

CROSS-REFERENCE TO DECLARATION
OF COVENANTS, CONDITIONS AND
RESTRICTIONS FOR BROOKSTONE
II, A COUNTRY CLUB COMMUNITY,
RECORDED IN DEED BOOK 4550,
PAGE 187, COBB COUNTY, GEORGIA
RECORDS

FOURTH AMENDMENT TO DECLARATION
OF COVENANTS, CONDITIONS AND RESTRICTIONS
FOR BROOKSTONE II, A COUNTRY CLUB COMMUNITY

THIS FOURTH AMENDMENT is made as of the 11th day of April,
1989 by WILLOUGHRY & SEWELL DEVELOPMENT, LTD., a Georgia limited
partnership (hereinafter referred to as "Declarant").

W I T N E S S E T H:

WHEREAS, Declarant previously submitted and subjected
certain real property lying and being in Cobb County, Georgia to
the terms and conditions of that certain Declaration of
Covenants, Conditions and Restrictions for Brookstone II, a
Country Club Community, dated July 7, 1987 and recorded in Deed
Book 4550, Page 187, Cobb County, Georgia records (hereinafter
referred to as the "Declaration"); and

WHEREAS, pursuant to the terms and conditions of Section
12.02 of the Declaration, Declarant is authorized to amend the
Declaration during any period in which Declarant retains the
right to appoint and remove any directors and officers of the
Association (as defined in the Declaration); and

WHEREAS, Declarant retains the right to appoint and remove
the directors and officers of the Association as of the date
hereof; and

WHEREAS, Declarant desires to amend and modify the
Declaration to provide for the maintenance and repair of all
street signs and traffic signs located along the right-of-ways
of any and all publicly dedicated roads located within the
Property;

NOW, THEREFORE, Declarant, pursuant to and in accordance
with the Declaration, hereby amends the Declaration as follows:

1. Subsection 5.02(a) on Page 14 of the Declaration is
hereby amended and modified by inserting the following sentence
after the phrase "Common Areas" appearing in the fourteenth
(14th) line thereof:

"The Association shall also maintain and keep in good
repair all street signs and traffic signs located on,
in or about the right-of-ways of any and all publicly
dedicated roads located within the Property."

2. Subsection 9.03(iv) on Page 21 of the Declaration is
hereby modified and amended by inserting the phrase ", and of
all street signs and traffic signs located on, in or about the
right-of-ways of any and all publicly dedicated roads located
within the Property," after the word "Areas" appearing in the
second (2nd) line thereof.

3. Except as modified hereby, the Declaration shall remain
unchanged and in full force and effect. This Fourth Amendment
shall be binding upon and inure to the benefit of all Owners (as
defined in the Declaration) and their respective heirs, legal
representatives, successors and assigns.

IN WITNESS WHEREOF, Decedent has caused this Fourth Amendment to be executed in its name by its duly authorized officer under seal on the day and year first above written.

Signed, sealed and delivered in the presence of:

Guy B. Davidson
Witness

Robin Stegweiler
Notary Public

My Commission expires:
Notary Public, Cobb County, Georgia
My Commission Expires June 29, 1992

[NOTARIAL SEAL]

(1046m)



WILLOUGHBY & SEWELL DEVELOPMENT, LTD., a Georgia limited partnership

By: Willoughby & Sewell Development Company, Inc., as General Partner

By: James L. Miller
Title: President

[CORPORATE SEAL]



Jay C. Stephenson
COBB SUPERIOR COURT CLERK

1999 APR 18 AM 9 44

Should this be...
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FILED AND INDEXED

1520 APR -3 PM 4:00

Jay C. [Signature]
CARRA SUPERVISOR

CROSS-REFERENCE TO DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS FOR BROOKSTONE II, A COUNTRY CLUB COMMUNITY, RECORDED IN DEED BOOK 4550, PAGE 187, COBB COUNTY, GEORGIA RECORDS

7.00

FIFTH AMENDMENT TO DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS FOR BROOKSTONE II, A COUNTRY CLUB COMMUNITY

THIS FIFTH AMENDMENT is made as of the 28 day of March, 1990 by WILLOUGHBY & SEWELL DEVELOPMENT, LTD., a Georgia limited partnership (hereinafter referred to as "Declarant").

W I T N E S S E T H:

WHEREAS, Declarant previously submitted and subjected certain real property lying and being in Cobb County, Georgia to the terms and conditions of that certain Declaration of Covenants, Conditions and Restrictions for Brookstone II, a Country Club Community, dated July 7, 1987 and recorded in Deed Book 4550, Page 187, Cobb County, Georgia records (hereinafter referred to as the "Declaration"); and

WHEREAS, pursuant to the terms and conditions of Section 12.02 of the Declaration, Declarant is authorized to amend the Declaration during any period in which Declarant retains the right to appoint and remove any directors and officers of the Association (as defined in the Declaration); and

WHEREAS, Declarant retains the right to appoint and remove the directors and officers of the Association as of the date hereof; and

WHEREAS, Declarant desires to amend the Declaration in certain particulars;

NOW, THEREFORE, Declarant, pursuant to and in accordance with the Declaration, hereby amends the Declaration as follows:

1. Section 9.06 of Article IX of the Declaration is hereby deleted in its entirety, with the following being inserted in lieu thereof:

"9.06 Notice of Meeting and Quorum. Written notice of the annual meeting of the Association, as well as any other meeting called for the purpose of taking any action authorized under Sections 9.03 and 9.04 hereof, shall be sent to all members not less than fifteen (15) days nor more than forty-five (45) days in advance of such meetings. With respect to annual meetings, the presence of members or proxies entitled to cast over ten percent (10%) of all of the votes of the Association shall constitute a quorum. If the required quorum is not present, another meeting may be called subject to the same notice and quorum requirement. The foregoing notwithstanding, a minimum vote of fifty-one percent (51%) of all the votes of the Association shall be required to disapprove the Association's budget."

2. Except as modified hereby, the Declaration shall remain unchanged and in full force and effect. This Fifth Amendment shall be binding upon and inure to the benefit of all Owners (as defined in the Declaration) and their respective heirs, legal representatives, successors and assigns.

BK5686PE0119

IN WITNESS WHEREOF, Declarant has caused this Fourth Amendment to be executed in its name by its duly authorized officer under seal on the day and year first above written.

Signed, sealed and delivered in the presence of:

Gregory R. Davidson
Witness

Barbara S. Davidson
Notary Public

My Commission expires:
Notary Public, Cobb County, Georgia
My Commission Expires June 29, 1992

WILLOUGHBY & SEWELL
DEVELOPMENT, LTD., a Georgia
limited partnership

By: Willoughby & Sewell
Development Company, Inc.,
as General Partner

By: John R. Shelly
Title: President

[CORPORATE SEAL]

[NOTARIAL SEAL]

(1046m)



1992 APR 18 AM 9 44
J.C. Stephenson
Cobb Superior Court Clerk

FILED AND RECORDED

Should the...
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BK 5310P0038

ORIGINAL RECORDED ON 7-7-87

BROOKSTONE II
AMENDMENTS TO THE CCR'S

1ST AMENDMENT: 2-29-88; SUBMIT ADDITIONAL PROPERTY
2ND AMENDMENT: 3-1-88; SUBMIT ADDITIONAL PROPERTY
3RD AMENDEMNT: 3-1-88; SUBMIT ADDITIONAL PROPERTY