

Instr: 199804150033106
Page: 1 of 2
Cross Ref: WB 2208/1185
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**FIRST AMENDMENT
TO THE
DECLARATION OF COVENANTS, CONDITIONS, AND RESTRICTIONS
OF
DEVANSHIRE SUBDIVISION, A PLANNED UNIT DEVELOPMENT**

This Amendment, made and entered into this 15th day of April, 1996, by Carlton Enterprises, Inc., a Corporation organized and existing under the laws of the State of Tennessee, with its principal place of business being located in Lenoir City, Loudon County, Tennessee, hereinafter referred to as "Declarant."

WITNESSETH:

The Declarant is the owner of certain real property more particularly described in the Knox County Register's Deed Book 2190, Page 522, and Deed Book 2204, Page 579, as shown of record in Map Cabinet O, Slides 141-C and 141-D, in the Register's Office of Knox County, Tennessee, to which reference is here made, and designated as DEVANSHIRE SUBDIVISION, a Planned Unit Development, which the Declarant has subdivided into said Subdivision in the Knox County Register's Map Cabinet O, Slides 141-C and 141-D; and

The Declarant has caused constituent legal documents for said Subdivision to be record in the Knox County Register's Deed Book 2207, Page 1156, and Deed Book 2207, Page 1161, and Charter Book 125, Page 897, and Charter Book 125, Page 902, inclusive of the Declaration of Non-exclusive, Joint Permanent Easement for CAPE BRITTANY WAY, BENTBROOK WAY, SAGEBRUSH WAY, and FANTASY WAY, the Declaration of Covenants, Conditions, and Restrictions for said Planned Unit Development, and the Charter for the Devanshire Subdivision Homeowners' Association, in order to meet the Knox County Metropolitan Planning Commission subdivision guidelines prior to the recording of the Plat for DEVANSHIRE SUBDIVISION.

NOW THEREFORE, in consideration of the foregoing, the benefit to be derived herefrom, one dollar cash in hand paid, and other good and valuable considerations, the receipt and sufficiency of which are hereby acknowledged, the Declarant does now desire and does hereby complete all of the aforesaid recorded constituent legal documents for said Subdivision as a Planned Unit Development by incorporating therein the recorded Plat for DEVANSHIRE SUBDIVISION of record in the Knox County Register's Map Cabinet O, Slides 141-C and 141-D, where the plat reference has theretofore been omitted in said recorded constituent legal documents and the legal descriptions thereto; and

The Declarant does hereby incorporate all the documents heretofore executed and recorded to establish and create DEVANSHIRE SUBDIVISION and DEVANSHIRE SUBDIVISION HOMEOWNERS' ASSOCIATION within this amendment by reference as if set forth verbatim herein as the same appear in the Knox County Register's Deed Book 2207, Page 1156, Deed Book 2207, Page 1161, and Charter Book 125, Page 897, Charter Book 125, Page 902, in order to amend all of the aforesaid constituent legal documents and descriptions by reference to said recorded plat in said recorded constituent legal documents, to

INST: 63612 WB 2208 PG: 1185
REC'D FOR REC 04/15/1996 15:56:56 KNOX CO. TN
RECORD FEE: \$ 8.00
MORTGAGE TAX: \$ 0.00 TRANSFER TAX: \$ 0.00

include the location of the filing of the plat in the Knox County Register's Map Cabinet O, Slides 141-C and 141-D, to which reference is here made; and

The Declarant does hereby ratify, confirm and affirm the recording of the original constituent legal documents as if set forth verbatim herein as the same appear in the Knox County Register's Deed Book 2207, Page 1156, Deed Book 2207, Page 1161, and Charter Book 125, Pages 897 & 902, to create DEVANSHIRE SUBDIVISION by including in said constituent legal documents the plat references as recorded in the Knox County Register of Deeds' Plat Cabinet.

IN WITNESS WHEREOF, the undersigned Corporation has hereunto caused its' name to be signed by its' duly authorized officer the day and year first above written.

Carlton Enterprises, Inc.

BY: John L. Carlton, President
John L. Carlton, President

STATE OF TENNESSEE, COUNTY OF KNOX:ss

On this 15th day of April, 1996, before me personally appeared John L. Carlton, with whom I am personally acquainted and who, upon oath acknowledged himself to be the President of Carlton Enterprises, Inc., the within named Grantor, a corporation, and that such President, being authorized to do so, executed the foregoing instrument for the purpose therein contained, by signing the name of the Corporation by himself as such President.

