

5-21-05

Deed Book 17917 Pg 572
Filed and Recorded Sep-21-2005 10:03am
2005-0179688
Linda Carter
Clerk of Superior Court
DeKalb County, Georgia

Return to:
Weissman, Nowack, Curry & Wilco, P.C.
3500 Lenox Road
One Alliance Center, 4th Floor
Atlanta, Georgia 30326
Attention: Jane C. Kotake, Esq.

Cross-reference to:
Declaration at Deed Book 13909, Page 275,
DeKalb County, Georgia records

**SUPPLEMENTAL DECLARATION OF COVENANTS, CONDITIONS,
RESTRICTIONS AND EASEMENTS FOR PARKVIEW AT SHADOW LAKE**

THIS SUPPLEMENTAL DECLARATION OF COVENANTS, CONDITIONS, RESTRICTIONS AND EASEMENTS FOR PARKVIEW AT SHADOW LAKE (hereinafter referred to as the "Supplemental Declaration") is made on this 7th day of September, 2005, by Parkside Homes, Inc., a Georgia corporation (hereinafter referred to as "Declarant"), with the consent of Falling Water, Inc., a Georgia limited liability company (hereinafter referred to as "Land Owner").

WITNESSETH:

WHEREAS, Declarant prepared and filed of record that certain Declaration of Protective Covenants, Conditions & Restrictions for Parkview at Shadow Lake in Deed Book 13909, Page 275, in the Office of the Clerk of the Superior Court of DeKalb County, Georgia (hereinafter referred to as the "Declaration");

WHEREAS, pursuant to the terms of Article II, Section 2 and Articles XVII, Section 1 of the Declaration, the Declarant may submit certain additional property described on Exhibit "D" of the Declaration to the terms of the Declaration;

WHEREAS, Declarant is the owner of a portion of the real property described on Exhibit "A" (hereinafter referred to as the "Additional Tract");

WHEREAS, Land Owner is the owner of a portion of the Additional Tract;

WHEREAS, the Additional Tract is part of the additional property described on Exhibit "D" of the Declaration; and

WHEREAS, Declarant and Land Owner desire to subject the Additional Tract to the provisions of the Declaration;

NOW, THEREFORE, pursuant to the powers retained by Declarant under the Declaration, Declarant hereby subjects with the consent of Land Owner the real property described on Exhibit "A" hereof to the provisions of the Declaration and this Supplemental Declaration, which shall apply to such property in addition 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 this Supplemental Declaration and the Declaration, both of which shall run with the title to 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. The provisions of this Supplemental Declaration shall be binding upon Parkview at Shadow Lake Homeowners Association, Inc. in accordance with the terms of the Declaration.

ARTICLE I
Definitions

The definitions set forth in Article II of the Declaration are incorporated herein by reference.

ARTICLE II
Declaration

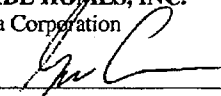
Except as specifically amended hereby, the Declaration and all terms thereof shall remain in full force and effect.

[EXECUTION PAGE FOLLOWS]

IN WITNESS WHEREOF, the undersigned Declarant has executed this Supplemental Declaration the day and year first above written.

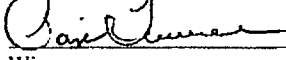
DECLARANT:


PARKSIDE HOMES, INC.
a Georgia Corporation

By: 
Greg Evans, President

[CORPORATE SEAL]

Signed, sealed, and delivered
this 30th day of AUGUST, 2005
in the presence of:

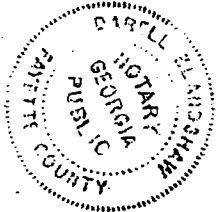

Witness


Notary Public

[NOTARY SEAL]

Darrell Blanchard

Notary Public Fayette County, Georgia
[SIGNATURES CONTINUED ON FOLLOWING PAGE]
My Commission Expires on August 2nd, 2007



[SIGNATURES CONTINUED FROM PREVIOUS PAGE]

Consented to and approved by Falling Water, Inc. this 7th day of SEPTEMBER, 2005.

FALLING WATER, INC.
a Georgia Corporation

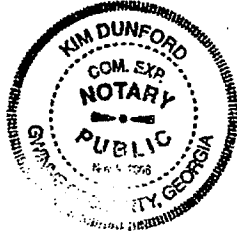
By: *Gary R. Crump*
Gary R. Crump
Executive Vice President

Signed, sealed, and delivered
this 7 day of Sept, 2005
in the presence of:

Kevin S. Cardinal
Witness

Kim Dunford
Notary Public
[NOTARY SEAL]

[CORPORATE SEAL]



Deed Book: 17917 Pg 576

Linda Carter
Clerk of Superior Court
DeKalb County, Georgia

EXHIBIT "A"

Additional Property

All that tract or parcel of land lying and being in Land Lots 97 and 98 of the 16th District, DeKalb County, Georgia, containing 14.373 acres, being more particularly described on that certain Final Plat for Park View at Shadow Rock Lakes IX, dated December 14, 2004, prepared by Mansur Engineering, Inc., by Daniel A. Miller, Georgia Registered Land Surveyor No. 2557, and recorded on May 5, 2005, in Plat Book 153, Page 2, DeKalb County, Georgia land records.