

FILED
GREENVILLE, SC

2004 OCT -1 A 9 54

JUDY G. HIX
REGISTER OF DEEDS

STATE OF SOUTH CAROLINA
COUNTY OF GREENVILLE

SUPPLEMENT TO DECLARATION OF
COVENANTS, CONDITIONS AND RESTRICTIONS
FOR HADLEY PARK

THIS SUPPLEMENT TO DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS FOR HADLEY PARK ("Supplement to Declaration") is made and entered into this ~~15th~~ ^{1st} day of ~~September~~ ^{October}, 2004, by PACE DEVELOPMENT GROUP, INC., a North Carolina corporation ("Declarant").

WITNESSETH:

WHEREAS, Declarant is the Declarant under that certain Declaration of Covenants, Conditions and Restrictions for Hadley Commons dated May 30, 2002, recorded in Book 1996, Page 1760, as amended by First Amendment to Declaration of Covenants, Conditions and Restrictions for Hadley Commons recorded in Book 2012, Page 1291, all in the Office of the Greenville County Public Registry (the "Declaration") (all capitalized terms not otherwise defined in this Supplement to Declaration shall have the same meaning as in the Declaration);

WHEREAS, the property currently subject to and affected by the Declaration is shown on that subdivision plat recorded in Map Book 45-G, Page 100, and re-recorded in Map Book 46-C, Page 54, of the Greenville County Public Registry;

WHEREAS, in accordance with Article I, Section Two of the Declaration, Declarant may cause additional land to be made subject to the terms and scheme of the Declaration by filing a supplement to the Declaration in the Office of the Greenville County Public Registry containing a description of said additional land; and

WHEREAS, Declarant desires to supplement the Declaration to subject that certain property (the "Additional Property") located in Greenville County, South Carolina, as shown on the map (the "Additional Property Map") recorded in Map Book 48V at Page 98, of the Greenville County Public Registry to the terms and scheme of the Declaration; and

NOW, THEREFORE, pursuant to Article I, Section Two of the Declaration, Declarant, by this Supplement to Declaration, does hereby supplement the Declaration as follows:

1. Additional Property. In accordance with Article I, Section Two of the Declaration, Declarant does hereby declare that the Additional Property is and shall hereafter be held, used,

mail to

2095327.01 LIB:

Drawn by: Pace Development Group, Inc.

Mail to: Pace Development Group, Inc., 6719C Fairview Road, Charlotte NC 28210

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transferred, mortgaged, sold, conveyed and occupied subject to the Declaration and the covenants, conditions, restrictions, easements, charges and liens set forth in the Declaration (as same has been and may further be amended or supplemented from time to time), all of which shall run with the title to the Additional Property and be binding upon all parties owning any right, title or interest in and to such Additional Property or any part thereof, their heirs, successors and assigns, and shall inure to the benefit of each owner thereof.

2. Lots. Each of the separately numbered plots of land shown upon the Additional Property Map is a Lot. As is set forth in the Declaration, it is currently contemplated that Declarant or Builder will file subsequent subdivision maps showing the final and exact dimensions of the Lots reflecting the as-built locations of the townhome dwellings located thereon. Anything set forth in the Declaration or in this Supplement to Declaration to the contrary notwithstanding, Declarant or Builder may file such as-built subdivision maps, and the final configurations of the Lots shall be as shown on any such as-built subdivision maps that are recorded in the County Public Registry.

3. Common Area. All portions of the Additional Property designated on the Additional Property Map as "common open space," "common area," "COS," or similar designation, are Common Area.

Except as expressly provided herein, all covenants, conditions, restrictions, and easements established by and contained in the Declaration shall remain unchanged and in full force and effect.

IN WITNESS WHEREOF, Declarant has caused this Supplement to Declaration to be executed the day, month and year first above written.

"Declarant":

WITNESS:

Jude P. Kuzi
Mary J. Strider

PACE DEVELOPMENT GROUP, INC.,
a North Carolina corporation

By: R. Stephen Pace
R. Stephen Pace, President

STATE OF NORTH CAROLINA
COUNTY OF MECKLENBURG

I, Charlene S. Flack, a Notary Public for said County and State, do hereby certify that R. Stephen Pace personally came before me this day and acknowledged that he is President of **PACE DEVELOPMENT GROUP, INC.**, a North Carolina corporation, and that he, as President, being authorized to do so, executed the foregoing instrument on behalf of the corporation.

Witness my hand and official stamp or seal this 15th day of September, 2004.

My Commission Expires: September 10, 2006
[NOTARIAL SEAL]

Charlene S. Flack
NOTARY PUBLIC

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COUNTY SC R.O.D. OFFICE AT 09:54 AM
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Judy A. Hill