Hubbard

This document prepared by:

Alvin L. Harris
Hubbard, Berry & Harris, PLLC
SunTrust Bank Building, Suite 1420
201 Fourth Avenue North
Nashville, Tennessee 37219

Davidson County REST
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SUPPLEMENTAL DECLARATION TO DECLARATION OF PROTECTIVE COVENANTS, CONDITIONS AND RESTRICTIONS AND EASEMENTS FOR PROVINCETOWN (ANNEXING PHASE 3-A)

This Supplemental Declaration to Declaration of Protective Covenants, Conditions and Restrictions and Easements for Provincetown (Annexing Phase 3-A) ("Supplemental Declaration") is made and entered into as of this 25th of AUGUST, 2006.

WITNESSETH:

WHEREAS, Centex Homes, a Nevada general partnership ("Developer"), has previously subjected certain property to the Declaration of Protective Covenants, Conditions, Restrictions and Easements for Provincetown recorded as Instrument Number 20031119-0168785 in the Register's Office for Davidson County, Tennessee (the "Declaration"); and

WHEREAS, pursuant to Section 8.1 of the Declaration, Developer has the right to subject to the provisions of the Declaration all or any portion of the Additional Property (as that term is defined in the Declaration); and

WHEREAS, Developer desires to subject to the provisions of the Declaration a portion of the Additional Property known as Provincetown Phase 3-A which is more particularly depicted on Exhibit A and described on Exhibit A-1 attached hereto and incorporated herein by this reference.

NOW, THEREFORE, for and in consideration of these premises and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, Developer, being empowered so to do hereby amends the Declaration as follows:

1. Amendment. The Declaration is amended to subject to the provisions of the Declaration a portion of the Additional Property known as Provincetown Phase 3-A which is more particularly depicted on Exhibit A and described in Exhibit A-1 attached hereto. Said property, being a portion of the same property conveyed to Centex Homes by deed recorded as Instrument Number 20030611-0080629, Register's Office for Davidson County, Tennessee, is deemed submitted to the provisions of the Declaration, effective upon the date of the recordation of this instrument with the Register's Office of Davidson County, Tennessee.

2. Ratification. In all other respects, the Declaration is ratified and confirmed.

IN WITNESS WHEREOF, Centex Homes has caused this Supplemental Declaration to be executed as of the day and date first above written.

DECLARANT:
CENTEX HOMES, a Nevada general partnership

By: Centex Real Estate Corporation, a Nevada corporation, as its managing general partner

By: _____
Wes Patterson, President Nashville Division
Centex Real Estate Corporation

STATE OF TENNESSEE)
COUNTY OF WILLIAMSON)

Before me, the undersigned Notary Public in and for the County and State aforesaid, personally appeared Wes Patterson, with whom I am personally acquainted (or upon proof to me of satisfactory evidence), and acknowledged himself to be President of the Nashville Division of Centex Real Estate Corporation, a Nevada corporation, that is the Managing General Partner of Centex Homes, the within named bargainor, and that he as such President of the Nashville Division of the Managing General Partner, being authorized so to do, executed the foregoing instrument for the purposes therein contained by signing his name as President of the Nashville Division of the Managing General Partner.

Witness my hand and seal, this 25th day of August, 2006.

_____
Notary Public
My commission expires: 6/16/2010

MARSHA KERRIGAN
STATE OF TENNESSEE NOTARY PUBLIC
WILLIAMSON COUNTY
My Commission Expires

