

This instrument prepared by:

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## **DECLARATION OF ANNEXATION OF UNIT II TO CASCADE FALLS SUBDIVISION**

**This Declaration of Annexation of Unit II to Cascade Falls Subdivision** is made as of the 3rd day of March, 2005, by Cascade Falls, LLC, Terry Patton, managing member, hereinafter referred to as the "Developer".

### **WITNESSETH:**

**WHEREAS**, the undersigned, Cascade Falls, LLC, Terry Patton, managing member (hereinafter referred to as "Developer") is the owner and developer of a tract of land in the Sixth District of Knox County, Tennessee and without the corporate limits of the City of Knoxville, Tennessee, and being known and designated as Cascade Falls Subdivision, UNIT 1 as shown on the map of same of record in the Register's Office for Knox County, Tennessee as Instrument No. 200407270008314 ("Subdivision"); and

**WHEREAS**, the Developer caused to be prepared a Declaration of Covenants and Restrictions for the Subdivision governing the development and continued existence of the Subdivision and recorded the same as Instrument No. 200407900009299 in the Register of Deeds Office for Knox County, Tennessee ("Declaration of Covenants and Restrictions"); and

**WHEREAS**, Article VII of the Declaration of Covenants and Restrictions ("Declaration") authorizes the Developer of the Subdivision to amend the Declarations and the Declaration contemplates additional Units to be added and subject to the Declaration; and

**WHEREAS**, the Developer of the Subdivision desires to annex additional land to the Subdivision described as Cascade Falls Subdivision, Unit II, as shown on the map of the same of record in the Register's Office for Knox County, Tennessee as Instrument No. 200503020068582 ("Subdivision") to be binding on the present owner and all subsequent owners of any lot or lots in Unit II of the Subdivision,

**NOW, THEREFORE**, the Developer does hereby state and declare that the property described in Exhibit "A" attached hereto, being Unit II of Cascade Falls Subdivision, is hereby

annexed by the Developer and made subject to all the terms and conditions of the Declaration of Covenants and Restrictions, Cascade Falls Subdivision, of record as Instrument No. 200407900009299 in the Register's Office for Knox County, Tennessee; the property described in Exhibit "A" attached hereto is Unit II of Cascade Falls Subdivision and is annexed pursuant to Article VII of the aforereferenced Declaration.

**IN WITNESS WHEREOF**, the undersigned has caused this instrument to be executed this 3rd day of March, 2005.

**CASCADE FALLS, LLC**

**BY:** \_\_\_\_\_  
**Terry Patton, Managing Member**

STATE OF TENNESSEE    )  
  )  
COUNTY OF KNOX        )

Before me, the undersigned Notary Public, of the State and County aforesaid, personally appeared TERRY PATTON, with whom I am personally acquainted, or proved to me on the basis of satisfactory evidence, who, upon oath, acknowledged himself to be the Managing Member of the within named bargainor, CASCADE FALLS, LLC, a Tennessee Limited Liability Company, and that he as such Managing Member, being authorized to do so, executed the foregoing instrument for the purposes therein contained, by signing his name as Managing Member.

Sworn to and subscribed before me this the 3rd day of March, 2005.

\_\_\_\_\_  
NOTARY PUBLIC

My Commission Expires: \_\_\_\_\_