THIS INSTRUMENT PREPARED BY:
DEARBORN & ENING, ATTORNEYS
SUITE 1200
ONE COMMERCE PLACE
NASHVILLE, TENNESSEE 37239

AMENDMENT TO DECLARATION OF COVENANTS,

CONDITIONS AND RESTRICTIONS

This Amendment to Declaration of Covenants, Conditions and Restrictions executed this 4th day of September, 1984, by Watt-Wise Construction, Inc. (hereinafter referred to as "Declarant"),

W I T N E S S E T H:

WHEREAS, Declarant is the owner of all property, exclusive of the Common Area, shown on the plat of Section One, Phase One, Leisure Heights, of record in Book 5800, page 267, Register's Office for Davidson County, Tennessee, as amended in Book [illegible], page [illegible], said Register's Office; and

WHEREAS, Leisure Heights Homeowners' Association is the owner of all Common Area shown on the plat of record in Book 5800, page 267, said Register's Office; and,

WHEREAS, Declarant executed the Declaration of Covenants, Conditions and Restrictions and By-Laws of Leisure Heights Homeowners' Association of record in Book 6146, page 241, as amended in Book 6150, page 585, and Book 6259, page 862, said Register's Office; and

WHEREAS, the property shown on the plat of record in Book 5800, page 267, as amended in Book [illegible], page [illegible], said Register's Office, originally was part of the property shown on the plat of Addition to Section One, Phase One, Mill Creek Club Condominium Townhouses, of record in Book 5050, page 103, said Register's Office; and,

WHEREAS, the Declaration of Covenants and Restrictions for Mill Creek Club is of record in Book 4792, page 725, said Register's Office, and the Master Deed and By-Laws for Mill Creek Club, Phase I, Section I, is of record in Book 4887, page 961, as amended in Book 5000, page 607, and Book 5101, page 809, said Register's Office.

WHEREAS, Mill Creek Club Condominium Owners' Association, Phase I, wishes to waive and release the Declaration of Covenants and

Restrictions for Mill Creek Club of record in Book 4792, page 725, said Register's Office, and the Master Deed and By-Laws for Mill Creek Club, Phase I, Section I, of record in Book 4887, page 961, as amended in Book 5000, page 607, and Book 5101, page 809, said Register's Office, including, without limitation, provisions granting it a first right and option to purchase or lease the property, as to the property shown on the plat of record in Book 5800, page 267, said Register's Office.

NOW THEREFORE, the undersigned execute this instrument for the purpose of declaring that the Declaration of Covenants and Restrictions for Mill Creek Club of record in Book 4792, page 725, said Register's Office, and the Master Deed and By-Laws for Mill Creek Club, Phase I, Section I, of record in Book 4887, page 961, as amended in Book 5000, page 607, and Book 5101, page 809, said Register's Office, do and shall not affect the property as shown on the Plat of Section One, Phase One, Leisure Heights, of record in Book 5800, page 267, said Register's Office.

IN WITNESS WHEREOF, the undersigned have caused this instrument to be executed by their duly authorized officers on the date first above written.

WATT-WISE CONSTRUCTION, INC.

BY: _____
W. A. Pinckley, President

LEISURE HEIGHTS HOMEOWNERS' ASSOCIATION

BY: _____
Its: President

MILL CREEK CLUB CONDOMINIUM OWNER'S ASSOCIATION

BY: _____
Its: PRESIDENT

STATE OF TENNESSEE)
COUNTY OF ~~DAVIDSON~~) Williamson

Before me, the undersigned, a Notary Public within and for the State and County aforesaid, personally appeared W. A. Pinckley, with whom I am personally acquainted and who upon his oath acknowledged himself to be the President of Watt-Wise Construction, Inc., the within named bargainor, a corporation, and that he as such President, being authorized so to do, executed the foregoing instrument for the purpose therein contained by signing the name of the corporation by himself as such President.

Witness my hand and official seal at office at Nashville, Tennessee, on this the 20 day of August, 1984.

Barbara A. Dean
NOTARY PUBLIC

My Commission Expires: 3-3-86

STATE OF TENNESSEE)
COUNTY OF ~~DAVIDSON~~) Williamson

Before me, the undersigned, a Notary Public within and for the State and County aforesaid, personally appeared William A. Pinckley, with whom I am personally acquainted and who upon his oath acknowledged himself to be the President of Leisure Heights Homeowners' Association, the within named bargainor, a corporation, and that he as such President, being authorized so to do, executed the foregoing instrument for the purpose therein contained by signing the name of the corporation by himself as such President.

Witness my hand and official seal at office at Nashville, Tennessee, on this the 20 day of September, 1984.

Barbara A. Dean
NOTARY PUBLIC

My Commission Expires: 3-3-86

STATE OF TENNESSEE)
COUNTY OF DAVIDSON)

Before me, the undersigned, a Notary Public within and for the State and County aforesaid, personally appeared Christine Wilson, with whom I am personally acquainted and who upon his oath acknowledged ~~him~~self to be the President of Mill Creek Club Condominium Owners' Association, the within named bargainor, a corporation, and that she as such President, being authorized so to do, executed the foregoing instrument for the purpose therein contained by signing the name of the corporation by ~~him~~her self as such President.

Witness my hand and official seal at office at Nashville, Tennessee, on this the 20 day of September, 1984.

Barbara A. Dean
NOTARY PUBLIC

My Commission Expires: 10-20-85

IDENTIFICATION REFERENCE
15427

FILED FOR RECORD AND RECORDED
OCT 4 12 44 PM '84
DAVIDSON COUNTY, TN