Witness My hand and official seal at Knoxville, Tennessee.

My Commission Expires: 12/28/98 Michael Sharbel, NOTARY PUBLIC



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THIS INSTRUMENT PREPARED FOR RECORDING BY:
J. Nolan Sharbel, Attorney
Carlton Plaza, Suite 200
7815 Kingston Pike
Knoxville, Tennessee 37919

INST: 63612 MB 2208 PG: 1186

**SECOND AMENDMENT
TO THE
DECLARATION OF COVENANTS, CONDITIONS, AND RESTRICTIONS
OF
DEVANSHIRE SUBDIVISION, A PLANNED UNIT DEVELOPMENT**

This Amendment, made and entered into this 17th day of April, 1996, by Carlton Enterprises, Inc., a Corporation organized and existing under the laws of the State of Tennessee, with its principal place of business being located in Lenoir City, Loudon County, Tennessee, hereinafter referred to as "Declarant."

WITNESSETH:

The Declarant is the owner of certain real property more particularly described in the Knox County Register's Deed Book 2190, Page 522, and Deed Book 2204, Page 579, as shown of record in Map Cabinet O, Slides 141-C and 141-D, in the Register's Office of Knox County, Tennessee, to which reference is here made, and designated as DEVANSHIRE SUBDIVISION, a Planned Unit Development, which the Declarant has subdivided into said Subdivision in the Knox County Register's Map Cabinet O, Slides 141-C and 141-D; and

The Declarant has caused constituent legal documents for said Subdivision to be recorded in the Knox County Register's Deed Book 2207, Page 1156, and Deed Book 2207, Page 1161, as amended in Deed Book 2208, Page 1185, and Charter Book 125, Page 897, and Charter Book 125, Page 902, inclusive of the Declaration of Non-exclusive, Joint Permanent Easement for CAPE BRITTANY WAY, BENTBROOK WAY, SAGEBRUSH WAY, and FANTASY WAY, the Declaration of Covenants, Conditions, and Restrictions for said Planned Unit Development, and the Charter for the Devanshire Subdivision Homeowners' Association, in order to legally subdivide and restrict DEVANSHIRE SUBDIVISION, as a Planned Unit Development.

NOW THEREFORE, in consideration of the foregoing, the benefit to be derived herefrom, ONE AND 00/100*****Dollar (\$1.00) cash in hand paid, and other good and valuable considerations, the receipt and sufficiency of which are hereby acknowledged, the Declarant does now desire and does hereby amend all of the aforesaid recorded constituent legal documents for said Subdivision as a Planned Unit Development by reconciling and incorporating therein the date of the extinguishment of the Class B ownership in DEVANSHIRE SUBDIVISION HOMEOWNERS' ASSOCIATION, as the same appears in Article III, Section 2, Part B, of the Declaration of Covenants, Conditions, and Restrictions of record in the Knox County Register's Deed Book 2207, Page 1161, as amended in Deed Book 2208, Page 1185, and the Charter and Restated Charter of DEVANSHIRE SUBDIVISION HOMEOWNERS' ASSOCIATION in Article VI(c) of record in the Knox County Register's Charter Book 125, Pages 897 and 902, respectively, shall be the same as stated in the aforesaid Charter and Restated Charter as 1 January, 2001; and

The Declarant does hereby amend and incorporate all the documents heretofore executed and recorded to establish and create DEVANSHIRE SUBDIVISION and DEVANSHIRE SUBDIVISION HOMEOWNERS' ASSOCIATION within this amendment by reference as if set forth verbatim herein as the same appear in the Knox County Register's Deed Book 2207, Page 1156, Deed Book 2207, Page 1161, as amended in

INST: 66233 MB 2210 PG: 286
REC'D FOR REC 04/25/1996 15:13:16 KNOX CO. TN
RECORD FEE: \$ 8.00
MORTGAGE TAX: \$ 0.00 TRANSFER TAX: \$ 0.00

