
SPACE ABOVE RESERVED FOR RECORDING DATA

Return to: Margaret Vath Hughes, Esq.
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Index in Grantor Index Owner's Name(s):

STATE OF GEORGIA
COUNTY OF COBB

Index in Grantor and Grantee Index Under:
Paces Club Homeowners Association, Inc.

Cross Reference to Owner Warranty Deed:
Deed Book _____, Page: _____

Cross Reference to Declaration for Paces Club:
Deed Book 10878, Page 238

OWNER CONSENT AND SUBMISSION OF LOT
TO AMENDED AND RESTATED DECLARATION OF COVENANTS
AND RESTRICTIONS FOR PACES CLUB

WHEREAS, The Board of Directors of the Paces Club Homeowners Association, Inc. ("Association") has proposed amending the Declaration of Covenants and Restrictions for Paces Club ("Original Declaration"). The Amended and Restated Declaration will consolidate the provisions from previous amendments to the Declaration and bring the covenants more up to date and in line with federal, state and local law and with other communities which are similar in size and character to Paces Club. A full and complete copy of the proposed Amended and Restated Declaration has been provided to you by the Association and additional copies are available upon request.

WHEREAS, Article IX of the Original Declaration provides that the Declaration may be amended upon the approval of such amendment by those members of the Association who own in the aggregate, no fewer than sixty-seven percent (67%) of the Lots not owned by the Declarant.

WHEREAS, Article VII of the By-Laws provides that the By-Laws may be amended upon approval of such amendment by two-thirds (2/3) of the votes cast by the Association members at a meeting; and

WHEREAS, because the Amended and Restated Declaration and By-Laws operate in tandem, this Amended and Restated Declaration and By-Laws must be approved by the higher percentage of members who own in the aggregate at least sixty-seven percent (67%) of the Lots of the Association which is ____ Lots; and

WHEREAS, the undersigned owner(s) (hereinafter referred to as "Owner") is the record owner and holder of title in fee simple to a Lot within Paces Club in Cobb County, Georgia, located at the address described below, **and more particularly shown as Lot ____, Unit ____, as located in Land Lot 53, 20th District, 2nd Section, as already submitted by the plat of survey for Paces Club recorded in Plat Book ____, Page ____, Cobb County, Georgia records** (hereinafter "Owner's Property"), such plat being incorporated herein by this reference; and

WHEREAS, Owner now desires to submit Owner's Property, without limitation, to the Amended and Restated Declaration of Covenants and Restrictions for Paces Club, to be recorded in Cobb County, Georgia records ("Declaration") as a permanent member of the Paces Club Homeowners Association, Inc. ("Association");

NOW, THEREFORE, Owner does hereby consent, on behalf of Owner, Owner's successors, successors-in-title, heirs, and assigns, that from and after the date of this Consent, Owner's Property shall be owned, held, transferred, sold, conveyed, used, occupied, mortgaged, or otherwise encumbered subject to all of the terms, provisions, covenants, and restrictions contained in the Declaration, as a Member of the Association, all of which shall run with the title to Owner's Property and shall be binding upon all persons having any right, title, or interest in Owner's Property, their respective heirs, legal representatives, successors, successors-in-title, and assigns. Owner understands and acknowledges that, by submitting Owner's Property to permanent membership in the Association, Owner is hereby subjecting Owner's Property to mandatory assessments in favor of the Association, with lien rights afforded therefor, in accordance with the Declaration.

Using this written consent form, please indicate your vote as being either "Yes" or "No" to the amendment to the Declaration and By-Laws and submission of your Lot thereto.

[CHECK ONE]

Yes - I consent to, approve of, and submit my Lot to the proposed Amended and Restated Declaration and By-Laws.

No - I do not consent and do not approve of the proposed Amended and Restated Declaration and By-Laws.

Signature of Owner

Print or Type Full Name of Owner(s)

Signed, sealed and delivered this

____ day of _____, 200 ____.

Witness

Notary Public
[NOTARY SEAL]

Signature of Co-Owner

Address

Date