

BP0773399

PGS:

STATE OF SOUTH CAROLINA

) THIRD AMENDMENT TO DECLARATION

OF COVENANTS, CONDITIONS, AND

RESTRICTIONS FOR THE PRESERVATION

OF THE RURAL DENSITY OF EAST EDISTO

(SPRING GROVE)

THIS THIRD AMENDMENT TO DECLARATION OF COVENANTS, CONDITIONS, AND RESTRICTIONS FOR THE PRESERVATION OF THE RURAL DENSITY OF EAST EDISTO (SPRING GROVE) (this "<u>Amendment</u>") is made as of the <u>I</u> day of <u>January</u>, 2019 (the "<u>Effective Date</u>"), by **EAST EDISTO CONSERVANCY, INC.**, a South Carolina nonprofit corporation ("<u>Administrator</u>").

## WITNESSETH:

WHEREAS, MWV-East Edisto Spring Grove, LLC, a Delaware limited liability company, previously executed that certain Declaration of Covenants, Conditions and Restrictions for the Preservation of the Rural Density of East Edisto (Spring Grove) recorded at Book 0533, at Page 098 in the Office of the Register of Deeds for Charleston County, South Carolina ("ROD"), as supplemented by that First Supplement to Declaration for Covenants, Conditions and Restrictions for the Preservation of Rural Density of East Edisto (Spring Grove) recorded at Book 0559, at Page 015 as subordinated by that Subordination Agreement recorded at Book 0568, at Page 595 in the ROD, as amended by that First Amendment to Declaration of Covenants, Conditions and Restrictions for the Preservation of the Rural Density of East Edisto (Spring Grove) recorded at Book 0638, at Page 138 in the ROD, and as further amended by that Second Amendment to Declaration of Covenants, Conditions and Restrictions for the Preservation of the Rural Density of East Edisto (Spring Grove) recorded at Book 0666, Page 854 in the ROD (as may be further amended and supplemented, the "Covenant"); and

WHEREAS, Administrator has changed its address for notices and approvals, and in order to memorialize this change in the public record, Administrator desires to amend the Covenant as more particularly set forth hereinbelow.

NOW, THEREFORE, upon the affirmative vote of Administrator, as provided in Section 6.2 of the Covenant, Administrator hereby declares as follows:

- 1. <u>Incorporation of Recitals</u>. The foregoing recitals or "whereas clauses" are incorporated herein by reference and made part of this Amendment.
- 2. <u>Definitions</u>. Capitalized terms used in this Amendment which are not otherwise defined shall have the meanings described in the Covenant and in the Governing Documents as described in the Covenant.
- 3. <u>Amendment to Section 7.3 of the Covenant</u>. **ADMINISTRATOR** address in the Covenant is deleted and replaced with:

East Edisto Conservancy, Inc. P.O. Box 22557 Charleston, SC 29413 Attn: Executive Director

4. <u>Conflicts; Limitation of Amendment</u>. In the event of any conflict between this Amendment and the Covenant, the terms of this Amendment shall control. Except as expressly set forth in this Amendment, the Covenant shall remain unmodified and in full force and effect.

- 5. <u>Headings</u>. The paragraph headings used in this Amendment are inserted for convenience only and are in no way intended to describe, interpret, define, or limit the scope or content of this Amendment or any provision hereof.
- 6. <u>Governing Law</u>. This Amendment shall be governed by and construed in accordance with the laws of the State of South Carolina.
- 7. <u>Counterparts</u>. This Amendment may be executed in separate counterparts, each of which when executed and delivered is an original but all of which taken together constitute one and the same instrument.

[SIGNATURES ON FOLLOWING PAGES]

IN WITNESS WHEREOF, this Amendment is entered into by the Administrator effective as of the Effective Date above.

SIGNED, SEALED AND DELIVERED in the presence of:

<u>ADMINISTRATOR</u> :
EAST EDISTO CONSERVANCY, INC., a South Carolina nonprofit corporation  By:  Name: William M BAUCHMAN  Its: EXECUTEUR DEARCTON
) ACKNOWLEDGMENT ) 2019, before me personally appeared the within named
2019, before me personally appeared the within named of the conservancy, Inc., a South ed to me that he/she executed the foregoing instrument roved to me on the basis of satisfactory evidence to be the
Signature of Notary Public Printed Name: ROXANNE MANNING Notary Public for South Caraline My commission expires: 2/22/20

## **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:		January 22, 2019					
	Time:	1:40:10 PM					
<u>Book</u>	<u>Page</u>	<u>DocType</u>					
0773	399	Misc/Amend					
Michael Miller, Register Charleston County, SC							

MAKER:			# of Sats:	# of Pages: # of References:		4
EAST EDISTO CONSERVANCY			<u> </u>			
		Note:		Recording Fee	\$	10.00
RECIPIENT:		-		Extra Reference Cost	\$	-
NA				Extra Pages	\$	-
	<del></del>			Postage	\$	
Original Book:	Original Page:			Chattel	\$	-
0533	098			TOTAL	\$	10.00
				DRAWER	Dra	awer 3



0773 Book



399 Page



01/22/2019 Recorded Date



**ECP** 

4 # Pgs



0533 Original Book



098 Original Page



Doc Type



**CLERK** 

13:40:10 **Recorded Time**