

STATE OF SOUTH CAROLINA

COUNTY OF BEAUFORT

FOURTH AMENDMENT TO DECLARATION OF COVENANTS AND PROVSIONS FOR MEMBERHSIP IN SALT CREEK LANDING PROPERTY OWNERS' ASSOCIATION, INC.

BEAUFORT COUNTY 5C -BK 3726 Pss 2820-2822 FILE NUM 2019000904

THIS Fourth Amendment to Declaration of Covenants and Provisions for Membership in Salt Creek Landing Property Owners' Association, Inc. (the "Amendment) is made effective the _18th__ day of December, 2018 by K. Hovnanian Homes at Salt Creek Landing, LLC a limited liability company organized and existing under and by the laws of the State of South Carolina, its successors and assigns (hereinafter referred to as "Declarant").

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WITNESSETH

WHEREAS, the Declarant recorded that certain Declaration of Covenants and Provisions for Membership in Salt Creek Landing Property Owners' Association, Inc. in the Office of the Register of Deeds for Beaufort County, South Carolina in Deed Book 3537 at Page 52 on December 13, 2016, as amended by that first amendment thereto recorded in Book 3546 at Page 2920 on January 23, 2017, that second amendment thereto recorded in Book 3648 at Page 2182 on March 5, 2018, and that third amendment thereto recorded in Book 3656 at Page 732 on April 3, 2018 (hereafter the "Declaration"); and

WHEREAS, pursuant to Article II, Section 2.2 and Article XI, Section 11.1 of the Declaration, respectively, the Declarant reserved to itself, its successors and assigns, the right to submit additional property to the Declaration, and the unilateral right to amend the Declaration until the end of the Declarant Control Period for any purpose whatsoever, provided the voting power of existing owners is not diluted; and

WHEREAS, the Declarant Control Period has not expired; and

WHEREAS, the Declarant now desires to further amend the Declaration as herein provided for the sole and limited purpose of submitting certain contiguous property, being the Salt Creek Landing Phase 2A property, to Declaration.

NOW, THEREFORE, the Declarant does hereby amend the Declaration as herein provided.

1. <u>Exhibit A. Property Description</u>. The description of the Property contained at Exhibit "A" of the Declaration is amended to add the below described property (the "Phase 2B Property"):

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PHASE 2B

ALL those certain pieces, parcels, lots, or tract of land, situate, lying and being on Hilton Head Island, Beaufort County, South Carolina containing 3.742 acres, more or less, as shown on that certain plat entitled "A SUBDIVSION OF SALT CREEK LANDING, PHASE 2B, A PORTION OF THE OLD HOUSE CREEK AREA" dated/revised November 18, 2016, prepared by Coastal Surveying Co., Inc. by Michael R. Duncan, SCRLS No.: 11905 and recorded in the Office of the Register of Deeds for Beaufort County, South Carolina in Plat Book 149 at Page 24 on April 30, 2018.

- 2. By execution hereof, the Declarant does hereby submit the Phase 2B Property to the Declaration which is and shall be held, transferred, sold, conveyed, given donated, leased and occupied subject to the covenants, conditions, restrictions and easement of the Declaration.
- 3. Capitalized terms not herein defined shall have the same meaning as assigned in the Declaration
- 4. All other provisions of the Declaration, as amended, shall remain in full force and effect and are hereby ratified by the Declarant.

IN WITNESS WHEREOF, Declarant has set its hand and seal hereunto effective as of the date and year first above written.

WITNESSES:

K. HOVNANIAN HOMES AT SALT CREEK LANDING, LLC, a South Carolina limited liability company

Bv:

Katherine Varin Its: Area President

STATE OF SOUTH CAROLINA COUNTY OF BEAUFORT

ACKNOWLEDGEMENT

I, the undersigned Notary Public, do hereby certify that Katherine Varin, as area president of K. Hovnanian Homes at Salt Creek Landing, LLC personally appeared before me this day and acknowledged the due execution of the foregoing instrument.

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Witness my hand and seal this the 18^{Hh} day of December, 2018

(SEAL) bu l Janmy Notary Public for South Carolina, My Commission Expires: <u>0</u>9



Tammy J Mauldin NOTARY PUBLIC State of South Carolina My Commission Expires September 13, 2023