This instrument prepared by:

Tennessee Department of Environment and Conservation

Office of General Counsel

312 Rosa L. Parks Ave., 10th Floor

Nashville, Tennessee 37243

STATE OF TENNESSEE

COUNTY OF \_\_\_\_\_\_\_\_\_\_\_\_\_\_

NOTICE OF AMENDMENT OF LAND USE RESTRICTIONS

(“*[Add Property Name]*”)

Notice is hereby given that pursuant to Tenn. Code. Ann. § 68-212-225(e) and the original Notice of Land Use Restrictions recorded with the \_\_\_\_\_\_\_\_ County, Tennessee Register of Deeds, Book \_\_\_\_\_\_, Page \_\_\_\_\_ *[or Instrument Number]* (“NLUR”)*,* the NLUR is hereby amended as set forth herein. The register of deeds shall record this Notice of Amendment of Land Use Restrictions (“Notice”) and index it in the: (1) grantor index in the names of the owners of the land; and (2) grantee index under the name of the Commissioner of Tennessee Department of Environment and Conservation.

**WITNESSETH:**

 **WHEREAS**, \_\_\_\_\_\_\_\_\_\_\_\_\_\_ (“Owner”), a \_\_\_\_\_\_\_\_\_\_\_\_\_\_, is the sole owner in fee simple of approximately \_\_\_\_\_\_ acres of real property described in a deed of record with the \_\_\_\_\_\_\_\_ County, Tennessee Register of Deeds, Book \_\_\_\_\_\_, Page \_\_\_\_\_ *[or Instrument Number]* (“Property”), and as more particularly described in the legal description attached as **Exhibit A** and incorporated herein by reference;

 **WHEREAS**, On , a Notice of Land Use Restrictions, limiting the use of the Property, was recorded;

**WHEREAS**, *[describe grounds for amendment]*;

**WHEREAS**, Paragraph of the NLUR provides that the NLUR may be waived, amended, modified or terminated at any time by the Commissioner of TDEC for cause;

 **NOW, THEREFORE,** the NLUR is hereby amended as follows:

***[Note:*** *No amendments should be made to following sections: Enforcement; Amendment and Termination; Severability]*

**[Location of Contamination]**

**[Land Use Restrictions]**

**[Term]**

**IN WITNESS WHEREOF,** the undersigned [has/have] caused this instrument to be executed on this the \_\_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, 20\_\_.

*[Note: Only include property owner acknowledgment with owner agreement.]*

**ACKNOWLEDGED BY:**

 \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 *[Name of Property Owner]*

STATE OF TENNESSEE

COUNTY OF \_\_\_\_\_\_\_\_\_\_\_\_\_\_

 Personally appeared before me, the undersigned Notary Public having authority within the aforesaid State, \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence), and who acknowledged that he/she executed the within instrument for the purposes therein contained.

 WITNESS my hand, at office, this \_\_\_\_\_\_\_day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, 20\_\_\_.

 \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 Notary Public

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

**APPROVED BY:**

 **Tennessee Department of Environment and Conservation**

 \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 James S. Sanders

 Director, Division of Remediation

STATE OF TENNESSEE

COUNTY OF \_\_\_\_\_\_\_\_\_\_\_\_\_\_

 Personally appeared before me, the undersigned Notary Public having authority within the aforesaid State, \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence), and who acknowledged that he/she executed the within instrument for the purposes therein contained.

 WITNESS my hand, at office, this \_\_\_\_\_\_\_day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, 20\_\_\_.

 \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 Notary Public

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

EXHIBIT A – LEGAL DESCRIPTION