

**FIFTH AMENDMENT TO  
DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS OF  
TELLICO HARBOR PROPERTY ASSOCIATION, INC.**

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**ARTICLE V  
CONSTRUCTION AND MAINTENANCE OF COMMON PROPERTIES**

Section 1. Common Property Access. The Association shall have the right to access Owner's Property for the purpose of maintenance needs of any Common Property with prior notification to the Property Owner.

Section 2. Recreational Facilities. The original Developer has constructed, as Common Properties, certain initial recreational facilities which consist of a clubhouse and dock. The Association, by and through its Board of Directors, shall have the right, but not the obligation, to construct such other recreational facilities as Common Properties, as approved by a majority vote of the Association. The cost of maintenance, capital improvements, operation, taxes and other expenses incident to these Common Properties shall be the obligation of the Association and shall be paid from Assessments, as herein provided, and also from any fees for the use of the Common Properties, which may be assessed, from time to time.