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Deed Book 2208, Page 1185, and Charter Book 125, Page 897, Charter Book 125, Page 902, in order to amend all of the aforesaid constituent legal documents by reconciling and making concurrent the date of the extinguishment and termination of the Class B ownership as 1 January, 2001, within the Declaration of Covenants, Conditions and Restrictions and the Charter and Restated Charter for DEVANSHIRE SUBDIVISION, a Planned Development Unit, and DEVANSHIRE SUBDIVISION HOMEOWNERS' ASSOCIATION; and

The Declarant does hereby ratify, confirm and affirm the recorded, original, constituent legal documents as if set forth verbatim herein as the same appear in the Knox County Register's Deed Book 2207, Page 1156, Deed Book 2207, Page 1161, as amended in Deed Book 2208, Page 1185, and Charter Book 125, Page 897, and Charter Book 125, Page 902, to create DEVANSHIRE SUBDIVISION by making concurrent in said constituent legal documents the date of extinguishment and termination of the Class B ownership in DEVANSHIRE SUBDIVISION HOMEOWNERS' ASSOCIATION as recorded in the Knox County Register of Deeds' Office aforesaid as modified hereby.

IN WITNESS WHEREOF, the undersigned Corporation has hereunto caused its' name to be signed by its' duly authorized officer the day and year first above written.



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Carlton Enterprises, Inc.

BY: John L. Carlton, President

John L. Carlton, President

STATE OF TENNESSEE, COUNTY OF KNOX:ss

On this 17th day of April, 1996, before me personally appeared John L. Carlton, with whom I am personally acquainted and who, upon oath acknowledged himself to be the President of Carlton Enterprises, Inc., the within named Grantor, a corporation, and that such President, being authorized to do so, executed the foregoing instrument for the purpose therein contained, by signing the name of the Corporation by himself as such President.

Witness My hand and official seal at Knoxville, Tennessee.

My Commission Expires: 12/28/98 [Signature], NOTARY PUBLIC



THIS INSTRUMENT PREPARED FOR RECORDING BY:
J. Nolan Sharbel, Attorney
Carlton Plaza, Suite 200
7815 Kingston Pike
Knoxville, Tennessee 37919

INST: 66233 NO 2210 PG: 287

**THIRD AMENDMENT
TO THE DECLARATION OF
COVENANTS, CONDITIONS, AND RESTRICTIONS
OF
DEVANSHIRE SUBDIVISION,
A
PLANNED UNIT DEVELOPMENT**

This Amendment, made and entered into this 15th day of June, 2000, by Carlton Enterprises, Inc., a Corporation organized and existing under the laws of the State of Tennessee, with its' principal place of business being located in Lenoir City, Loudon County, Tennessee, hereinafter referred to as "Declarant."

WITNESSETH:

The Declarant is the owner of certain real property more particularly described in the Knox County Register's Deed Book 2198, Page 522, Deed Book 2204, Page 579, and Deed Book 2232, Page 337, as shown of record in Map Cabinet O, Slides 141-C, 141-D, and 249-A, Map Cabinet P, Slides 11-D, 31-A, 35-C, and 58-C, and Instrument No. 200006070038493, in the Register's Office of Knox County, Tennessee, to which reference is here made, and designated as DEVANSHIRE SUBDIVISION, a Planned Unit Development, inclusive of the original subdivision and Phases II and III, which the Declarant has subdivided into said Planned Unit Development, in the Knox County Register's Map Cabinet O, Slides 141-C, 141-D, and 249-A, Map Cabinet P, Slides 11-D, 31-A, 35-C, and 58-C, and Instrument No. 200006070038493; and

The Declarant has caused constituent legal documents for said Subdivision to be recorded in the Knox County Register's Deed Book 2207, Page 1156, and Deed Book 2207, Page 1161, as amended in Deed Book 2208, Page 1185, Deed Book 2210, Page 286, Deed Book 2274, Page 123, and Instrument No. 200006070038493, constituting the Declaration of Covenants, Conditions, and Restrictions, and Charter Book 125, Page 897, and Charter Book 125, Page 902, creating the cognizant owners' association, DEVANSHIRE SUBDIVISION HOMEOWNERS' ASSOCIATION, and the Declaration of Non-exclusive, Joint Permanent Easements dedicating and designating the right-of-ways for access for ingress and egress in Deed Book 2207, Page 1156, Deed Book 2258, Page 560, Deed Book 2273, Page 1188, and Instrument No. 199911120036622, as corrected and recorded in Instrument No. 200006070038486, for the right-of-ways of CAPE BRITTANY WAY, BENTBROOK WAY, SAGEBRUSH WAY, FANTASY WAY, LONE STAR WAY, SAILS WAY, CAVENDERS WAY, DEL MONTE WAY, BITTERROOT WAY, MISSOULA WAY, in said Planned Unit Development, all of which were completed by the Declarant to legally subdivide and restrict DEVANSHIRE SUBDIVISION, as a Planned Unit Development, inclusive of the original subdivision and Phases II and III.

