

PHASE IV

Deed Book 58270 Pg 28
 Filed and Recorded Dec-15-2017 08:26am
 2017-0350187
 Real Estate Transfer Tax \$0.00
CATHELENE ROBINSON
 Clerk of Superior Court
 Fulton County, Georgia

After Recording Return to:
 Vanessa E. Goggans
 Morris, Manning & Martin, L.L.P.
 990 Hammond Drive
 Suite 300
 Atlanta, Georgia 30328

Cross Reference:
 Declaration recorded at
 Deed Book 56798, Page 181 *et seq.*,
 Fulton County, Georgia records

WestTown Phase IV

SECOND AMENDMENT TO DECLARATION OF COVENANTS, RESTRICTIONS AND EASEMENTS FOR WEST TOWN

This Second Amendment to Amended and Restated Declaration of Covenants, Restrictions and Easements for West Town is made and entered into this 12th day of December, 2017, by Landmark Partners 2 LLC, a Georgia limited liability company (hereinafter referred to as the "Declarant") and consented to by Brock Built Homes, LLC (hereinafter referred to as the "Owner").

WITNESSETH:

WHEREAS, Declarant has filed of record that certain Declaration of Covenants, Restrictions and Easements for West Town recorded at Deed Book 56798, Page 181 *et seq.*, Fulton County, Georgia Records, as amended (said Declaration, as amended, being herein referred to as the "Declaration"); and

WHEREAS, the Declarant desires to further amend certain provisions contained within the Declaration; and

WHEREAS, pursuant to Article XII of the Declaration, until the termination of the Development Period, the Declaration may be amended by Declarant, who may unilaterally amend for any purpose; and

WHEREAS, the Development Period has not yet been terminated; and

WHEREAS, the Brock Built Homes, LLC is the owner of certain property lying and being in Land Lot 188 of the 17th District, City of Atlanta, Fulton County, Georgia, being shown as Future Development on that certain plat of subdivision of West Town recorded in Plat Book 402, page 143, Fulton County, Georgia records and being more particularly described on Exhibit "A" attached hereto and a part hereof (the "Submitted Property"), which Submitted Property is part of the "Additional Property," as defined in the Declaration; and

WHEREAS, Owner and Declarant desire to submit the Submitted Property to the provisions of the Declaration; and


NOW, THEREFORE, pursuant to Article II, Sections 3 and 5 of the Declaration, Owner and Declarant do hereby submit all of the Submitted Property to the Declaration and do hereby subject any and all of the Lots created or to be created within the Submitted Property to all of the terms and provisions of the Declaration.

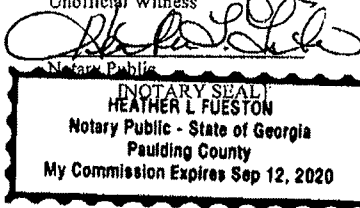
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Except as specifically amended herein, all capitalized terms contained herein have the meaning ascribed to them in the Declaration and the Declaration shall remain unchanged and in full force and effect.

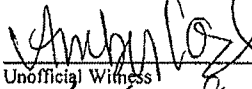
IN WITNESS WHEREOF, Declarant and Owner have caused this Amendment to be executed by its duly authorized officer on the day and year set forth below.

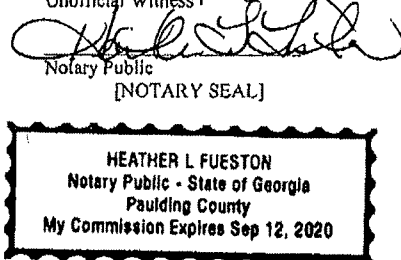
Signed, sealed and delivered this
12 day of ~~DECEMBER~~, 2017
in the presence of:


Unofficial Witness



Signed, sealed and delivered this
12 day of ~~DECEMBER~~, 2017
in the presence of:

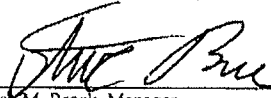

Unofficial Witness



LANDMARK PARTNERS 2 LLC,
a Georgia limited liability company

By:  (SEAL)
Steven M. Brock, Manager

Brock Built Homes, LLC,
a Georgia limited liability company

By:  (SEAL)
Steven M. Brock, Manager

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CATHELENE ROBINSON
Clerk of Superior Court
Fulton County, Georgia

Exhibit "A"
West Town Phase IV

All that tract or parcel of land being in Land Lot 188 of the 17th District, City of Atlanta, Fulton County, Georgia, being shown as Future Development on that certain plat of subdivision of West Town recorded in Plat Book 402, page 143, Fulton County, Georgia records, and being more particularly described as follows:

Commencing at the northerly right-of-way margin of Huff Road (variable width right-of-way) and the intersection of the easterly right-of-way margin of English Street (40-foot right-of-way); thence in a northerly direction 239.00 feet to an iron pin set on the northerly margin of a 10-foot wide alley; said iron being the POINT OF BEGINNING; thence along the easterly right of way of English Street North 00 Degrees 12 Minutes 17 Seconds East a distance of 99.99 feet to an iron pin set at the southerly margin of Azalee Hester Wharton Way (private drive, width varies); thence leaving said right of way and proceeding along said private drive margin North 88 Degrees 29 Minutes 29 Seconds East a distance of 185.59 feet to an iron pin set; thence South 00 Degrees 24 Minutes 48 Seconds West a distance of 99.69 feet to an iron pin set on the north margin of a 10-foot wide alley; thence along the margin of said alley South 88 Degrees 23 Minutes 39 Seconds West a distance of 185.24 feet to an iron pin set, said iron pin being the POINT OF BEGINNING.