



BP0623334

PGS:

4

Nelson Mullins Riley & Scarborough, LLP

P. O. Box 1806

Charleston, SC 29402 NMRSFILENO: 05260.09120

STATE OF SOUTH CAROLINA)
)
)
 COUNTY OF CHARLESTON) CONSENT TO
) FIFTH SUPPLEMENT TO DECLARATION
) OF COVENANTS, CONDITIONS AND
) RESTRICTIONS FOR THE PRESERVATION
) OF THE RURAL DENSITY OF EAST EDISTO
) (NON-DEVELOPMENT AGREEMENT AREA)

THIS CONSENT TO THE FIFTH SUPPLEMENT TO DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS FOR THE PRESERVATION OF THE RURAL DENSITY OF EAST EDISTO (NON-DEVELOPMENT AGREEMENT AREA) (the “Consent to Supplement”) is made as of this 7 day of ~~February~~^{March}, 2017, by MWV - East Edisto Spring Grove, LLC, a Delaware limited liability company (together with its successors, and assigns “Property Owner”), whose address is 201 Sigma Dr., Suite 400, Summerville, S.C. 29486.

RECITALS:

WHEREAS, Declarant previously executed that certain Declaration for Covenants, Conditions and Restrictions for the Preservation of Rural Density of East Edisto (Non-Development Agreement Area) recorded at Book 0419 at Page 321 in the Register Mesne Conveyance Office for Charleston County (“RMC”), as amended by that First Amendment to Declaration for Covenants, Conditions and Restrictions for the Preservation of Rural Density of East Edisto (Non-Development Agreement Area) recorded at Book 0436 at Page 193 in the RMC, as supplemented by that First Supplement to Declaration for Covenants, Conditions and Restrictions for the Preservation of Rural Density of East Edisto (Non-Development Agreement Area) recorded at Book 0444 at Page 194 in the RMC, as supplemented by that Second Supplement to Declaration for Covenants, Conditions and Restrictions for the Preservation of Rural Density of East Edisto (Non-Development Agreement Area) recorded at Book 0447 at Page 991 in the RMC, as supplemented by that Third Supplement to Declaration for Covenants, Conditions and Restrictions for the Preservation of Rural Density of East Edisto (Non-Development Agreement Area) recorded at Book 0486 at Page 498 in the RMC, as supplemented by that Fourth Supplement to Declaration for Covenants, Conditions and Restrictions for the Preservation of Rural Density of East Edisto (Non-Development Agreement Area) recorded at Book 0517 at Page 445 in the RMC, as supplemented by that Fifth Supplement to Declaration for Covenants, Conditions and Restrictions for the Preservation of Rural Density of East Edisto (Non-Development Agreement Area) recorded at Book 0533 at Page 099 in the RMC (“Fifth Supplement”) (as may be further amended and supplemented, the “Covenant”); and

WHEREAS, Property Owner owns and holds record title to a portion of that real property described on Exhibit A and depicted on Exhibit A-1 attached to the Fifth Supplement bearing TMS Numbers 185-00-00-008 and 185-00-00-011 (“Fifth Supplement Property”), which Fifth Supplement Property is a portion of the Additional Property; and

WHEREAS, the Declarant determined, pursuant to Section 5.1 of the Covenant, that the Fifth Supplement Property was to be subject to and administered pursuant to the Covenant as supplemented by the Fifth Supplement; and

WHEREAS, Property Owner, at the time of the recording of the Fifth Supplement failed to exercise its rights under Section 5.1 of the Covenant to join in the Fifth Supplement to consent and acknowledge that its portion of the Fifth Supplement Property would be subject to the Covenant; and

AGREEMENT:

NOW, THEREFORE, Property Owner, as the owner of a portion of the Fifth Supplement Property, hereby consents to the Fifth Supplement as to the portion of the Fifth Supplement Property owned by Property Owner, and to acknowledge that the Property, including the portion of the Fifth Supplement Property owned by Property Owner, is now subject to the terms of the Covenant; and

1. Definitions. Capitalized terms used in this Consent to Supplement which are not otherwise defined shall have the meanings described in the Covenant and in the Governing Documents as described in the Covenant.
2. Conflicts. In the event of any conflict between this Consent to Supplement and the Covenant, the terms of the Covenant shall control.
3. Headings. The paragraph headings used in this Consent to Supplement are inserted for convenience only and are in no way intended to describe, interpret, define, or limit the scope or content of this Consent to Supplement or any provision hereof.
4. Governing Law. This Consent to Supplement shall be governed by and construed in accordance with the laws of the State of South Carolina.
5. Amendment. The provisions of Section 6 of the Covenant shall apply to the amendment of this Consent to Supplement.

[REMAINDER OF PAGE INTENTIONALLY LEFT BLANK]

IN WITNESS THEREOF, the undersigned Property Owner has executed and delivered this Consent to Supplement as of this 7 day of ~~February~~ ^{MARCH}, 2017.

WITNESSES:

PROPERTY OWNER:

MWV-EAST EDISTO SPRING GROVE, LLC,
a Delaware limited liability company

By: WestRock-Charleston Land Partners, LLC,
Its: Sole Member

By: [Signature]
Name: Kenneth T. Seeger
Its: President

[Signature]
[Signature]

STATE OF SOUTH CAROLINA)

) ACKNOWLEDGMENT

COUNTY OF BERKELEY)

On this 7 day of ~~February~~ ^{MARCH}, 2017, before me personally appeared the within named Kenneth T. Seeger, President of WestRock-Charleston Land Partners, LLC, Sole Member of MWV-East Edisto Spring Grove, LLC, a Delaware limited liability company, who acknowledged to me that he executed the foregoing instrument, and who is personally known to me, or who has proved to me on the basis of satisfactory evidence to be the person who executed the foregoing instrument.



Laura E. Sennett
NOTARY PUBLIC
State of South Carolina
My Commission Expires
October 27, 2018

[Signature]
Signature of Notary Public
Printed Name: LAURA SENNETT
Notary Public for South Carolina
My commission expires: 10.27.2018

RECORDER'S PAGE



NOTE: This page **MUST** remain with the original document

Filed By:

NELSON MULLINS RILEY & SCARBOROUGH
 POST OFFICE BOX 1806
 CHARLESTON SC 29402 (BOX)

RECORDED		
Date:	March 14, 2017	
Time:	9:27:49 AM	
<u>Book</u>	<u>Page</u>	<u>DocType</u>
0623	334	Rest/Covs
Charlie Lybrand, Register Charleston County, SC		

MAKER:

MWV-EAST EDISTO SPRING AL

RECIPIENT:

N/A

Original Book:

0419

Original Page:

321

of Pages: 4
 # of Sats: # of References:

Note:

Recording Fee	\$ 10.00
Extra Reference Cost	\$ -
Extra Pages	\$ -
Postage	\$ -
Chattel	\$ -
TOTAL	\$ 10.00

DRAWER Drawer 1
CLERK KLH



0623
Book



334
Page



03/14/2017
Recorded Date



4
Pgs



0419
Original Book



321
Original Page



D
Doc Type



09:27:49
Recorded Time