BK 2553PG150

FILED-RECORDED RMC / ROD

2000 NOV 21 AM 11: 06

DORCHESTER COUNTY, SC

AMENDMENT TO THE DECLARATION OF PROTECTIVE COVENANTS FOR LEGEND OAKS PLANTATION

Prepared by & Mail To:

William R. Heavn, Jr., Esq. 100 D Morgan Place Summerville, SC 29485

> Ret Noveldy Law Firm 622 Johnnie Ovelds Blied Mt. Pleasont, S. 29-464

POOR ORIGINAL

STATE OF SOUTH CAROLINA				
¥ #)			
COUNTY OF DORCHESTER	í			

AMENDMENT TO DECLARATION OF PROTECTIVE

COVENANTS FOR LEGEND OAKS PLANTATION

Amendment to Declaration of Protective Covenants recorded in Book 1364 at Page 001, Register of Mesne Conveyance, Dorchester County, South Carolina.

WHEREAS, Providence Development Partners S.C., LLC, a South Carolina Limited Liability Company, has previously recorded certain Declaration of Protective Covenants for Legend Oaks Plantation, recorded in Book 1364, at Page 001; and

WHEREAS, said restrictions were subsequently amended by instrument recorded in Book 1494, Page 271; and

WHEREAS Article XIII, Section 4 of said declaration allows an amendment by the "Declarant"; and

WHEREAS Providence Development Partners S.C., LLC is said 'Declarant' in the aforesaid Declaration of Protective Covenants as the assignee and successor to Plantation Development of S.C.; and

WHEREAS Providence Development Partners S.C., LLC now desires to amend said Declaration.

Unless specifically stated herein, the term "lot" shall refer to a "condominium unit" for purposes of voting and assessments, as set forth in Article IV of the Protective Covenants for Legend Oaks Plantation. This definition shall be substituted for the term "lot", as it appears in <u>Definitions</u>, Exhibit "A", subsection "J" of the Protective Covenants for Legend Oaks Plantation. All other references to "lot" in the Protective Covenants for Legend Oaks Plantation shall mean "common area(s)" within The Highlands at Legend Oaks.

* April submits 8 121 to Page 2

POOR ORIGINAL

Article III, Section 2. Voting.

The first sentence is amended to read: "Members shall be entitled to one-half (1/2) vote for each lot owned ..."

Article IV, Section 1. Purpose of Assessment.

The following sentence is added to this paragraph: "Any assessment pursuant to this Article and pertaining to The Highlands at Legend Oaks shall be one-half (½) of the amount determined by the annual assessment of Legend Oaks Plantation Community Association, Inc. for a lot owner."

Article IV, Section 4. Special Assessments.

The following sentence is added to this paragraph: "Any special assessment pursuant to this Article and pertaining to The Highlands at Legend Oaks shall be one-half (½) of the amount determined by the special assessment of Legend Oaks Plantation Community Association, Inc. for a lot owner."

Article V, Section 1. Association's Responsibility.

The first sentence of paragraph one is amended as follows: "The Legend Oaks Plantation Community Association, Inc. shall maintain and keep in good repair all common property, exclusive of the common property maintained by The Highlands at Legend Oaks Homeowners Association, Inc."

Article VI, Section 2. Use of Lots.

The first sentence is amended as follows: "all lots shall be used for residential purposes exclusively."

Article VI. Section 4. Vehicles.

This section is deleted in its entirety as it relates to Section 12A only.

Article VI, Section 13. Tree Removal.

The first sentence is amended as follows: "No trees which are left on a common area as of the date of conveyance of such common area to a person other than the Declarant or a Builder shall be removed without the express consent of the Legend Oaks Plantation Community Association Board or its designee...

Article VI, Section 18. Subdivision of Lot.

This section is deleted in its entirety as it relates to Section 12A only. So Low Regime Article VI, Section 22. Mailboxes.

This section is amended as follows: "All mailboxes and mailbox posts shall be of the same type and color as used within The Highlands at Legend Oaks and/or as approved by the Declarant.

Article XI, Section 1(a). Easements for Use and Enjoyment.

This subsection is amended as follows: "Every owner of a Unit shall have a right and easement of ingress and egress, use and enjoyment in and to the Common Property which shall be appurtenant to and shall pass with the title to his Unit, subject to following provisions ..."

Article XI, Section 2. Easement for utilities.

For purposes of this section, the word "Association" refers to the Legend Oaks Plantation Community Association.