NOW THEREFORE, in consideration of the foregoing, the benefit to be derived herefrom, ONE AND 00/100*****Dollar (\$1.00) cash in hand paid, and other good and valuable considerations, the receipt and legal sufficiency of which are hereby acknowledged, the Declarant does now desire and does hereby amend all of the aforesaid recorded constituent legal documents for said Subdivision as a Planned Unit Development



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RECORD FEE: \$22.00
M. TAX: \$0.00 T. TAX: \$0.00

by correcting the legal description for the common areas for Phase III, Devanshire Subdivision, a Planned Unit Development, in EXHIBIT "A" in the Annexation Agreement of record in Instrument No. 200006070038493, in the Register of Deeds' office of Knox County, Tennessee, by substituting and incorporating therein the revised legal description attached hereto and part a part hereof as EXHIBIT "A", to more accurately describe and setforth the legal description for the common area for Phase III, Devanshire Subdivision, a Planned Unit Development; and

The Declarant does hereby amend and incorporate all the documents heretofore executed and recorded to establish and create DEVANSHIRE SUBDIVISION, inclusive of the original Subdivision and Phases II and III, and confirm the ownership of all common areas in the cognizant owners' association, DEVANSHIRE SUBDIVISION HOMEOWNERS' ASSOCIATION, within this amendment by reference as if setforth verbatim herein as the same appear in the Knox County Register's Deed Book 2207, Page 1156, Deed Book 2207, Page 1161, as amended in Deed Book 2208, Page 1185, Deed Book 2210, Page 286, Deed Book 2274, Page 123, and Instrument No. 200006070038493, and the common areas dedicated and designated as Non-exclusive, Joint Permanent Easements in Deed Book 2207, Page 1156, Deed Book 2258, Page 560, Deed Book 2273, Page 1188, and Instrument No. 199911120036622, as corrected and recorded in Instrument No. 200006070038486, for the right-of-ways for access for ingress and egress municipally and legally described as CAPE BRITTANY WAY, BENTBROOK WAY, SAGEBRUSH WAY, FANTASY WAY, LONE STAR WAY, SAILS WAY, CAVENDERS WAY, DEL MONTE WAY, BITTERROOT WAY, MISSOULA WAY, and Charter Book 125, Page 897, Charter Book 125, Page 902, creating the aforesaid cognizant owners' association, to amend all of the aforesaid constituent legal documents by indicating the accurate, complete and correct legal description for the Common Areas, Phase III, Devanshire Subdivision, a Planned Unit Development; and

The Declarant does hereby ratify, confirm and affirm the recorded, original, constituent legal documents as if setforth verbatim herein as the same appear in the Knox County Register's Deed Book 2207, Page 1156, Deed Book 2207, Page 1161, as amended in Deed Book 2208, Page 1185, Deed Book 2210, Page 286, Deed Book 2274, Page 123, and Instrument No. 200006070038493, and Charter Book 125, Page 897, and Charter Book 125, Page 902, to create DEVANSHIRE SUBDIVISION, and the cognizant owners' association, DEVANSHIRE SUBDIVISION HOMEOWNERS' ASSOCIATION, inclusive of the original Subdivision and Phases II and III, by making definitive in said constituent legal documents the common area for Phase III, Devanshire Subdivision, a Planned Unit Development and its' ownership in DEVANSHIRE SUBDIVISION HOMEOWNERS' ASSOCIATION as recorded in the Knox County Register of Deeds' Office aforesaid as modified hereby.

IN WITNESS WHEREOF, the undersigned Corporation has hereunto caused its' name to be signed by its' duly authorized officer the day and year first above written.

CARLTON ENTERPRISES, INC.

