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GWINNETT COUNTY, GA.

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TOM LAWLER, CLERK

310101-02

Upon recording return to:
Clifford A. Barshay, Esq.
Schreder, Wheeler & Flint, LLP
127 Peachtree Street, NE
1600 Candler Building
Atlanta, Georgia 30303

DEED BOOK 29055, Page 108,
Gwinnett County, Georgia records

SUPPLEMENTAL COMMUNITY CHARTER FOR THE RIVER CLUB

THIS SUPPLEMENTAL COMMUNITY CHARTER FOR THE RIVER CLUB (this "Supplemental Charter") is made this 15th day of December, 2003, by CRESCENT RIVER, LLC, a Georgia limited liability company (hereinafter referred to as "Founder").

WITNESSETH:

WHEREAS, that certain Community Charter for The River Club was prepared and filed of record on October 4, 2002 in Deed Book 29055, Page 108, et. seq. in the public land records of Gwinnett County, Georgia (herein referred to as the "Charter").

WHEREAS, pursuant to the terms of Section 17.1 of the Charter, the Founder may submit certain additional property described in Exhibit "B" to the Charter to the terms of the Charter.

WHEREAS, Founder (and to the extent applicable, the undersigned The River Club Community Association, Inc.) are the owners of the real property described in Exhibit "A" attached hereto ("Additional Property").

WHEREAS, the Additional Property is a portion of that property described in Exhibit "B" to the Charter.

WHEREAS, Founder desires to submit the Additional Property to the terms of the Charter.

NOW, THEREFORE, pursuant to the powers retained by Founder under the Charter, Founder hereby subjects the Additional Property described in Exhibit "A" hereof to the provisions of the Charter and this Supplemental Charter, which shall apply to such Property in addition to the provisions of the Charter. Such Property shall be sold, transferred, used, conveyed, occupied and mortgaged or otherwise encumbered pursuant to the provisions of this Supplemental Charter and the Charter, both of which shall run with the title to such Property and shall be binding upon all persons having a 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 The River Club Community Association, Inc., in accordance with the terms of the Charter. Except as specifically amended hereby, the Charter and all terms thereof shall remain in full force and effect.

IN WITNESS WHEREOF, the undersigned Founder has executed this Supplemental Declaration under seal as of the day and year first above written.

FOUNDER:

Signed, sealed and delivered in the presence of:

Carol M'Leath
Witness

CRESCENT RIVER, LLC,
a Georgia limited liability company

By: Crescent Resources, LLC, its
sole member

By: [Signature]
Name: Erin Womack
Its: Vice President

Attest: [Signature]
Name: Susan G. DeShon
Its: Assistant Secretary

(SEAL)

Cynthia L. Lombardi
Notary Public
My Commission Expires: June 4, 2006
[NOTARY SEAL]

[CORPORATE SEAL]

By its execution below, The River Club Community Association, Inc. hereby joins in the execution of this Supplemental Declaration in order to subject any interest that the undersigned has in and to any of the Additional Property to the terms of the Charter as set forth in this Supplemental Charter.

IN WITNESS WHEREOF, the undersigned Founder has executed this Supplemental Declaration under seal as of the day and year first above written.

Signed, sealed and delivered in the presence of:

Carol M'Leath
Witness

THE RIVER CLUB COMMUNITY ASSOCIATION, INC.,
a Georgia non-profit corporation

By: [Signature]
Name: Erin Womack
Title: President

Attest: [Signature]
Name: Susan G. DeShon
Title: Treasurer

Cynthia L. Lombardi
Notary Public
My Commission Expires: June 4, 2006
[NOTARY SEAL]

[CORPORATE SEAL]

Legal Description: The River Club, Phase I, Unit 2

All that tract or parcel of land lying and being in Land Lot 284 of the 7th District, Gwinnett County, Georgia, and being more particularly described as follows:

