

This instrument prepared by
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Davidson County REST
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**SECOND AMENDMENT TO DECLARATION OF EASEMENTS, COVENANTS,
CONDITIONS AND RESTRICTIONS FOR RIVERWALK**

THIS SECOND AMENDMENT to DECLARATION of Easements, Covenants, Conditions and Restrictions (hereinafter referred to as "Declaration") made and published on or as of the date hereinafter set forth, by and between RIVERWALK DEVELOPMENT PARTNERS, INC., a Tennessee corporation (hereinafter referred to as "Developer"), and any and all persons, firms, corporations or other entities, hereafter acquiring any of the within described property.

WITNESSETH:

WHEREAS, the Developer previously established and recorded DECLARATION OF EASEMENTS, COVENANTS, CONDITIONS AND RESTRICTIONS FOR RIVERWALK (hereinafter referred to as "Declaration") of record as Instrument Number 20011105-0121083 on November 5, 2001 Register's Office for Davidson County, Tennessee and previously amended by First Amendment of record as Instrument Number 20020424-0050585 said Register's Office (hereinafter referred to as "Declaration"); and,

WHEREAS, the Developer retained the right to add property to the terms of the Declaration in Article VII, Section 9 and desires to add additional property as provided herein;

NOW, THEREFORE, for and in consideration of the foregoing premises, Developer hereby amends the Declaration as follows:

1. Pursuant to Article VII, Section 9 of the Declaration, the property described on Exhibit A (the "Annexed Property") attached hereto is hereby added to the terms of the Declaration with such Annexed Property to be held subject to the terms, covenants, conditions, easements, assessments, liens, and restrictions governing and regulating the use and occupancy of said Annexed Property and to be covenants running with the land.
2. Terms not otherwise defined herein shall have the same meaning as in the Declaration.

IN WITNESS WHEREOF, the Developer has executed this SECOND Amendment effective as of the 22nd day of Apr., 2004.

CORINTHIAN CUSTOM HOMES INC., as owner of the property described on Exhibit A and conveyed to CORINTHIAN CUSTOM HOMES INC by deed from ADELAIDE S ROBB, JOHNNIE MAI DAVIS, and ADELAIDE S. ROBB and JOHNNIE MAI DAVIS, as TRUSTEES UNDER THE WILL OF HILDA RAY WILLARD, DECEASED recorded immediately prior to this instrument, Register's Office for Davidson County, Tennessee, enters into this SECOND Amendment to Declaration of Easements, Covenants, Conditions and Restrictions for the purpose of subjecting the property described on Exhibit A to the terms of the Declaration as provided in this SECOND Amendment. CORINTHIAN CUSTOM HOMES INC. agrees that RIVERWALK DEVELOPMENT PARTNERS, INC. is the DEVELOPER as defined in the Declaration with respect to all property which is subject to the Declaration including without limitation the Annexed Property described on Exhibit A. Said property was deeded directly to CORINTHIAN CUSTOM HOMES INC. as a matter of convenience pursuant to instructions of RIVERWALK DEVELOPMENT PARTNERS, INC. pursuant to the terms of contract between said parties which contract remains in full force and effect. Further, CORINTHIAN CUSTOM HOMES INC. and all future owners of the Annexed Property agree that same shall be subject to any future amendments of the Declaration by Developer made in accordance with the terms of the Declaration, including without limitation a Third Amendment that will be recorded shortly after this Second Amendment.

In witness whereof, the undersigned has executed this instrument as of the 22nd day of April, 2004.

CORINTHIAN CUSTOM HOMES INC.

By: 

Name: NICHOLAS S. PULLAR

Position: PRESIDENT

STATE OF TENNESSEE
COUNTY OF DAVIDSON

Personally appeared before me, the undersigned, a Notary Public in and for said County and State, the within named Nicholas S. Pullar, with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence), and who, upon oath, acknowledged himself to be the President of CORINTHIAN CUSTOM HOMES INC., the bargainer, a corporation, and that he as such President being authorized so to do, executed the within instrument for the purposes therein contained by signing the name of the corporation by himself as such President.

WITNESS my hand and official seal on this 22 day of April, 2004.


Notary Public



My Commission Expires: 11/27/04

RIVERWALK DEVELOPMENT PARTNERS, INC.