BY:

John L. Carlton, President
John L. Carlton, President

STATE OF TENNESSEE, COUNTY OF KNOX:ss

On this 15th day of June, 2000, before me personally appeared John L. Carlton, with whom I am personally acquainted and who, upon oath acknowledged himself to be the President of Carlton Enterprises, Inc., the within named Grantor, a corporation, and that such President, being authorized to do so, executed the foregoing instrument for the purpose therein contained, by signing the name of the Corporation by himself as such President. Witness My hand and official seal at Knoxville, Tennessee.

My Commission Expires: 11/20/02

THIS INSTRUMENT PREPARED FOR RECORDING BY:

J. Nolan Sharbel, Attorney
Carlton Plaza, Suite 200
7815 Kingston Pike
Knoxville, Tennessee 37919
DEVAN-3.AMD

NOTARY PUBLIC

Instr: 200006160040804
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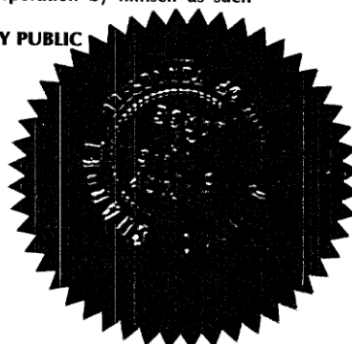


EXHIBIT "A"

**THIRD AMENDMENT to
DECLARATION OF THE COVENANTS, CONDITIONS AND RESTRICTIONS
DEVANSHIRE SUBDIVISION, a Planned Unit Development**

DATE: June 15, 2000

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LOCATED and being situated in the SIXTH (6th) Civil District of the County of Knox, State of Tennessee, and being known and designated as follows, to wit:

COMMON AREAS, inclusive of the NON-EXCLUSIVE, JOINT PERMANENT EASEMENT, (inclusive of SAILS WAY, BITTERROOT WAY, and MISSOULA WAY), PHASE III, DEVANSHIRE Subdivision, a Planned Unit Development, as shown of record in Instrument No. 200001270005741, in the Register's Office of Knox County, Tennessee, to which reference is here made, and being more particularly described as follows, to wit:

BEGINNING at a point in the northeasterly margin of the right-of-way of SAILS WAY located South 40 deg., 42 min., 26 sec. East 230.98 feet from the point of intersection of the right-of-way of SAILS WAY with the right-of-way of LONE STAR WAY; thence, from said BEGINNING Point, North 59 deg., 55 min., 46 sec. East 757.36 feet to a point in Plumb Creek; thence South 41, deg., 52 min., 47 sec. East 202.24 feet to an iron pin marking the northeast corner of Lot 218 in said Phase; thence North 85 deg., 32 min., 00 sec. West 283.49 feet to an iron pin; thence South 60 deg., 28 min., 10 sec. West 297.79 feet to an iron pin; thence North 29 deg., 31 min., 50 sec. West 12.57 feet to a point; thence South 60 deg., 28 min., 10 sec. West 169 feet to an iron pin marking the northwest corner of Lot 235 in said Phase; thence South 29 deg., 31 min., 50 sec. East 89.26 feet to an iron pin in the northerly margin of a forty foot (40') non-exclusive, joint permanent easement (SAILS WAY); thence, following a curve to the left with a radius of 230 feet, the following four (4) calls and distances: a chord bearing North 84 deg., 33 min., 35 sec. East, a chord distance of 40.53 feet to a point, marking the southwest corner of Lot 234 and common corner to Lot 235 in said Subdivision; thence, a chord bearing North 74 deg., 44 min., 38 sec. East, a chord distance of 38.18 feet to a point, marking the southwest corner of Lot 233 and common corner to Lot 234 in said Subdivision; thence, a chord bearing North 65 deg., 21 min., 10 sec. East, a chord distance of 37.13 feet to a point, marking the southwest corner of Lot 232 and common corner to Lot 233 in said Subdivision; thence, a chord bearing North 60 deg., 20 min., 55 sec. East, a chord distance of 3.00 feet to a point; thence North 60 deg., 28 min., 10 sec. East 159.15 feet to a point; thence, following a curve to the right with a radius of 270 feet the following five (5) calls and distances: a chord bearing North 62 deg., 53 min., 47 sec. East, a chord distance of 22.87 feet to a point, marking the southeast corner of Lot 228 and common corner to Lot 227 in said Subdivision; thence, a chord bearing North 69 deg., 17 min., 58 sec. East, a chord distance of 37.44 feet to a point, marking the southeast corner of Lot 227 and common corner to Lot 226 in said Subdivision; thence, a chord bearing North 76 deg., 36 min., 51 sec. East, a chord distance of 31.45 feet to a point, marking the southeast corner of Lot 226 and common corner to Lot 225 in said Subdivision; thence, a chord bearing North 84 deg., 31 min., 52 sec. East, a chord distance of 43.10 feet to a point, marking the southeast corner of Lot 225 and common corner to Lot 224 in said Subdivision; thence, a chord bearing South 88 deg., 12 min., 44 sec. East, a chord distance of 25.24 feet to a point; thence South 85 deg., 32 min. East 176.09 feet to a point; thence, following a curve to the left with a radius of 130 feet the following two (2) calls and distances: a chord bearing North 89 deg., 53 min., 08 sec. East, a chord distance of 20.77 feet to a point; thence, a chord bearing North 82 deg., 00 min., 01 sec. East, a chord distance of 14.98 feet to a point; thence North 78 deg., 41 min., 47 sec. East 179.24 feet to a point; thence South 11 deg., 18 min., 13 sec. East 40 feet to a point in the northeast corner of Lot 217 in said Subdivision; thence South 78 deg., 41 min., 47 sec. West 86.45 feet to a point; thence, following a curve to the left with a radius of 25 feet, a chord bearing South 34 deg., 16 min., 51 sec. West, a chord distance of 34.99 feet to a point; thence, following a curve to the right with a radius of 195 feet the following seven (7)