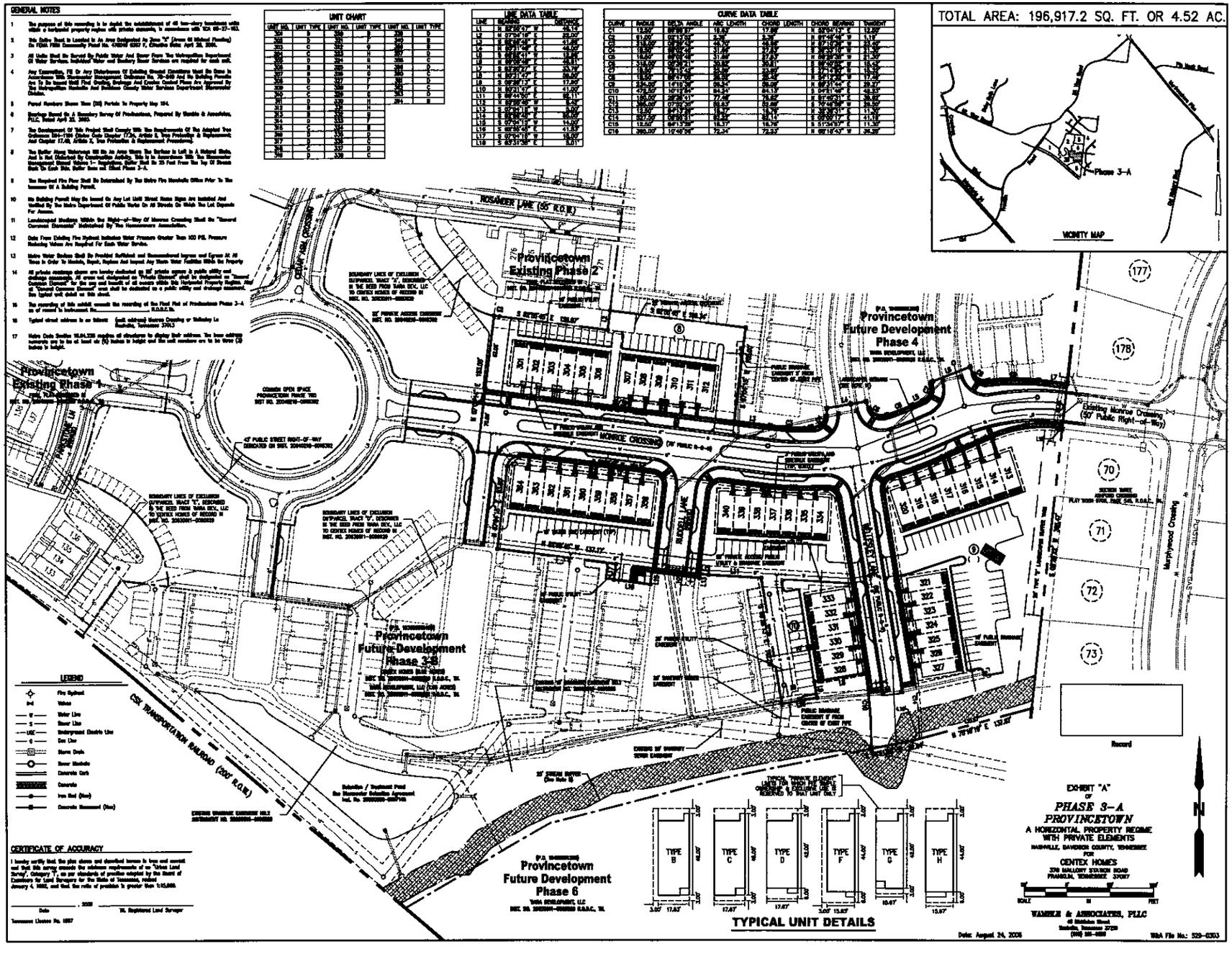

GENERAL NOTES
UNIT CHART
LINE DATA TABLE
CURVE DATA TABLE
TOTAL AREA: 196,917.2 SQ. FT. OR 4.52 AC.
VICINITY MAP
Phase 3-A
ROSAMER LANE (55' R.O.W.)
Provincetown Existing Phase 2
Provincetown Existing Phase 1
P.D. Provincetown Future Development Phase 4
P.D. Provincetown Future Development Phase 3-B
P.D. Provincetown Future Development Phase 6
Existing Monroe Crossing (50' Public Right-of-Way)
Murphywood Crossing
CSX TRANSPORTATION RAILROAD (200' R.O.W.)
LEGEND
TYPICAL UNIT DETAILS
CERTIFICATE OF ACCURACY
EXHIBIT "A"
OF
PHASE 3-A
PROVINCETOWN
A HORIZONTAL PROPERTY REGIME WITH PRIVATE ELEMENTS
NASHVILLE, DAVIDSON COUNTY, TENNESSEE
FOR
CENTEX HOMES
370 MALLORY STATION ROAD
FRANKLIN, TENNESSEE 37067
WAMBER & ASSOCIATES, PLLC
Date: August 24, 2006
WBA File No.: 529-0303

EXHIBIT A-1

Being all of the approximately 4.52 acres of property described and depicted as Phase 3-A of Provincetown on Exhibit A-1 hereto and being a portion of the same property conveyed to Centex Homes by deed recorded as Instrument Number 20030611-0080629 in the Register's Office for Davidson County, Tennessee.