

PLEASE RETURN TO:
Mr. Willis B. Jones
Fairgreen Development
6065 Roswell Road
Suite 900
Atlanta, GA 30328

Cross Reference
Deed Book 11254, Page 261
Cherokee County, GA Records

Deed Book **11869 Pg 416**
Filed and Recorded 6/15/2012 3:04:24 PM
28-2012-019639

Patty Baker
Clerk of Superior Court Cherokee Cty, GA

**SIXTH AMENDMENT TO DECLARATION OF
COVENANTS, RESTRICTIONS AND
EASEMENTS FOR GREAT SKY**

This Sixth Amendment to Declaration of Covenants, Restrictions and Easements for Great Sky is made effective as of this 5th day of June, 2012, by **FAIRGREEN GREAT SKY, LLC**, a Georgia limited liability company (hereinafter Declarant).

WITNESSETH:

WHEREAS, Fairgreen Capital, L.P. filed that certain Declaration of Covenants, Restrictions and Easements for Great Sky on April 2, 2001, recorded at Deed Book 4515, Pages 62-99, in the Office of the Clerk of the Superior Court of Cherokee County, Georgia (the "Declaration"); and

WHEREAS, Fairgreen Capital, L.P. filed that certain Amendment to Declaration of Covenants, Restrictions and Easements for Great Sky on December 31, 2005, recorded at Deed Book 8474, Pages 269 – 270, in the Office of the Clerk of the Superior Court of Cherokee County, Georgia; and

WHEREAS, all of the rights, duties, powers and obligations of Fairgreen Capital, L.P. as Declarant under the Declaration have been assigned to Fairgreen Great Sky, LLC pursuant to that certain Assignment and Assumption Agreement regarding Rights of Declarant Under the Declaration of Covenants, Conditions, Restrictions and Easements for Great Sky dated October 17, 2007 by and between Fairgreen Capital, L.P. and Fairgreen Great Sky, LLC recorded at Deed Book 9910, Page 27, aforesaid records; and

WHEREAS, Declarant filed that certain Second Amendment to Declaration of Covenants, Restrictions and Easements for Great Sky on October 18, 2007, recorded at Deed Book 9920, Page 191, aforesaid records; and

WHEREAS, Declarant filed that certain Third Amendment to Declaration of Covenants, Restrictions and Easements for Great Sky on April 1, 2008, recorded at Deed Book 10148, Page 93, aforesaid records; and

WHEREAS, Declarant filed that certain Fourth Amendment to Declaration of Covenants, Restrictions and Easements for Great Sky on December 3, 2010, recorded in Deed Book 11227, Page 24, aforesaid records; and

WHEREAS, Declarant filed that certain Supplemental Declaration and Fifth Amendment to Declaration of Covenants, Restrictions and Easements for Great Sky on December 29, 2010, recorded in Deed Book 11254, Page 261, aforesaid records; and

WHEREAS, Declarant desires to amend further the Declaration in certain specific regards in accordance with its right contained in Paragraph 10.02 of Article X of the Declaration.

NOW, THEREFORE, Declarant does hereby provide as follows:

1.

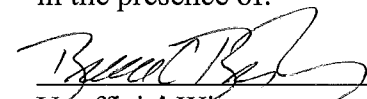
Article V (Architectural Control) of the Declaration is hereby amended by deleting paragraph 5.14 (Plan Review Fee), which was added by the Supplemental Declaration and Fifth Amendment to Declaration of Covenants, Restrictions and Easements for Great Sky which is recorded in Deed Book 11254, Page 261, Cherokee County, Georgia records.

2.

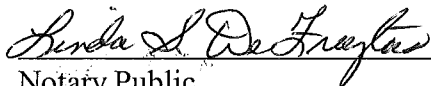
Declarant hereby certifies that this Sixth Amendment to Declaration of Covenants Restrictions and Easements for Great Sky has been duly approved by Declarant and does not require the approval of other Owners, Commercial Owners or mortgagees, and shall be effective upon the later to occur of the recordation hereof in the deed records of Cherokee County, Georgia or the date of execution shown above.

This Sixth Amendment to Declaration of Covenants, Restrictions and Easements for Great Sky has been executed by the duly authorized Managers of Declarant on the day and year first above written.

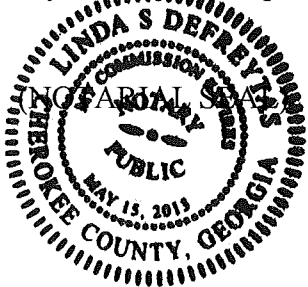
Signed, sealed and delivered
in the presence of:



Unofficial Witness

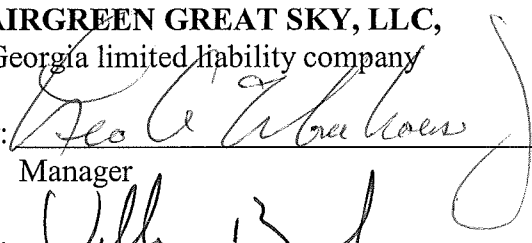


Notary Public
My commission expires: 5/15/2013

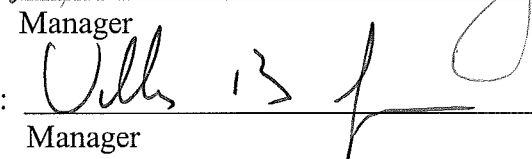


DECLARANT:

FAIRGREEN GREAT SKY, LLC,
a Georgia limited liability company

By: 

Manager

By: 

Manager