EXHIBIT "A"

THIRD AMENDMENT to

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calls and distances: a chord bearing South 04 deg., 01 min. West, a chord distance of 41.57 feet to a point, marking the southwest corner of Lot 217, common corner to Lot 216, in said Subdivision; thence, a chord bearing South 06 deg., 38 min., 07 sec. West, a chord distance of 30.83 feet to a point, marking the southwest corner of Lot 216, common corner to Lot 215, in said Subdivision; thence, a chord bearing South 15 deg., 48 min., 22 sec. West, a chord distance of 31.53 feet to a point, marking the southwest corner of Lot 215, common corner to Lot 214, in said Subdivision; thence, a chord bearing South 24 deg., 38 min., 01 sec. West, a chord distance of 28.50 feet to a point, marking the southwest corner of Lot 214, common corner to Lot 213, in said Subdivision; thence, a chord bearing South 34 deg., 09 min., 45 sec. West, a chord distance of 36.28 feet to a point, marking the northwest corner of Lot 213, common corner to Lot 212, in said Subdivision; thence, a chord bearing South 45 deg., 00 min., 20 sec. West, a chord distance of 37.41 feet to a point, marking the northwest corner of Lot 212, common corner to Lot 211, in said Subdivision; thence, a chord bearing South 52 deg., 00 min., 48 sec. West, a chord distance of 10.23 feet to a point; thence South 53 deg., 30 min., 58 sec. West 914.77 feet to a point; thence, following a curve to the left with a radius of 75 feet the following two (2) calls and distances: a chord bearing of South 35 deg., 30 min., 34 sec. West, a chord distance 38.91 feet to a point; thence, a chord bearing South 16 deg., 39 min., 51 sec. West, a chord distance of 9.95 feet to a point; thence, following a curve to the right of the margin of the cul-de-sac at the terminus of the right-of-way of MISSOULA WAY with a radius of 50 feet the following four (4) calls and distances: a chord bearing South 35 deg., 50 min., 57 sec. West, a chord distance of 38.86 feet to a point; thence, a chord bearing North 78 deg., 52 min., 59 sec. West, a chord distance of 67.43 feet to a point; thence, a chord bearing North 05 deg., 16 min., 11 sec. East, a chord distance of 66.59 feet to a point; thence, a chord bearing North 70 deg., 32 min., 15 sec. East, a chord distance of 39.90 feet to a point; thence, following a curve to the left with a radius of 75 feet the following two (2) calls and distances: a chord bearing South 89 deg., 14 min., 12 sec. East, a chord distance of 8.60 feet to a point; thence, a chord bearing North 70 deg., 29 min., 44 sec. East, a chord distance of 43.80 feet; thence North 53 deg., 30 min., 58 sec. East 911.01 feet to a point; thence, following a curve to the left with a radius of 155 feet, a chord bearing North 22 deg., 05 min., 28 sec. East, a chord distance of 161.63 feet to a point; thence, following a curve to the left with a radius of 25 feet the following two (2) calls and distances: a chord bearing North 46 deg., 13 min., 51 sec. West, a chord distance of 30.02 feet to a point; thence, a chord bearing South 87 deg., 22 min., 47 sec. West, a chord distance of 8.25 feet to a point; thence, following a curve to the right with a radius of 170 feet the following two (2) calls and distances: a chord bearing South 82 deg., 51 min., 05 sec. West, a chord distance of 29.42 feet to a point; thence, a chord bearing North 88 deg., 51 min., 32 sec. West, a chord distance of 19.72 feet to a point; thence North 85 deg., 32 min. West 176.09 feet to a point; thence, following a curve to the left with a radius of 230 feet the following two (2) calls and distances: a chord bearing South 86 deg., 58 min., 37 sec. West, a chord distance of 59.96 feet to a point; thence, a chord bearing South 69 deg., 58 min., 42 sec. West, a chord distance of 75.99 feet to a point; thence South 60 deg., 28 min., 10 sec. West 158.99 feet to a point; thence, following a curve to the right with a radius of 270 feet the following five (5) calls and distances: a chord bearing South 63 deg., 30 min., 56 sec. West, a chord distance of 32.97 feet to a point; thence, a chord bearing South 71 deg., 00 min., 44 sec. West, a chord distance of 37.64 feet to a point; thence, a chord bearing South 79 deg., 09 min., 23 sec. West, a chord distance of 39.06 feet to a point; thence, a chord bearing South 87 deg., 43 min., 30 sec. West, a chord distance of 41.62 feet to a point; thence, a chord bearing North 87 deg., 29 min., 15 sec. West, a chord distance of 3.46 feet to a point; thence, following a curve to the left with a radius of 25

