

FIFTH AMENDMENT OF THE BYLAWS OF SCHIEVELING PLANTATION

HOMEOWNER'S ASSOCIATION, INC.

THIS FIFTH AMENDMENT TO THE BYLAWS OF SCHIEVELING PLANTATION HOMEOWNER'S ASSOCIATION, INC., is made this 17th day of August, 2007, by Schieveling Plantation Homeowner's Association, Inc., hereinafter sometimes called "HOA".

WITNESSETH:

WHEREAS, HOA hereby makes this Fifth Amendment of the Bylaws of Schieveling Plantation Homeowner's Association, Inc. as is hereinafter set forth; and

WHEREAS, the Bylaws of Schieveling Plantation Homeowner's Association recorded in the RMC Office For Charleston County in Book V351 at Page 151 recorded in July 25, 2000 shall remain in full force and effect, except to the extent modified herein or in the First Amendment recorded August 10, 2000, in Charleston County RMC Office in Book V352, Page 564 or the Second Amendment of the Bylaws of Schieveling Plantation of Schieveling Plantation Homeowner's Association, Inc. recorded October 31, 2001 in the Charleston County RMC Office in Book R386, Page 6 and re-recorded January 15, 2002 in Book A394, Page 820 or the Third Amendment of the Bylaws of Schieveling Plantation Homeowner's Association, Inc. recorded June 27, 2002 in the Charleston County RMC Office in Book O410, Page 675 or the Fourth Amendment of the Bylaws of Schieveling Plantation Homeowner's Association, Inc. recorded August 17, 2007 in the Charleston County RMC Office in Book C636, Page 739.

The following amendments are hereby made:

ARTICLE V

Section 4. **Special Assessments** In addition to the annual assessment authorized by Section 2 of this Article, The Association may levy in any assessment year a special assessment, provided that any such special assessment shall have the assent of two-thirds of each class of members who are voting in person at a meeting duly called for this purpose. Upon the initial sale, and any subsequent resale, of each Lot, there shall be collected from the Buyer at closing the sum of \$150.00 as a contribution toward the capitalization fund. This requirement does not apply to Builders when they act as Buyers of lots that do not yet have homes built upon them.

In all other respects the Bylaws of Schieveling Plantation Homeowner's Association recorded in the RMC Office For Charleston County in Book V351 at Page 151 recorded July 25, 2000 shall remain in full force and effect, except to the extent modified herein or to the extent modified in the First Amendment of the Bylaws of Schieveling Plantation Homeowner's Association, Inc. recorded August 10, 2000 in the Charleston County RMC Office in Book V352, Page 564 or the Second Amendment of the Bylaws of Schieveling Plantation Homeowner's Association, Inc. recorded October 31, 2001 in the Charleston County RMC Office in Book R386, Page 6 and re-recorded January 15, 2002 in Book A394, Page 820 or the Third Amendment of the Bylaws of Schieveling Plantation Homeowner's Association, Inc. recorded June 27, 2002 in the Charleston County RMC Office in Book O410, Page 675 or the Fourth Amendment of the Bylaws of Schieveling Plantation Homeowner's Association, Inc. recorded August 17, 2007 in the Charleston County RMC Office in Book C636, Page 739.

WITNESSES

Robert L. Jones
[Signature]

SCHIEVELING PLANTATION
HOMEOWNER'S ASSOCIATION, INC:

By: Wendy C. Ketchum
WENDY C. KETCHUM
President: Schieveling Plantation HOA, Inc.

EXHIBIT "A"

ALL that property situate, lying and being in the City of Charleston, County of Charleston, State of South Carolina, located in St Andrews Parish and shown on the plats entitled "PLAT SHOWING: THE SUBDIVISION OF TMS NO. 358-00-00-006 INTO SCHIEVELING PLANTATION PHASE I, LOTS 105-140; PARCELS A, C-F, P, S AND T; NEW RIGHTS-OF-WAY; AND TRACT A2B RESIDUAL, PROPERTY OWNED BY SCHIEVELING PLANTATION DEVELOPMENT, LLC, LOCATED IN THE CITY OF CHARLESTON, CHARLESTON COUNTY, SOUTH CAROLINA", by HOFFMAN LESTER ASSOCIATES, INC. dated May 25, 2000 and recorded in Plat Book EE, at Pages 137-138 in the RMC office for Charleston County on July 14, 2000, AND "PLAT SHOWING: THE SUBDIVISION OF **TMS NO. 358-00-00-006 INTO** SCHIEVELING PLANTATION PHASES II-IV AND VII, LOTS 1-36, 38^6, AND 48-59; PARCELS H, I, AND Q; NEW RIGHTS-OF-WAY; AND TRACT A2B RESIDUAL, AND THE ADJUSTMENT OF THE PROPERTY LINE BETWEEN PARCEL P AND TRACT A2B RESIDUAL, PROPERTY OWNED BY SCHIEVELING PLANTATION DEVELOPMENT, LLC, LOCATED DM THE CITY OF CHARLESTON. CHARLESTON COUNTY, SOUTH CAROLINA.", by HOFFMAN LESTER ASSOCIATES, INC. dated June 14, 2001 and recorded in Plat Book EE, at Pages 980-981 in the RMC office for Charleston County, AND "FINAL PLAT SHOWING: THE SUBDIVISION OF TMS NO. 358-00-00-006 INTO SCHIEVELING PLANTATION PHASES V AND VI, LOTS 60-74 AND 76-104, PARCELS B, G, J, K, L, M, N, O AND R; NEW RIGHTS-OF-WAY; AND TRACT A2B RESIDUAL, PROPERTY OWNED BY SCHIEVELING PLANTATION DEVELOPMENT, LLC, LOCATED IN THE CITY OF CHARLESTON, CHARLESTON COUNTY, SOUTH CAROLINA" by HLA, Inc. dated January 28, 2002, and recorded in Plat Book EF, at Pages 480-481 in the RMC Office for Charleston County. Said plats are incorporated herein by reference and are hereinafter called the "Plats." It is the intent of the declarant to subject all property in the Schieveling Plantation subdivision to these Restrictive Covenants.

This being the property conveyed to SCHIEVELING PLANTATION DEVELOPMENT, L.L.C. by deed of Nancy J. Leckner dated February 8, 1999 and recorded February 9, 1999 in Book Y319 at Page 410 in die RMC Office for Charleston County, South Carolina and by deed of Henry A. Molony, Wendy H. Molony and Mark C. Hunt dated September 23, 1999 and recorded in the RMC Office for Charleston County in Book J335 at Page 785 on October 5, **1999**

TMS #358-00-00-006