BEGINNING at a 2" open top pipe found at the land lot corner common with Land Lots 283, 284, 279 & 280, aforesaid district; thence North 04°12'21" East a distance of 3412.72 feet to a point on the southern right-of-way of Crescent River Pass (50' private roadway) as shown on that certain Final Subdivision Plat for The River Club, Phase 1, Unit 2, as recorded in Plat Book 101, Page 14, Gwinnett County records and **The True Point of Beginning**; thence leaving said right-of-way South 24°48'13" West a distance of 114.86 feet to a point; thence South 49°07'08" West a distance of 99.24 feet to a point; thence South 48°51'24" West a distance of 130.09 feet to a point; thence South 45°39'39" West a distance of 125.02 feet to a point; thence South 53°41'05" West a distance of 57.18 feet to a point; thence South 40°04'15" West a distance of 100.33 feet to a point; thence South 55°29'52" West a distance of 106.27 feet to a point; thence South 34°11'56" West a distance of 89.40 feet to a point; thence North 84°04'45" West a distance of 72.37 feet to a point; thence North 64°21'36" West a distance of 9.66 feet to a point on the easterly right-of-way of said Crescent River Pass; thence along said right-of-way the following courses and distances: 10.39 feet along the arc of a curve to the left having a radius of 9.00 feet and a chord bearing and distance of South 06°11'52" East 9.82 feet to a point; thence 373.07 feet along the arc of a curve to the right having a radius of 75.00 feet and a chord bearing and distance of North 76°45'27" West 91.31 feet to a point; thence leaving said right-of-way 10.39 feet along the arc of a curve to the left having a radius of 9.00 feet and a chord bearing and distance of North 32°40'59" East 9.82 feet to a point; thence North 00°22'44" West a distance of 42.30 feet to a point; thence 267.27 feet along the arc of a curve to the right having a radius 325.00 feet and a chord bearing and distance of North 23°10'48" East 259.80 feet to a point; thence North 46°44'19" East a distance of 54.54 feet to a point on said right-of-way; thence leaving said right-of-way, North 43°15'41" West a distance of 225.00 feet to a point; thence North 46°44'19" East a distance of 397.02 feet to a point; thence North 15°16'58" West a distance of 92.73 feet to a point; thence South 80°40'42" East a distance of 277.79 feet to a point on the western right-of-way of Roaring Fork Pass (50' private roadway); thence along said right-of-way the following courses and distances: 191.17 feet along the arc of a curve to the right having a radius of 235.00 feet and a chord bearing and distance of North 32°37'35" East 185.94 feet to a point; thence South 34°04'09" East a distance of 50.00 feet to a point; thence leaving said right-of-way South 34°04'09" East a distance of 81.32 feet to a point; thence South 75°29'22" East a distance of 145.37 feet to a point; thence South 12°05'15" West a distance of 248.33 feet to a point on the northern right-of-way of said Crescent River Pass; thence along said right-of-way the following courses and distances; North 52°06'58" West a distance of 45.42 feet to a point; thence South 37°53'02" West a distance of 50.00 feet to **The True Point of Beginning**.

Said tract contains 10.052 acres as shown on that certain Final Subdivision Plat for The River Club, Phase I, Unit 2, prepared by Rochester & Associates, Inc., under the seal of Kedrick C. Scott, Georgia Registered Land Surveyor No. 2831,

recorded on December 12, 2003, Plat Book 101, Pages 14-15, in the Office of the Clerk of Superior Court of Gwinnett County, Georgia

Less and except:

All that tract or parcel of land lying and being in Land Lot 284 of the 7th District, Gwinnett County, Georgia, and being more particularly described as follows:

BEGINNING at a 2" open top pipe found at the land lot corner common with Land Lots 279, 280, 283 & 284, aforesaid district; thence North 09°32'34" West a distance of 2879.21 feet to a point in the cul-de-sac on the northern right-of-way of Crescent River Pass (50' private roadway) and the True Point of Beginning; thence leaving said right-of-way 10.39 feet along the arc of a curve to the left having a radius of 9.00 feet and a chord bearing and distance of North 32°40'59" East 9.82 feet to a point; thence North 00°22'44" West a distance of 42.30 feet to a point; thence 267.27 feet along the arc of a curve to the right having a radius of 325.00 feet and a chord bearing and distance of North 23°10'48" East 259.80 feet to a point; thence North 46°44'19" East a distance of 51.11 feet to a point on the western right-of-way of said Crescent River Pass; thence along said right-of-way the following courses and distances; 167.88 feet along the arc of a curve to the left having a radius of 225.00 feet and a chord bearing and distance of South 25°21'47" West 164.02 feet to a point; thence South 03°59'15" West a distance of 88.96 feet to a point; thence 61.89 feet along the arc of a curve to the right having a radius of 155.00 feet and a chord bearing and distance of South 15°25'33" West 61.48 feet to a point; thence South 26°51'51" West a distance of 18.79 feet to a point; thence 10.39 feet along the arc of a curve to the right having a radius of 9.00 feet and a chord bearing and distance of South 59°55'33" West 9.82 feet to a point; thence 35.66 feet along the arc of a curve to the left having a radius of 75.00 feet and a chord bearing and distance of South 79°21'59" West 35.33 feet to the True Point of Beginning.

Said tract contains 0.280 acres and is designated as Open Space No. 5 on that certain Final Subdivision Plat for The River Club, Phase I, Unit 2, prepared by Rochester & Associates, Inc., under the seal of Kedrick C. Scott, Georgia Registered Land Surveyor No. 2831, recorded on December 12, 2003, Plat Book 101, Pages 14-15, in the Office of the Clerk of Superior Court of Gwinnett County, Georgia