Community Association Guideline No. 1. Patios and Walkways.

Subsections 1. (1) and (ii) are deleted in their entirety as it relates to Section 12A only.

Community Association Guideline No. 3. Garden Plots.

This section is deleted in its entirety as it relates to Section 12A only.

Community Association Guideline No. 4. Play Equipment, Playhouses and Tree Houses.

This section is deleted in its entirety.

Community Association Guideline No. 5. Basketball Goals.

This section is deleted in its entirety as it relates to section 12A only.

Community Association Guideline No. 7. Fences.

Paragraph number 3 is deleted in its entirety as it relates to Section 12A only.

Community Association Guideline No. 11. Exterior Building Alterations.

Paragraph number 7 is deleted in its entirety as it relates to Section 12A only.

Community Association Guideline No. 12. Vehicles and Parking.

Paragraphs Number 1 and 3 are deleted in its entirety as it relates to section 12A only.

Community Association Guideline No. 14. Golf Course Lots.

Paragraph Number 2 is deleted in its entirety as it relates to Section 12A only.

Community Association Guideline No. 16. Square Footage Requirements.

This Guideline is deleted in its entirety as it relates to Section 12A only.

All other provisions of the aforesaid Declaration recorded in Book 1364 at Page 001 in the Register of Mesne Conveyance, Dorchester County, South Carolina shall remain the same and have the full force and effect as set out in said book and page.

IN WITNESS WHEREOF, the undersigned has set its hand and sal this _ & November, 2000.

PROVIDENCE DEVELOPMENT PARTNERS S.C.,

Mc Lemore

STATE OF SOUTH CAROLINA

COUNTY OF DORCHESTER Filed for reco

LINDA T MESSERVY

REGISTER OF MESNE CONVEYANCES

Page 5

POOR ORIGINAL

STATE OF NORTH CAROLINA)
COUNTY OF MECKLENBURG
PERSONALLY appeared before me Robert N. Buris and made oath that (s)he saw the within named PROVIDENCE DEVELOPMENT PARTNERS S.C., LLC By Gordon N Lowchat, sign the within Amendment and the said Limited Liability Company, by said Manager, seal said Amendment and as its Act and Deed, deliver the same, and that (s)he with NANCYTH MCLemory Witnessed the execution thereof.
SWORN to before me this 8Th WITNESS
day of November, 2000.
MY COMMISSION EXPIRES: 1-10-2003 MY COMMISSION EXPIRES: 1-10-2003

BK 2553PG156

FILED-RECORDED RMC / ROD

2000 NOV 21 AM 11: 07

DORCHESTER COUNTY, SC

STATE OF SOUTH CAROLINA)

6857 Fairview Road Charlotte, NC 28210

COUNTY OF DORCHESTER)

Prepared by Robert N. Burris

TITLE TO REAL ESTATE

ENOW ALL MEN BY THESE PRESENTS, That PROVIDENCE DEVELOPMENT PARTNERS SC, LLC, a South Carolina Limited Liability Company, for and in consideration of the sum of Nine Hundred Thousand and 00/100 (\$900,000.00) Dollars to it paid by THE HIGHLANDS OF LEGEND OAKS, LLC having a mailing address of 227 Haddrell Street, Mount Pleasant, SC 29464, have granted, bargained, sold and released, and by these presents do grant, bargain, sell and release unto the said THE HIGHLANDS OF LEGEND OAKS, LLC, its successors and assigns forever, the following described property, to wit:

All and singular, those certain pieces, parcels or lots of land, together with improvements thereon, situate, lying and being in or near the Town of Summerville, Dorchester County, South Carolina, more particularly described or identified as follows:

BEING all of Tract 12A of LEGEND OAKS PLANTATION SUBDIVISION as shown on that plat thereof recorded in Plat Cabinet J at Slide 174, in the Office of the Register of Mesne Conveyance for Dorchester County, South Carolina.

Said property being more fully shown and described as shown on Exhibit A attached hereto.

This being a portion of the property conveyed to Grantor by deed recorded in Deed Book 2127 at Page 319, Office of the Register of Mesne Conveyance for Dorchester County.

				*		
TMS	No.:	160-00-00-060;	160-	-09-00-003	and	004

DORCHESTER COUNTY

SC Deed Rec Fee 2340.00

Dor Co Deed Rec Fee 990.00

Filing Fee 11.00

Exemption #

LINDA T. MESSERVY
Register of Mesne Conveyances

Cet: Woodde faw Join 1022. Johnnie Godds Blod M. Pleanant SC 294164 TOGETHER with all and singular, the rights, members, hereditaments and appurtenances to the said premises belonging or in anywise incident or appertaining.