By: *G. Allen Patton*
G. Allen Patton, President

STATE OF TENNESSEE
COUNTY OF DAVIDSON

Personally appeared before me, the undersigned, a Notary Public in and for said County and State, the within named G. Allen Patton, with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence), and who, upon oath, acknowledged himself to be the President of RIVERWALK DEVELOPMENT PARTNERS, INC., the bargainer, a corporation, and that he as such President, being authorized so to do, executed the within instrument for the purposes therein contained by signing the name of the corporation by himself as such President.

WITNESS my hand and official seal on this 22nd day of April, 2004.

Eileen M. Rose
Notary Public

My Commission Expires:



MY COMMISSION EXPIRES
MARCH 20, 2006

EXHIBIT A

Tract 1

BEING A TRACT OF LAND LYING IN THE NINTH CIVIL DISTRICT OF NASHVILLE, DAVIDSON COUNTY, TENNESSEE, SAID TRACT BEING PROPERTY OF ADELAIDE ROBB AND J.M. DAVIS, OWNERSHIP OF RECORD IN DEED BOOK 8887, PAGE 979, REGISTER'S OFFICE FOR DAVIDSON COUNTY, TENNESSEE, SAID TRACT BEING GENERALLY BOUNDED ON THE EAST BY CSX TRANSPORTATION RAILROAD, ON THE SOUTH AND WEST BY NEWSOM STATION ROAD, AND ON THE NORTH BY RIVERWALK SUBDIVISION PHASES 1A AND 1B (RIVERWALK DEVELOPMENT PARTNERS, INC OF RECORD IN INSTRUMENT 200104250040967 AND 200210220129510, REGISTER'S OFFICE FOR DAVIDSON COUNTY, TENNESSEE), SAID TRACT DESCRIBED HEREIN IS A PORTION OF PARCEL 68 ON DAVIDSON COUNTY TAX MAP 126 AND ALL OF PARCEL 4 01, ON TAX MAP 140, SAID TRACT BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT IN THE WEST RIGHT-OF-WAY LINE OF CSX TRANSPORTATION RAILROAD, SAID POINT BEING A CORNER OF SAID ADELAIDE ROBB AND J.M. DAVIS, SAID POINT BEING A CORNER COMMON WITH NINA HEDGEPTH PROPERTY OF RECORD IN WILL BOOK 224, PAGE 660, WITH THE DAVIDSON COUNTY COURTS AND REFERENCED TO JOHN A. McPEAK DEED BOOK 9091, PAGE 682, REGISTER'S OFFICE FOR DAVIDSON COUNTY, TENNESSEE; THENCE LEAVING CSX TRANSPORTATION RAILROAD AND WITH WEST LINES OF SAID NINA HEDGEPTH THE FOLLOWING, THENCE SOUTH 54 DEGREES 04 MINUTES 51 SECONDS WEST 100.99 FEET TO A POINT, THENCE SOUTH 24 DEGREES 27 MINUTES 48 SECONDS WEST 220.89 FEET TO A POINT, THENCE SOUTH 03 DEGREES 24 MINUTES 23 SECONDS EAST 198.25 FEET TO A POINT, THENCE SOUTH 18 DEGREES 22 MINUTES 09 SECONDS WEST 247.26 FEET TO A POINT IN THE NORTH RIGHT-OF-WAY LINE OF NEWSOM STATION ROAD; THENCE WITH THE NORTH RIGHT-OF-WAY LINE OF NEWSOM STATION ROAD THE FOLLOWING, THENCE ON A CURVE TO THE RIGHT WITH A RADIUS OF 