land situated, lying and
being in Land Lots 11, 61 and 62 of the 16th District, 2nd Section,
Cobb County, Georgia, as per plat of survey prepared by Rodenberger
& Associates, Inc., Georgia Registered Land Surveyors, dated
February 9, 1988, and recorded in Plat Book 119, Page 97, Records
of Cobb County, Georgia; said Declaration of Covenants, Conditions,
Restrictions and Easements being dated February 11, 1988, and
recorded March 3, 1988, in Deed Book 4832, Page 296, Records of
Cobb County, Georgia (hereinafter referred to as the
"Declaration");

WHEREAS, Developer amended said Declaration by First
Amendment, dated and recorded March 15, 1988, in Deed Book 4846,
Page 426, Records of Cobb County, Georgia;

WHEREAS, Developer amended said Declaration by Second
Amendment, dated July 26, 1988, and recorded December 9, 1988, in
Deed Book 5172, page 330, Records of Cobb County, Georgia, to add
certain real property lying and being in Land Lots 11 and 62, 16th
District, 2nd Section, Cobb County, Georgia, being known as CHADDS
RIDGE, UNIT II-A, being more particularly described and delineated
by a plat prepared by Rodenberger & Associates, Inc., Georgia
Registered Land Surveyors, dated June 8, 1988, and recorded in Plat
Book 124, Page 65, Records of Cobb County, Georgia; and

WHEREAS, Developer amended said Declaration by Third
Amendment, dated January 30, 1989, and recorded February 3, 1989,

9:00
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J. C. Stephenson
COBB SUPERIOR COURT CLERK
1990 SEP - 7 AM 11: 04
FILED AND RECORDED

in Deed Book 5230, Page 47, Records of Cobb County, Georgia; and

WHEREAS, Developer further amended and restated said Declaration by Fourth Amendment, dated April 4, 1989, and recorded April 10, 1989, in Deed Book 5299, Page 132, Records of Cobb County, Georgia; and

WHEREAS, Developer is the owner and developer of certain additional real property lying and being in Land Lot 11, 16th District, 2nd Section, Cobb County, Georgia, being known as CHADDS RIDGE, UNIT II-B, and being more particularly described and delineated by a plat prepared by Rodenberger & Associates, Inc., Georgia Registered Land Surveyors, dated July 6, 1990, and recorded in Plat Book 132, Page 39, Records of Cobb County, Georgia (hereinafter referred to as "Additional Property"); and

WHEREAS, Developer desires to further amend said Declaration pursuant to the authority granted therein in order to expand the Declaration to include said Additional Property;

NOW, THEREFORE, for and in consideration of the premises, said Declaration is hereby amended as follows:

1.

The Additional Property described above shall be and is hereby made subject to and a part of the Declaration of Covenants, Conditions, Restrictions and Easements for Chadds Ridge, Unit I, dated February 11, 1988, and recorded March 3, 1988 in Deed Book 4832, Page 296, Records of Cobb County, Georgia; as amended by First Amendment dated and recorded March 15, 1988, in Deed Book 4846, Page 426, aforesaid records; as amended by Second Amendment dated July 26, 1988, and recorded December 9, 1988, in Deed Book 5172, Page 330, aforesaid records; as amended by Third Amendment dated January 30, 1989, and recorded February 3, 1989, in Deed Book 5230, Page 47, aforesaid records; and as amended and restated by Fourth Amendment dated April 4, 1989, and recorded April 10, 1989, in Deed Book 5229, Page 132, aforesaid records.

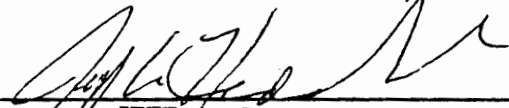
2.

Except as otherwise specifically amended herein, said Declaration shall remain in full force and effect.

IN WITNESS WHEREOF, Developer has caused this Amendment to be executed by its duly authorized representative on the day and year first above written.

DEVELOPER:

COTTON STATES PROPERTIES, LTD.

By: 

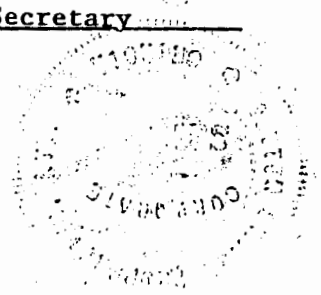
JEFF A. HEDDEN, JR.

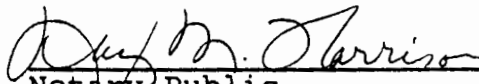
Title: Secretary Secretary

Signed, sealed and delivered in the presence of:


Witness

(CORPORATE SEAL)




Notary Public

NANCY M. HARRISON
Notary Public, Cobb County, Georgia
My Commission Expires July 1, 1993

