

STATE OF SOUTH CAROLINA )  
                                  )  
COUNTY OF BEAUFORT      )

AMENDMENT TO THE DECLARATION  
OF COVENANTS AND RESTRICTIONS  
FOR NIGHT HERON AND THE NIGHT  
HERON OWNERS' ASSOCIATION, INC.

WHEREAS, the Declaration of Covenants and Restrictions for Night Heron and The Night Heron Owners' Association, Inc., are recorded in the Office of the Clerk of Court for Beaufort County, South Carolina, in Deed Book 240 at Page 1671; and

WHEREAS, the Owners Association at the last duly constituted meeting held for such purpose, which was held on Feb. 21, 1983, did approve submitting this Amendment to the Owners; and

WHEREAS, subsequent approval of this Amendment, with the requisite approval of the Owners representing at least three-fourths of the Owners was obtained;

NOW, THEREFORE the Declaration of Covenants and Restrictions are hereby amended by the addition of the following article:

The use or establishment of time sharing, time interval ownership or time-sharing lease agreements, as described in definitions 9 and 10 of Section 27-32-10 of the Code of Laws of South Carolina (1976), as amended shall be prohibited within any of the units of this Association.

The Association has caused these Presents to be executed in its name by its duly authorized managing agent on this day of June , 1983.

IN WITNESS WHEREOF, Sea Pines Regime Management has set its hand and seal as the duly constituted managing agent of the Association on the date above mentioned.

WITNESSES:

Judith L. ...  
Norm A. ...

SEA PINES REGIME MANAGEMENT  
James A. Warren  
James A. Warren, Vice President

FILED IN DEED BOOK 240 PAGE 1671  
FILED AT BEAUFORT SOUTH CAROLINA

STATE OF SOUTH CAROLINA )  
 ) PRO B A T E  
COUNTY OF BEAUFORT )

PERSONALLY appeared before me Judith Burns  
and made oath that (s)he saw the within James A. Warren, Vice  
President of Sea Pines Regime Management, sign, seal and as  
his free act and deed, deliver the within written instrument,  
and that (s)he with Nancy C. Gorsuch witnessed the execu-  
tion thereof.

SWORN TO before me this 13<sup>th</sup> Judith Burns  
day of June, 1983.

Nancy C. Gorsuch  
Notary Public for South Carolina  
My Commission expires: 8/6/89

STATE OF SOUTH CAROLINA )  
 ) A F F I D A V I T  
COUNTY OF BEAUFORT )

PERSONALLY appeared before me, James A. Warren, Vice  
President, Sea Pines Regime Management, who, being duly sworn,  
deposes and says:

That he is the duly constituted manager of Night  
Heron and the Night Heron Owners' Association, Inc.,

That on Feb. 21, 1983, he was requested by the  
Association Officers, following the Owners Association annual  
meeting, to solicit a response of all Owners indicating their  
approval of the attached time-sharing prohibiting Amendment to  
the Declaration of Covenants and Restrictions;

That a majority approval of the Owners representing  
at least three-fourths of the Owners was obtained and such in  
on record at his office;

That he, as the duly constituted manager of Night  
Heron and Night Heron Owners' Association, Inc., was requested  
to prepare and file of record this Amendment to the Declaration  
of Covenants and Restrictions.

SWORN TO before me this 13<sup>th</sup>  
day of June, 1983.

Nancy C. Gorsuch  
Notary Public for South Carolina  
My Commission expires: 8/6/89

James A. Warren  
James A. Warren, Vice President  
FILED IN DEED - 10 BOOK 370 PAGE 1451  
FILED AT 12:00:00 PM 06/21/83  
BOOK NUMBER 370 PAGES 1450-1451  
FILING FEE 4.00  
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COUNTY STAMPS .30  
TOTAL FEES 4.55

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NEWRY JOHNSON  
CLERK OF COURT SPT OF THE SC

Moorehouse