961.57 FEET, A CENTRAL ANGLE OF 07 DEGREES 02 MINUTES 32 SECONDS, A CHORD OF SOUTH 82 DEGREES 43 MINUTES 55 SECONDS WEST 118.11 FEET, ALONG THE TOTAL CURVE LENGTH OF 118.19 FEET TO A POINT, THENCE SOUTH 86 DEGREES 15 MINUTES 10 SECONDS WEST 415.78 FEET TO A POINT, THENCE ON A CURVE TO THE RIGHT WITH A RADIUS OF 465.00 FEET, A CENTRAL ANGLE OF 13 DEGREES 02 MINUTES 55 SECONDS, A CHORD OF NORTH 87 DEGREES 13 MINUTES 21 SECONDS WEST 105.67 FEET, ALONG THE TOTAL CURVE LENGTH OF 105.90 FEET TO A POINT, THENCE NORTH 57 DEGREES 13 MINUTES 23 SECONDS WEST 101.72 FEET TO A POINT, THENCE SOUTH 34 DEGREES 54 MINUTES 50 SECONDS WEST 68.37 FEET TO A POINT, THENCE ON A CURVE TO THE RIGHT WITH A RADIUS OF 500.00 FEET, A CENTRAL ANGLE OF 04 DEGREES 02 MINUTES 41 SECONDS, A CHORD OF NORTH 64 DEGREES 23 MINUTES 01 SECONDS WEST 35.29 FEET, ALONG THE TOTAL CURVE LENGTH OF 35.30 FEET TO A POINT, THENCE NORTH 62 DEGREES 21 MINUTES 40 SECONDS WEST 225.00 FEET TO A POINT, THENCE ON A CURVE TO THE RIGHT WITH A RADIUS OF 560.00 FEET, A CENTRAL ANGLE OF 58 DEGREES 33 MINUTES 15 SECONDS, A CHORD OF NORTH 33 DEGREES 05 MINUTES 02 SECONDS WEST 547.72 FEET, ALONG THE TOTAL CURVE LENGTH OF 572.30 FEET TO A POINT, THENCE NORTH 03 DEGREES 48 MINUTES 25 SECONDS WEST 183.36 FEET TO A POINT, THENCE ON A CURVE TO THE LEFT WITH A RADIUS OF 1830.00 FEET, A CENTRAL ANGLE OF 23 DEGREES 15 MINUTES 20 SECONDS, A CHORD OF NORTH 15 DEGREES 26 MINUTES 05 SECONDS WEST 737.68 FEET, ALONG THE TOTAL CURVE LENGTH OF 742.77 FEET TO A POINT, THENCE NORTH 27 DEGREES 03 MINUTES 45 SECONDS WEST 22.50 FEET TO A POINT, THENCE ON A CURVE TO THE LEFT WITH A RADIUS OF 780.50 FEET, A CENTRAL ANGLE OF 14 DEGREES 21 MINUTES 23 SECONDS, A CHORD OF NORTH 34 DEGREES 14 MINUTES 27 SECONDS WEST 195.06 FEET, ALONG THE TOTAL CURVE LENGTH OF 195.57 FEET TO A POINT, SAID POINT BEING A SOUTH CORNER OF SAID RIVERWALK SUBDIVISION PHASES 1A AND 1B LYING IN THE NORTH RIGHT-OF-WAY LINE OF NEWSOM STATION ROAD; THENCE LEAVING NEWSOM STATION ROAD AND WITH SAID RIVERWALK SUBDIVISION PHASES 1A AND 1B THE FOLLOWING, THENCE NORTH 48 DEGREES 34 MINUTES 51 SECONDS EAST 10.00 FEET TO A POINT, THENCE ON A CURVE TO THE RIGHT WITH A RADIUS OF 25.00 FEET, A CENTRAL ANGLE OF 83 DEGREES 54 MINUTES 32 SECONDS, A CHORD OF NORTH 00 DEGREES 32 MINUTES 07 SECONDS EAST 33.43 FEET, ALONG THE TOTAL CURVE LENGTH OF 36.61 FEET TO A POINT, THENCE ON A CURVE TO THE LEFT WITH A RADIUS OF 480.00 FEET, A CENTRAL ANGLE OF 28 DEGREES 44 MINUTES 34 SECONDS, A CHORD OF NORTH 28 DEGREES 07

