

DOC# 003882
FILED IN OFFICE
10/10/2005 10:26 AM
BK: 608 PG: 34-36
CAROLYN WILLIAMS
CLERK OF SUPERIOR
COURT
PIKE COUNTY

Prepared by and after
recording return to:
David T. Wolf, Esquire
David T. Wolf, P.C.
561 Village Trace
Suite 13-B
Marietta, Georgia 30067

IN RE: DECLARATION OF EASEMENTS, COVENANTS AND RESTRICTIONS FOR ASHLEY GLEN SUBDIVISION DATED JULY 14, 2005, AS RECORDED ON JULY 15, 2005 IN THE OFFICE OF THE CLERK OF SUPERIOR COURT OF PIKE COUNTY, GEORGIA IN DEED BOOK 591, Page 242, AS AMENDED BY THAT CERTAIN FIRST AMENDMENT TO DECLARATION OF EASEMENTS, COVENANTS AND RESTRICTIONS FOR ASHLEY GLEN SUBDIVISION DATED AUGUST 19, 2005 AS RECORDED ON AUGUST 19, 2005 IN DEED BOOK 597, PAGE 345, AFORESAID RECORDS.

SECOND AMENDMENT TO DECLARATION OF EASEMENTS, COVENANTS AND RESTRICTIONS FOR ASHLEY GLEN SUBDIVISION

THIS SECOND AMENDMENT TO DECLARATION OF EASEMENTS, COVENANTS AND RESTRICTIONS FOR ASHLEY GLEN SUBDIVISION (this "Amendment") is made and entered into this 6th day of October, 2005, by REALMARK EQUITIES, LLC, a Georgia limited liability company (hereinafter referred to as the "Declarant") and MULTI-SPECS., INC., a Georgia corporation (hereinafter referred to as the "Developer"). Capitalized terms used but not defined herein shall have the meanings given them in the Declaration as hereinbelow defined.

W I T N E S S E T H :

WHEREAS, the Declarant did make and declare that certain Declaration of Easements, Covenants and Restrictions for Ashley Glen Subdivision (the "Declaration") dated July 14, 2005, recorded in the Office of the Clerk of Superior Court of Pike County, Georgia in Deed Book 591, Page 242 wherein the Declarant did subject the real property as described therein to the protective covenants as provided in the Declaration (the "Property"):

WHEREAS, on August 19, 2005 Declarant did execute a First Amendment to Declaration of Easements, Covenants, and Restrictions for Ashley Glen as recorded on August 19, 2005 in Deed Book 597, Page 345, aforesaid records amending the Declaration in certain respects:

WHEREAS, on August 23, 2005, Declarant did convey certain Lots to the Developer as more particularly described in that certain Limited Warranty Deed dated August 23, 2005 from

Declarant to Developer and recorded in Deed Book 600, Page 122, aforesaid records (the "Deed"):

WHEREAS, the Declarant and Developer are the sole owners of all the Lots within the Property and desire to amend the Declaration in the following respects:

NOW, THEREFORE, for and in consideration of the above referenced recitals and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Declarant and Developer do hereby covenant and agree as follows:

1.

Section 1 (c) (ii) of Article VI of the Declaration is hereby amended to read as follows:

"The exterior front facia of any single family residence shall contain not less than thirty percent (30%) brick, stone or stucco;"

2.

Except as expressly modified hereby, the Declaration remains in full force and effect without change, and all provisions thereof, as modified hereby are hereby ratified by the parties thereto.

[SIGNATURE TO FOLLOW ON FOLLOWING PAGE]

IN WITNESS WHEREOF, Declarant and Developer have executed this Amendment under seal on the day and year first above written.

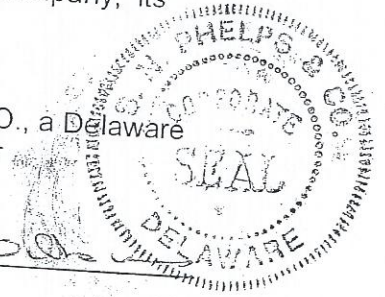
DECLARANT:

REALMARK EQUITIES, LLC
a Georgia limited liability company

By: REALMARK ACQUISITIONS II, LLC,
Georgia limited liability company, its
Manager

By: S. N. PHELPS & CO., a Delaware
corporation, its Manager

By: _____
Title: President

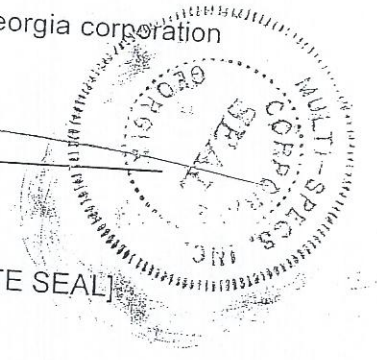


[AFFIX CORPORATE SEAL]

DEVELOPER:

MULTI-SPECS, INC., a Georgia corporation

By: _____
Title: President



[AFFIX CORPORATE SEAL]

Signed, sealed and delivered
in the presence of:

Unofficial Witness

Notary Public

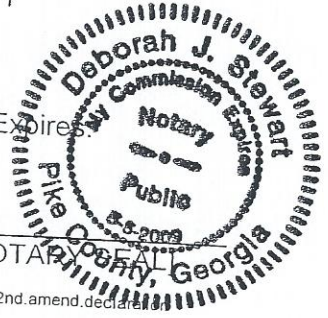


[AFFIX NOTARY SEAL]

Signed, sealed and delivered
in the presence of:

Unofficial Witness

Notary Public



[AFFIX NOTARY SEAL]