TO HAVE AND TO HOLD all and singular the premise before mentioned unto the said THE HIGHLANDS OF LEGEND OAKS, LLC, its successors and assigns forever.

And the Grantor herein does hereby bind itself and its successors and assigns, to warrant and forever defend all and singular the said premises unto the said THE HIGHLANDS OF LEGEND OAKS, LLC, its successors and assigns, against Grantor and its successors and assigns against every person whomsoever lawfully claiming, or to claim, the same or any part thereof.

WITNESS my Hand and Seal this _______ day of November in the year of our Lord two thousand and in the two hundred and twenty-fourth year of the Sovereignty and Independence of the United States of America.

SIGNED, SEALED AND DELIVERED IN THE PRESENCE OF

Mancy H. M. Zemoso

PROVIDENCE DEVELOPMENT

PARTNERS SC. LLC

Gordon N. Lewchuk, Manager

BK 2553PG 158

Les a durin

STATE OF SOUTH CAROLINA)	
	j	PROBATE
COUNTY OF DORCHESTER)	

PERSONALLY appeared before me, the undersigned witness and made oath that (s)he saw the within-named Gordon N. Lewchuk as Manager of PROVIDENCE DEVELOPMENT PARTNERS SC, LLC, sign, seal and as its corporate act and deed deliver the within written Deed for the uses and purposes therein mentioned and that (s)he with the other witness whose name is subscribed above, witnessed the execution thereof.

SWORN to before me this

day of November, 2000.

Notary Public for North Carolina

My commission expires: 1-10-2003

HOTARA R. WILLIAM ON THE PROPERTY OF THE PROPE

EXHIBIT A

All that piece, parcel or tract of land, situate, lying and being near the Town of Summerville, Dorchester County, South Carolina and known and designated as Tract 12A, containing 494,229.72 S.F. (11.346 AC.) and being shown on that certain plat entitled "Subdivision Plat Showing A Subdivision of Tract 12, of Legend Oaks Plantation, Into Tracts 12A, 12B and Lots B-3 and B-4 Being Added to Tract 12A, Property of Providence Development Partners. SC, LLC, Located Near the Town of Summerville, Dorchester County, South Carolina", said survey being prepared by Trico Engineering Consultants, Inc. dated October 25, 2000 and being filed in the Office of the Register of Deeds for Dorchester County on November 3, 2000 in File Cabinet J at page 174; said tract having such actual size, shape, dimensions, buttings and boundings as shown on said plat, reference to which is hereby made for a more complete description.

STATE OF SOUTH CAROLINA COUNTY OF DORCHESTER

Filed for record this

in book

LINDA T MESSERVY
REGISTER OF MESNE CONVEYANGE

File No: 00REL272

STATE OF SOUTH CAROLINA

) AFFIDAVIT

COUNTY OF DORCHESTER

PERSONALLY appeared before me the undersigned, who being duly sworn, deposes and says:

- I have read the information on the back of this affidavit and I understand such information.
- 2. Property located at Lot 12A Legend Oaks Plantation S/D, Town of Summerville, Dorchester County, SC bearing Dorchester County Tax Map Number 160-00-060 (portion) and 160-09-00-003 and 004 was transferred by Providence Development Partners SC, LLC to the Highlands of Legend Oaks, LLC on 11/6/00_.
- 3. The deed is NOT EXEMPT from the deed recording fee, and the FAIR MARKET VALUE IS \$900,000.00 .
- The deed is exempt from the deed recording fees because (Use new exemption numbers on enclosed sheet) AND EXPLANATION FOR EXEMPTION

5. As required by code Section 12-24-70, I state that I am a responsible person who was connected with the transaction as: __clsoing attorney

6. I understand that a person required to furnish this affidavit who willfully furnishes a false or fraudulent affidavit is guilty of a misdemeanor and upon conviction, must be fined not more than one thousand dollars or imprisoned not more than one fear, or both.

