



BP0014871

RMC BK 0014 Pg 871 : pg 1 *

After recording, please return to:

Please cross-reference to Declaration recorded at:

Gray B. Taylor
Buist Byars & Taylor, LLC
652 Coleman Blvd., Ste 200
Mount Pleasant, SC 29464

Book V573, Page 762
Book U611, Page 848
Book J642, Page 433 and
Book N654, Page 174

STATE OF SOUTH CAROLINA)
)
)
)
)
)
COUNTY OF CHARLESTON)

FOURTH SUPPLEMENTAL DECLARATION
TO AMENDED AND RESTATED
DECLARATION OF COVENANTS,
RESTRICTIONS AND EASEMENTS FOR
CAROLINA BAY

THIS FOURTH SUPPLEMENTAL DECLARATION TO AMENDED AND RESTATED DECLARATION OF COVENANTS, RESTRICTIONS AND EASEMENTS FOR CAROLINA BAY (this "Fourth Supplemental Declaration") is made this 9th day of October, 2008, by Centex Homes, a Nevada general partnership (the "Declarant").

WITNESSETH

WHEREAS, the Declarant executed that certain Declaration of Covenants, Restrictions and Easements for Carolina Bay (the "Original Declaration), which was recorded in the RMC Office for Charleston County, South Carolina, on February 7, 2006, in Book V573, Page 762, restricting certain real property located in the City of Charleston, in Charleston County, South Carolina and being more particularly described in Exhibit A to the Declaration (the "Property"); and

WHEREAS, the Declarant subsequently amended and restated the Original Declaration by executing that certain Amended and Restated Declaration of Covenants, Restrictions and Easements for Carolina Bay (together with the Original Declaration, the "Declaration"), which was recorded in the RMC Office for Charleston County, South Carolina, on January 11, 2007, in Book U611, Page 848; and

WHEREAS, pursuant to the terms of Section A of Article 12 of the Declaration, the Declarant may annex certain Additional Property (as defined in the Declaration) at any time, with or without the prior approval or joinder of the Association, the Residential Owners or any other Person, by recording a supplementary declaration in the RMC Office for Charleston County extending the operation and effect of the Declaration to said Additional Property; and

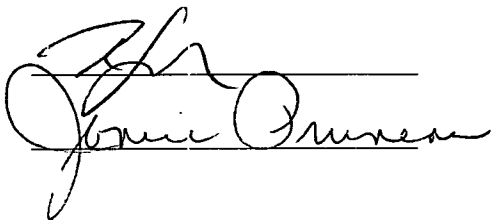
WHEREAS, the Declarant now desires to annex as Additional Property certain property being more particularly described in Exhibit A attached hereto (the "Property") and to subject the same the Declaration by executing and recording this Fourth Supplemental Declaration.

NOW THEREFORE KNOW ALL MEN BY THESE PRESENTS THAT CENTEX HOMES, as Declarant does hereby declare the Property described on Exhibit A attached hereto shall hereafter be owned, held, used, enjoyed and conveyed subject to the terms of the

Declaration, as amended or as may be further amended from time to time, which shall run with the title to all said Property and shall be binding upon all Persons having any right, title or interest in such Property, their heirs, successors, successors-in-title and assigns.

IN WITNESS WHEREOF, Declarant has signed this Fourth Supplemental Declaration this 9th day of October, 2008.

WITNESSES AS TO DECLARANT:



DECLARANT:

CENTEX HOMES, a Nevada general partnership

By: Centex Real Estate Corporation,
a Nevada corporation

Its: Managing General Partner



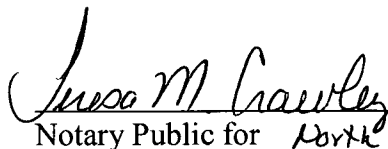
By: William N. Cutler

Its: Division President

STATE OF North CAROLINA)

COUNTY OF Mecklenburg)

The foregoing instrument was acknowledged before me, this 8th day of October, 2008, by William N. Cutler, Division President of Centex Real Estate Corporation, a Nevada corporation, the Managing General Partner of Centex Homes, a Nevada general partnership.

 (SEAL)
Notary Public for North Carolina

My Commission Expires: 10-25-10

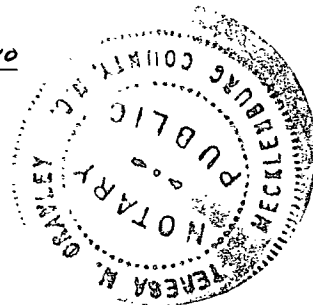


Exhibit "A"

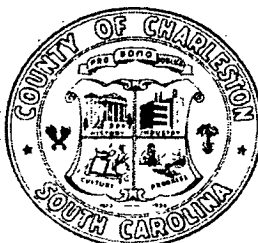
ALL that piece, parcel or lot of land, situate, lying and being in Charleston County, South Carolina, containing 15.471 acres, more or less, and shown as "TRACT D-1A 673,913.84 S.F. 15.471 AC. (FUTURE PHASE 7A)" on a plat thereof entitled "PLAT SHOWING THE COMBINATION TMS 307-05-00-198, PROPERTY OF CENTEX HOMES A NEVADA GENERAL PARTNERSHIP, AND A PORTION OF AREA 4, PROPERTY OF KIAWAH RACCOON RUN, LLC, TO FORM TRACT D-1A (15.471 AC.), AND THE COMBINATION OF TMS 307-10-00-073, TMS 307-10-00-075, PROPERTY OF CENTEX HOMES, A NEVADA GENERAL PARTNERSHIP, TO FORM TRACT D-1B (1.219 AC.), LOCATED IN ST. ANDREWS PARISH, CITY OF CHARLESTON, CHARLESTON COUNTY, SOUTH CAROLINA." prepared by Stantec Consulting Services, Inc., dated September 30, 2008 and recorded October 6, 2008 in Book L08 at Pages 0098 and 0099, Charleston County RMC Office; said parcel having such size, shape, location, buttings and boundings as are more particularly shown on said plat.

SAVING AND EXCEPTING all that piece, parcel or lot of land, situate, lying and being in Charleston County, South Carolina, containing .111 acres, more or less, and shown as "RESIDUAL OF AREA 5 TO BE ADDED TO TRACT D-1A 4,832.24 S.F. 0.111 AC. (SEE NOTE 9) TMS 307-05-00-198" on a plat thereof entitled "PLAT SHOWING THE COMBINATION TMS 307-05-00-198, PROPERTY OF CENTEX HOMES A NEVADA GENERAL PARTNERSHIP, AND A PORTION OF AREA 4, PROPERTY OF KIAWAH RACCOON RUN, LLC, TO FORM TRACT D-1A (15.471 AC.), AND THE COMBINATION OF TMS 307-10-00-073, TMS 307-10-00-075, PROPERTY OF CENTEX HOMES, A NEVADA GENERAL PARTNERSHIP, TO FORM TRACT D-1B (1.219 AC.), LOCATED IN ST. ANDREWS PARISH, CITY OF CHARLESTON, CHARLESTON COUNTY, SOUTH CAROLINA." prepared by Stantec Consulting Services, Inc., dated September 30, 2008 and recorded October 6, 2008 in Book L08 at Pages 0098 and 0099, Charleston County RMC Office; said parcel having such size, shape, location, buttings and boundings as are more particularly shown on said plat.

Portion of TMS No.: 307-00-00-004

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Charlie Lybrand, Register Charleston County, SC		

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MAKER:

CENTEX HOMES

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