

FILED - RECORDED

BMC / ROD

[This instrument serves to amend certain terms of the Supplemental Restrictions filed in Record Book 3893 at Page 163 and should be indexed accordingly.]

2003 DEC 12 AM 11:15

**FIRST AMENDMENT TO SUPPLEMENTAL RESTRICTIONS FOR THE VISTAS AT WESCOTT PLANTATION SUBDIVISION**

LINDA T. MESSERVY  
DORCHESTER COUNTY, SC

**THIS AMENDMENT**, is made on the date hereinafter set forth by Palmetto Traditional Homes, LLC, a South Carolina limited liability company having an office at 1213 Lady Street, Second Floor, in Columbia, South Carolina, hereinafter referred to as "Developer."

**WITNESSETH:**

**WHEREAS**, on November 10, 2003, Developer executed and delivered its Supplemental Restrictions for The Vistas at Wescott Plantation Subdivision (the "Supplemental Restrictions"), which was filed of record in the Office of the ROD for Dorchester County on November 17, 2003 in Record Book 3893 at Page 163, and

**WHEREAS**, the Developer reserved the right to amend the Supplemental Restrictions, and

**WHEREAS**, the Declarant desires to amend the Supplemental Restrictions by adding a provision for the collection of a working capital contribution, and

**NOW, THEREFORE**, in consideration of the above recitals, the Declarant hereby amends the Declaration as follows:

Capitalization of Association. Upon acquisition of record title to a Lot by an Owner other than Declarant or Developer, a contribution shall be made by or on behalf of the purchaser to the working capital of the Association in an amount equal to one-sixth of the supplemental assessment in affect during the year the closing of the Lot occurs. This amount shall be in addition to, not in lieu of, the annual assessment or supplemental assessment, and shall not be considered an advance payment of such assessments. This amount shall be used by the Association for use in covering operating expense and other expense incurred by the Association regarding the lots at The Vistas at Westcott Plantation.

In the event the terms of the Supplemental Restrictions are inconsistent with the terms of this Amendment, the terms of this Amendment shall control.

**IN WITNESS WHEREOF**, the undersigned, being the Developer herein, has caused this First Amendment to Supplemental Restrictions for The Vistas at Wescott Plantation to be executed in its name and its corporate seal hereto affixed as of the 8 day of December, 2003.

(Signatures located on the following pages)

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**Ellis, Lawhorne & Sims, P A**  
ATTORNEYS AT LAW  
P. O. BOX 2285  
COLUMBIA, SC 29202

WITNESSETH:

PALMETTO TRADITIONAL HOMES, LLC

[Signature]  
Witness #1  
Marilyn Baker  
Notary Public

By: [Signature]  
Its Member

STATE OF SOUTH CAROLINA

ACKNOWLEDGEMENT

COUNTY OF RICHLAND

I, Marilyn Baker do hereby certify that Palmetto Traditional Homes, LLC personally, by its duly authorized member, appeared before me this day and acknowledged the due execution of the foregoing instrument.

Witness my hand and seal this the 8<sup>th</sup> day of December, 2003.

Marilyn Baker  
Notary Public for South Carolina  
My Commission expires: 8/24/2009

STATE OF SOUTH CAROLINA  
COUNTY OF DORCHESTER  
Filed for record this 12<sup>th</sup>  
Day of Dec. 2003  
at 11:15 a M and recorder  
in book 3929 page 112  
LINDA T MESSERVY  
REGISTER OF MESNE CONVEYANCES