Purchaser, Legal Representative

of the Purchaser, or other Responsible Person Connected with the Transaction

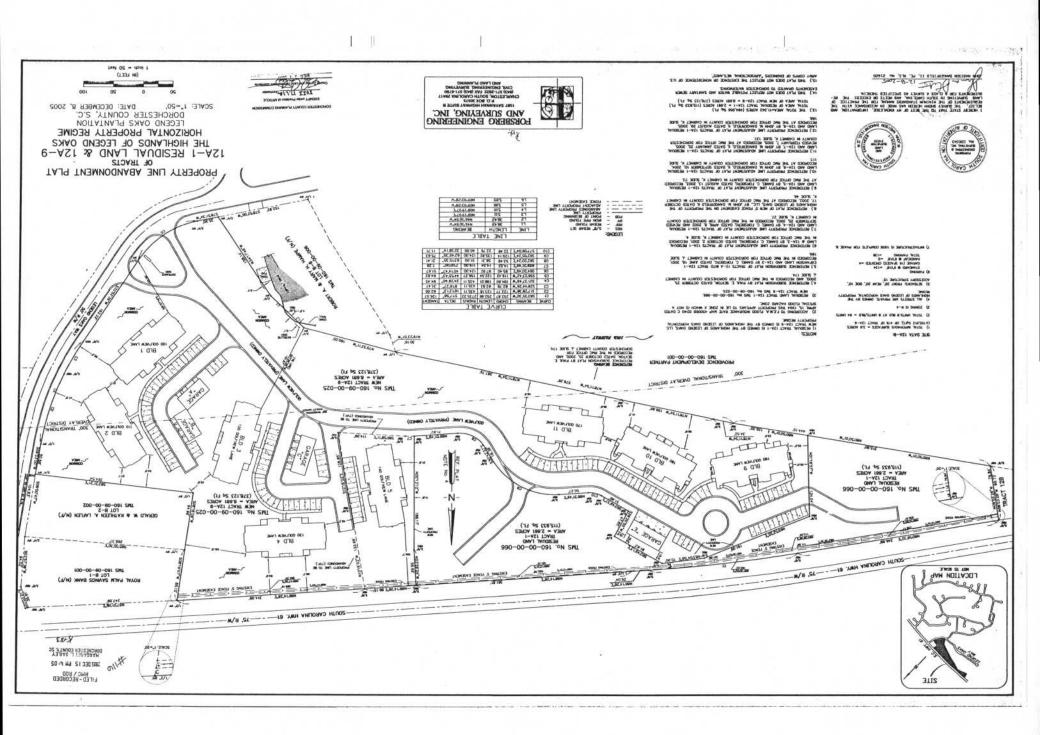
SWORN to before me this 6 80

2000.

Notary Public for SC

day of Nov.

My Commission Expires:



