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Two Midtown Plaza, 15th Floor
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Atlanta, Georgia 30309

Jay C. Stephenson
COBB SUPERIOR COURT CLERK

Reference: Deed Book 9394
Page 490

1400

SUPPLEMENTARY DECLARATION OF PROTECTIVE COVENANTS

FOR ASCOT GLEN

THIS SUPPLEMENTARY DECLARATION is made this 3RD day of December, 1997, by HAWKS DEVELOPMENT, INC., a Georgia corporation (hereinafter referred to as "Declarant").

BACKGROUND STATEMENT

On January 25, 1996, Declarant executed that certain Declaration of Protective Covenants for Ascot Glen which was recorded on February 6, 1996 in Deed Book 9394, Page 490 et seq., Cobb County, Georgia records (hereinafter as supplemented and/or amended from time to time, the "Declaration"). The Declaration provides in Article IX, Section 1, thereof that the Declarant, with the consent of the owner thereof, has the unilateral right, until five (5) years after the recording of the Declaration, to submit to the provisions of the Declaration all or portions of the real property described on Exhibit "C" to the Declaration. Declarant desires to subject to the provisions of the Declaration a portion of the real property described on Exhibit "C" to the Declaration. Declarant is the owner of the real property described on Exhibit "A" hereof, which is a portion of the real property described on Exhibit "C" to the Declaration.

W I T N E S S E T H:

NOW THEREFORE, pursuant to the powers retained by Declarant under Article IX, Section 1 of the Declaration, and in accordance with the provisions of that section, Declarant hereby subjects all of those tracts or parcels described on Exhibit "A" attached hereto to the provisions of the Declaration. Such property shall be sold, transferred, used, conveyed, occupied and mortgaged or otherwise encumbered pursuant to the provisions of the Declaration, all of which shall run with the title of such property and shall be binding upon all persons having any right, title or any interest in such property, their respective heirs, legal representatives, successors, successors-in-title and assigns.

(VP)

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