

Deed Book 5263 Pg 230
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Linda Pierce
Clerk of Superior Court
Muscogee County, Georgia
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RECORDATION REQUESTED BY:
Hatcher, Stubbs, Land, Hollis &
Rothschild, a Limited Liability
Partnership
Attn: John M. Tanzine, III
Post Office Box 2707
Columbus, GA 31902-2707

SPACE ABOVE THIS LINE IS FOR RECORDER'S USE ONLY

FIRST AMENDMENT TO
DECLARATION OF COVENANTS, CONDITIONS,
RESTRICTIONS AND EASEMENTS FOR
GAINES CREEK OF GREEN ISLAND

STATE OF GEORGIA,
COLUMBUS, MUSCOGEE COUNTY.

THIS FIRST AMENDMENT TO DECLARATION OF COVENANTS, CONDITIONS, RESTRICTIONS AND EASEMENTS FOR GAINES CREEK OF GREEN ISLAND (hereinafter referred to as the "Amendment") is made this 12 day of April, 1999, by THE JORDAN COMPANY, a Georgia corporation (hereinafter referred to as the "Declarant").

WITNESSETH THAT:

WHEREAS, the Declarant heretofore executed and caused to be recorded that certain Declaration of Covenants, Conditions, Restrictions and Easements for Gaines Creek of Green Island, dated October 9, 1995, filed for record on October 12, 1995, and recorded on October 13, 1995, in Deed Book 4334, page 76, in the Office of the Clerk of the Superior Court of Muscogee County, Georgia (hereinafter referred to as the "Declaration"), with respect to the development known as GAINES CREEK OF GREEN ISLAND (hereinafter referred to as the "Development"); and

WHEREAS, the Declarant desires to surrender the authority to appoint and remove directors and officers of the Association, all pursuant to and in accordance with the provisions of the Declaration; and

WHEREAS, the Declarant desires to amend the Declaration for the foregoing purpose;

NOW, THEREFORE, the Declarant hereby amends the Declaration as follows, to-wit:

1.

Pursuant to Section 3.10(a) of the Declaration, the Declarant hereby surrenders the authority to appoint and remove directors and officers of the Association.

2.

All capitalized terms used in this Amendment shall have the same meanings as set forth in the Declaration, unless the context otherwise specifically requires.

3.

The Declarant certifies that this Amendment is being made pursuant to the provisions of Section 3.10(a) of the Declaration, and that no approval of any Member or Mortgagee is required with respect to this Amendment.

4.

This Amendment shall be filed for record in the Office of the Clerk of the Superior Court of Muscogee County, Georgia, and shall become effective in accordance with the provisions of the Declaration.

5.

Except as specifically amended hereby, the Declaration shall remain in full force and effect and shall not be modified or changed hereby.

IN WITNESS WHEREOF, the Declarant, acting through its duly authorized officers, has caused this Amendment to be duly executed and sealed, the day and year first above written.

THE JORDAN COMPANY

By: Stella E. Evershill
Name: STELLA EVERSHILL
Title: VICE PRESIDENT

Attest: Kimberly A. McGuire
Name: Kimberly A. McGuire
Title: Secretary

(CORPORATE SEAL)

Signed, sealed, attested and delivered in the presence of:

Robert C. Gaver
Spencer A. McGuire

Notary Public
[NOTARIAL SEAL]
Date of Execution by Notary: 4-12-99
My Commission Expires: 8-21-99

The Association, by the execution hereof, acknowledges receipt of the notification given and the statements made by the Declarant in the foregoing Amendment and agrees that the Association is bound thereby.

IN WITNESS WHEREOF, the Association, acting through its duly authorized officers, has caused this Amendment to be duly executed and sealed, the day and year first above written.

GAINES CREEK OF GREEN ISLAND
HOMEOWNERS ASSOCIATION, INC.

By: Stella E. Shulman
Name: STELLA E. SHULMAN
Title: PRESIDENT

Attest: Kimberly W. Wise
Name: Kimberly W. Wise
Title: Secretary

Signed, sealed, attested and
delivered in the presence of:

Barbara A. Bauer
Witness

Rosemary A. McGuire
Notary Public

[NOTARIAL SEAL]

Date of Execution by Notary: 4-12-99

My Commission Expires: 8-21-99