MINUTES 06 SECONDS EAST 218.28 FEET, ALONG THE TOTAL CURVE LENGTH OF 240.80 FEET TO A POINT, THENCE NORTH 58 DEGREES 44 MINUTES 46 SECONDS EAST 42.43 FEET TO A POINT, THENCE NORTH 13 DEGREES 44 MINUTES 49 SECONDS EAST 58.82 FEET TO A POINT, THENCE NORTH 47 DEGREES 25 MINUTES 56 SECONDS EAST 210.72 FEET TO A POINT, THENCE NORTH 30 DEGREES 29 MINUTES 19 SECONDS EAST 148.64 FEET TO A POINT, THENCE NORTH 80 DEGREES 40 MINUTES 11 SECONDS EAST 131.39 FEET TO A POINT, THENCE SOUTH 33 DEGREES 20 MINUTES 36 SECONDS EAST 133.42 FEET TO A POINT, THENCE SOUTH 02 DEGREES 16 MINUTES 19 SECONDS WEST 393.12 FEET TO A POINT, THENCE SOUTH 62 DEGREES 34 MINUTES 08 SECONDS EAST 441.55 FEET TO A POINT, THENCE NORTH 65 DEGREES 13 MINUTES 06 SECONDS EAST 443.11 FEET TO A POINT IN THE WEST RIGHT-OF-WAY LINE OF CSX TRANSPORTATION RAILROAD; THENCE WITH THE WEST RIGHT-OF-WAY LINE OF CSX TRANSPORTATION RAILROAD THE FOLLOWING, THENCE SOUTH 24 DEGREES 46 MINUTES 54 SECONDS EAST 322.02 FEET TO A POINT, THENCE ON A CURVE TO THE RIGHT WITH A RADIUS OF 1155.00 FEET, A CENTRAL ANGLE OF 04 DEGREES 28 MINUTES 12 SECONDS, A CHORD OF SOUTH 22 DEGREES 32 MINUTES 48 SECONDS EAST 90.09 FEET, ALONG THE TOTAL CURVE DISTANCE OF 90.11 FEET TO A POINT, THENCE SOUTH 20 DEGREES 18 MINUTES 42 SECONDS EAST 492.01 FEET TO A POINT, THENCE ON A CURVE TO THE LEFT WITH A RADIUS OF 1325.00 FEET, A CENTRAL ANGLE OF 10 DEGREES 25 MINUTES 14 SECONDS, A CHORD OF SOUTH 25 DEGREES 31 MINUTES 19 SECONDS EAST 240.65 FEET, ALONG THE TOTAL CURVE LENGTH OF 240.98 FEET TO THE POINT OF BEGINNING, CONTAINING 2,547,406 SQUARE FEET, OR 58.48 ACRES, MORE OR LESS.