FILED-RECORDED 2009 NOY -3 AH 10: 54 MICHESTER COUNTY, SC LINE DATA

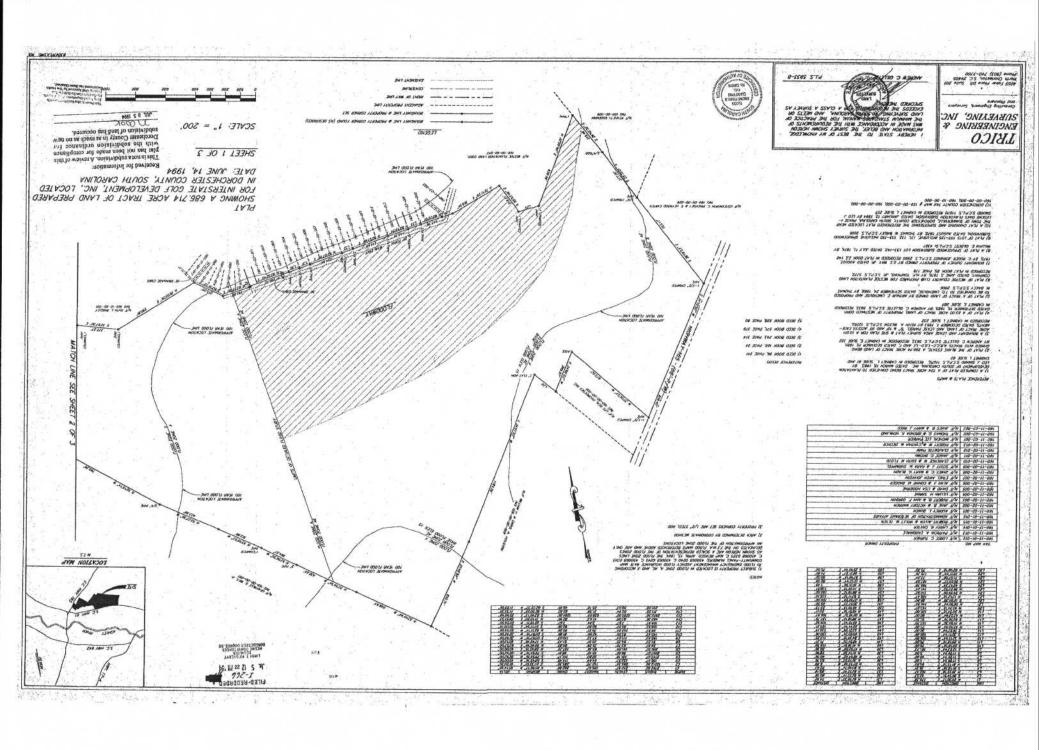
LINE LENGTH BEARING

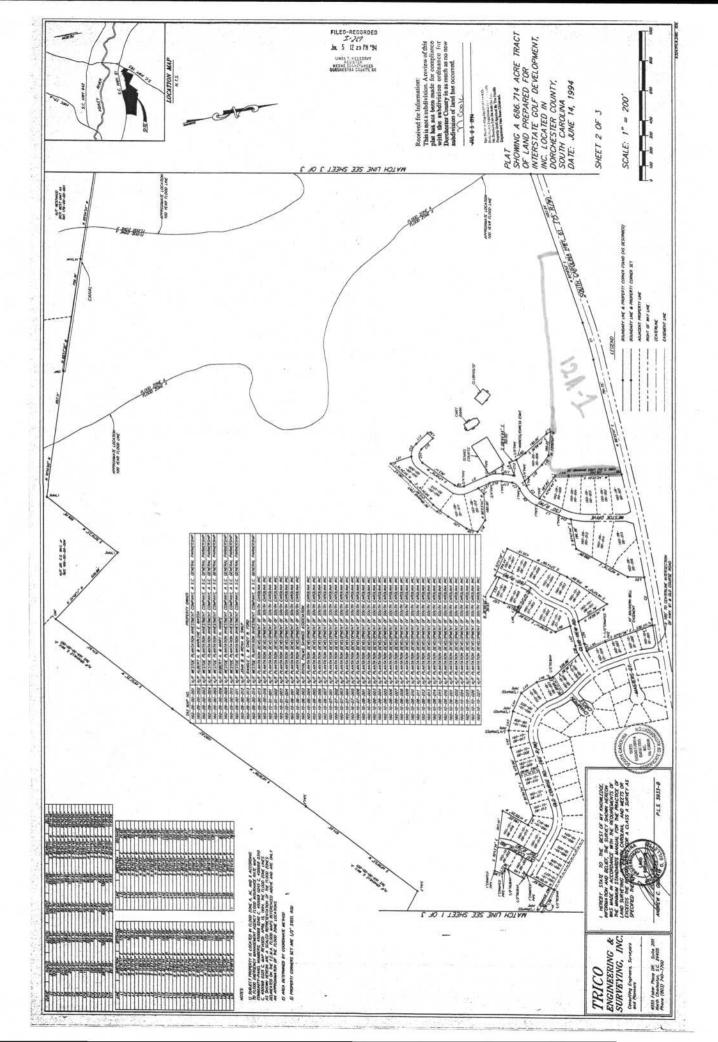
LI 50.03" \$287.350" W

L2 35.06" \$7254.05" W

L3 77.00" M45.725" W

L4 80.73" M0753"20" W CURVE RADIUS LEMOIN TAMESTY CHAPD DELTA BÉRANNO
CT 2782.50° 252.92° 106.52° 252.88° 053.48° 562.3356° 8
CZ 543.56° 1861.6° 34.52° 186.70° 24.90°0° NOTIFICATO
CT 550.0° 122.62° 46.42° 119.93° 4507.53° 855.22°2.22°2. LOCATION MAP SOUTH CAROLINA HWY. 61 75' R/W N 867170° € 300' TRANSITIONAL OVERLAY DISTRICT TRACT 12A 494,229.72 S.F. 11.346 AC. TRACT 128 66,764.22 S.F. 1.533 AC. N 803001 W 488.27 787134" W 579.27 IOTH PAIRWAY
PROPERTY OF
PROVIDENCE DEVELOPMENT
PARTNERS: SC, LLC REFERENCES I. PLAT SHOMMIG TRACTS I THROUGH IS OF LEGIND OURS COUNTRY CLUB, SUFFMEND AT THE REQUEST OF INTERSTATE COLF, COMPONATION, LOCATED HEAR THE TOWN OF SUMMERVALE, BY ANDREW C. OLLETTE, SCPLS IN 0, SASS-R, DATED MARCH 22, 1997, AND RECORDED BY CARMET 4, SURES 128—130, 2. PLAT SHOWNG THE ADJUSTMENTS OF LINES BETWEEN LOTS 3E, HE AND 58 TO CHEATE NEW LOTS 3E AND HE PROPERTY OF MESTICE PLANTATION WHESTMENT COMPANY A SEC CONTRAL PROPERTIES OF AMOREM C. GILETTE, S.C.P.L.S. NO. 5933—B. RÉCORDED IN CARNET 4, SUPÉ 68. PLANTATION HOUSE ROAD I. THIS PHOPERTY IS LOCATED IN FLOCIO ZONE C. AS PER F.E.M.A. MAP COMMUNITY PANEL NUMBER 45541E NEWSCO APRIL 12, 1987. 2 AREA WAS DETERMINED BY COORDINATE METHOD. I DOROWESTER COUNTY BUS 360-00-00-001 4. ALL PROPERTY CORNERS SET ARE 5/8" REBAR 5. THIS PROPERTY IS JONED R-4. SUBDIVISION PLAT SHOWING A SUBDIVISION OF TRACT 12, OF LEGEND OAKS PLANTATION, INTO TRACTS 12A, 12B WITH LOTS B-3 AND I HEREBY STATE TO THE BEST OF MY ANOMILDOC, NOTOMATION