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feet, a chord bearing South 56 deg., 35 min., 59 sec. West, a chord distance of 29.58 feet to a point; thence, following a curve to the right with a radius of 170 feet the following four (4) calls and distances: a chord bearing South 21 deg., 18 min., 43 sec. West, a chord distance of 5.87 feet to a point; thence, a chord bearing South 29 deg., 35 min., 09 sec. West, a chord distance of 43.11 feet to a point; thence, a chord bearing South 43 deg., 24 min., 25 sec. West, a chord distance of 38.70 feet to a point; thence, a chord bearing South 55 deg., 12 min., 23 sec. West, a chord distance of 31.19 feet to a point; thence South 60 deg., 28 min., 10 sec. West 407.84 feet to a point; thence South 29 deg., 31 min., 50 sec. East 17 feet to a point; thence South 60 deg., 28 min., 10 sec. West 32 feet to a point; thence North 29 deg., 31 min., 50 sec. West 74 feet to a point; thence North 60 deg., 28 min., 10 sec. East 32 feet to a point; thence South 29 deg., 31 min., 50 sec. East 17 feet to a point; thence North 60 deg., 28 min., 10 sec. East 407.84 feet to a point; thence, following a curve to the left with a radius of 129.28 feet, a chord bearing North 44 deg., 06 min., 23 sec. East, a chord distance of 73.25 feet to a point; thence, continuing a curve to the left with a radius of 25 feet, a chord bearing North 20 deg., 43 min., 50 sec. West, a chord distance of 37.43 feet to a point; thence, following a curve to the right with a radius of 270 feet the following two (2) calls and distances: a chord bearing North 63 deg., 02 min., 14 sec. West, a chord distance of 58.01 feet to a point; thence, leaving the westerly margin of the right-of-way of a forty foot (40') non-exclusive, joint permanent easement (SAILS WAY), North 60 deg., 28 min., 10 sec. West 536.36 feet to a point marking the north west corner of Lot 130 in said Phase; thence North 37 deg., 05 min., 47 sec. West 26.78 feet to an iron pin; thence North 59 deg., 55 min., 46 sec. East 568.99 feet to the Point of BEGINNING, according to the survey of Sizemore Lynch Surveyors, dated July 22, 1999, Project No. 2399-FP III.

Being part of the same property described in the Knox County Register's Deed Book 2198, Page 522, and Deed Book 2204, Page 579, and Deed Book 2209, Page 31.