AN ALTA/ACSM LAND TITLE SURVEY ENTITLED "ADELAIDE ROBB AND J.M. DAVIS PROPERTY" BY JAMES M. NAIVE OF AMERICAN SURVEYING COMPANY, DATED JUNE 2001 WAS THE MAJOR REFERENCING DOCUMENT FOR THE WRITING OF THE AFOREDESCRIBED TRACT.

Tract 2

BEING A TRACT OF LAND LYING IN THE NINTH CIVIL DISTRICT OF NASHVILLE, DAVIDSON COUNTY, TENNESSEE, SAID TRACT BEING PROPERTY OF ADELAIDE ROBB AND J.M. DAVIS, OWNERSHIP OF RECORD IN DEED BOOK 8857, PAGE 979, REGISTER'S OFFICE FOR DAVIDSON COUNTY, TENNESSEE, SAID TRACT BEING GENERALLY BOUNDED ON THE SOUTH BY JAMES E. COWDEN PROPERTY OF RECORD IN DEED BOOK 6307, PAGE 24, REGISTER'S OFFICE FOR DAVIDSON COUNTY, TENNESSEE, AND BY INTERSTATE HIGHWAY 40, ON THE WEST BY CECIL D. BRANSTETTER PROPERTY OF RECORD IN DEED BOOK 9744, PAGE 350, REGISTER'S OFFICE FOR DAVIDSON COUNTY, TENNESSEE, ON THE NORTH AND EAST BY NEWSOM STATION ROAD, SAID TRACT DESCRIBED HEREIN IS KNOWN AS PARCEL 70 ON DAVIDSON COUNTY TAX MAP 126, SAID TRACT BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT IN THE WEST RIGHT-OF-WAY LINE OF NEWSOM STATION ROAD, SAID POINT BEING A SOUTHEAST CORNER OF THE PROPERTY DESCRIBED HEREIN, SAID CORNER BEING THE NORTHEAST CORNER OF SAID JAMES E. COWDEN; THENCE LEAVING THE WEST RIGHT-OF-WAY LINE OF NEWSOM STATION ROAD AND WITH CONTIGUOUS LINES OF SAID JAMES E. COWDEN THE FOLLOWING, THENCE SOUTH 58 DEGREES 52 MINUTES 39 SECONDS WEST 403.62 FEET TO A POINT, THENCE SOUTH 11 DEGREES 20 MINUTES 30 SECONDS EAST 434.94 FEET TO A POINT IN THE NORTH RIGHT-OF-WAY LINE OF INTERSTATE HIGHWAY 40, SAID POINT BEING THE SOUTHWEST CORNER OF SAID JAMES E. COWDEN; THENCE WITH THE NORTH RIGHT-OF-WAY LINE OF INTERSTATE HIGHWAY 40, SOUTH 82 DEGREES 32 MINUTES 12 SECONDS WEST 314.40 FEET TO A POINT, SAID POINT BEING THE SOUTHWEST CORNER OF THE PROPERTY DESCRIBED HEREIN AND BEING THE SOUTHEAST CORNER OF CECIL D. BRANSTETTER PROPERTY OF RECORD IN DEED BOOK 9744, PAGE 350, REGISTER'S OFFICE FOR DAVIDSON COUNTY, TENNESSEE; THENCE WITH THE CONTIGUOUS LINE OF SAID CECIL D. BRANSTETTER, NORTH 12 DEGREES 02 MINUTES 14 SECONDS WEST 1895.52 FEET TO A POINT IN THE SOUTH RIGHT-OF-WAY LINE OF NEWSOM STATION ROAD; THENCE WITH THE SOUTH AND WEST RIGHT-OF-WAY LINES OF NEWSOM STATION ROAD THE FOLLOWING, THENCE NORTH 47 DEGREES 06 MINUTES 21 SECONDS EAST 71.37 FEET TO A POINT, THENCE NORTH 56 DEGREES 27 MINUTES 08 SECONDS EAST 20.68 FEET TO A POINT, THENCE ON A CURVE TO THE RIGHT WITH A RADIUS OF 380.00 FEET, A CENTRAL ANGLE OF 71 DEGREES 33 MINUTES 50 SECONDS, A CHORD OF SOUTH 86 DEGREES 45 MINUTES 57 SECONDS EAST 455.07 FEET, ALONG THE TOTAL CURVE LENGTH

OF 487.89 FEET TO A POINT, THENCE SOUTH 49 DEGREES 59 MINUTES 02 SECONDS EAST 32.97 FEET TO A POINT, THENCE SOUTH 47 DEGREES 58 MINUTES 55 SECONDS EAST 30.06 FEET TO A POINT, THENCE ON A CURVE TO THE RIGHT WITH A RADIUS OF 730.50 FEET, A CENTRAL ANGLE OF 20 DEGREES 55 MINUTES 10 SECONDS, A CHORD OF SOUTH 37 DEGREES 31 MINUTES 20 SECONDS EAST 265.24 FEET, ALONG THE TOTAL CURVE LENGTH OF 266.72 FEET TO A POINT, THENCE SOUTH 27 DEGREES 03 MINUTES 45 SECONDS EAST 22.50 FEET TO A POINT, THENCE ON A CURVE TO THE RIGHT WITH A RADIUS OF 1780.00 FEET, A CENTRAL ANGLE OF 23 DEGREES 15 MINUTES 20 SECONDS, A CHORD OF SOUTH 15 DEGREES 26 MINUTES 05 SECONDS EAST 717.53 FEET, ALONG THE TOTAL CURVE LENGTH OF 722.48 FEET TO A POINT, THENCE SOUTH 03 DEGREES 48 MINUTES 25 SECONDS EAST 183.36 FEET, THENCE ON A CURVE TO THE LEFT WITH A RADIUS OF 610.00 FEET, A CENTRAL ANGLE OF 04 DEGREES 58 MINUTES 07 SECONDS, A CHORD OF SOUTH 06 DEGREES 17 MINUTES 29 SECONDS EAST 52.88 FEET, ALONG THE TOTAL CURVE LENGTH OF 52.90 FEET TO THE POINT OF BEGINNING, CONTAINING 1,155,424 SQUARE FEET, OR 26.52 ACRES, MORE OR LESS.

AN ALTA/ACSM LAND TITLE SURVEY ENTITLED "ADELAIDE ROBB AND J.M. DAVIS PROPERTY" BY JAMES M. NAÏVE OF AMERICAN SURVEYING COMPANY, DATED JUNE 2001 WAS THE MAJOR REFERENCING DOCUMENT FOR THE WRITING OF THE AFOREDESCRIBED TRACT.