AND BELEF, THE SWINEY SHOWN HEREON MAS MADE IN ACCORDANCE WITH THE REQUESTERS OF THE MINIMAN STANDARDS MANUAL FOR THE PRACTICE OF LANG SWINETING IN SOUTH, DEPOSITION, ALL ASS A SWINEY AS SPECIFIC THE RECORDS SINGLED AND ASS A SWINEY AS SPECIFIC THEORY. B-4 BEING ADDED TO TRACT 12A, PROPERTY OF PROVIDENCE DEVELOPMENT PARTNERS. SC, LLC, LOCATED NEAR THE TOWN LEGEND OF SUMMERVILLE, DORCHESTER COUNTY, SOUTH CAROLINA ENGINEERING CONSULTANTS, INC. PROPERTY LINE WITH PROPERTY CORNER FOUND (AS DESCRIBED) DATE: OCTOBER 25, 2000 RIGHT OF WAT LINE CENTER LINE SCALE: 1" = 100' (W FEET) 1 mch = 100 M JOB NO. 93047412





SURVEYING, INC. ENCINEERING & **LKICO**

MATCH LINE SEE SHEET 2 OF

8-5565 574

CONTINUE волионы тис в ыношил соино поли (че вкесивке)

> TI WONDELL COMMENS SEL VIE 1/5, SIEET WOO 2) VIEW DELECHMINED BL COCHEMINE MELHOD

2CVTE: 1" = 200"

SHEEL 3 OF 3

The stock of the stock of this stock of this stock of this part and stock of the st Received for Information: DATE: JUNE 14, 1994 IN DORCHESTER COUNTY, SOUTH CAROLINA FOR INTERSTATE COLF DEVELOPMENT, INC., LOCATED

SHOWING A 686.714 ACRE TRACT OF LAND PREPARED

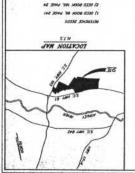
DOMESTING NO.

FILED-RECORDED

7.268

M. S. R. M. S. M. S

PRINCE STATE INDU DECENORE N. CHENEL I BYEE DATE TO THE BEST THE STATE OF BATTER OF THE STATE OF WITHIN E CHIMAL SCRITZ 4395. B) 4 M/1 OL DINGEROOD ENGINEEN TOL 123-147 DWIED YE'L IF 1854 BL



פ) שנגם שספע פשר עיופג שם 6/5 3994 1/E 3008 0330 (# HE JOHN THE HOOD OUTS OF

CALA TO THE MAN MAN THE BE CTS THE SELECTION OF THE SERVICE OF THE MEDICAL PROPERTY OF THE PARTY O 100 MENE STORO THE DWT COOTY BYSH COL 100-00-00-011 SAU 66 1607 1538 3007 00041538 8/8 ON THE PLOOP THE

NO -00-10-11 SM