BEAUFORT COUNTY TAX MAP REFERENCE	
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STATE OF SOUTH CAROLINA)	64
COUNTY OF BEAUFORT)	
COLLEGE INVESTMENTS OF S.C., INC.) a South Carolina Corporation	
\	FOURTH AMENDMENT TO MASTER DEED OF TREETOPS HORIZONTAL
TO	PROPERTY REGIME (Phase IIe)
TREETOPS HORIZONTAL PROPERTY) REGIME)	(chase fie)

WHEREAS, on the 14th day of December, 1983, Treetops Limited Partnership, a South Carolina Limited Partnership executed a certain Master Deed establishing the Treetops Horizontal Property Regime, which Master Deed was recorded on the 19th day of December, 1983, in Deed Book 384 at Page 259, and subsequently re-recorded on the 12th day of December, 1983, in Deed Book 385, at Page 107, and subsequently re-recorded on the 3rd day of February, 1984, in Deed Book 387 at Page 1111, et seq.; and

WHEREAS, the said Treetops Limited Partnership, as Sponsor, filed an Amendment to Master Deed dated September 10, 1984, (FIRST AMENDMENT) which Amendment was recorded in the RMC Office for Beaufort County, South Carolina, in Deed Book 412 at Page 1148; and,

WHEREAS, the said Master Deed reserved the right at the sole option of the named Sponsor, its successors, grantees or assigns, that the project could be divided into a number of phases being activated by the aforementioned Master Deed with the provision that these future phases of said property could be made part of the Treetops Horizontal Property Regime at the election of the Sponsor and upon the filing of Amendments submitting said property to said Regime; and,

WHEREAS, the future phase property was described on Exhibit "F" to the original Master Deed; and,

WHEREAS, said future phase property was subsequently acquired by Treetops II Partnership, a South Carolina Joint Venture, said conveyance evidenced by deeds dated April 25, 1985, and recorded May 2, 1985, in Deed Book 418 at Page 1361, and Deed Book 418 at Page 1368 and all of the rights reserved under the aforementioned Master Deed were assigned by Treetops Limited Partnership to Treetops II Partnership; and,

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WHEREAS, the said Treetops II Partnership filed a Second Amendment to Master Deed which had the effect of adding Phase IIabc, which Second Amendment was filed of record in the RMC Office for Beaufort County, South Carolina, on January 9, 1986, in Deed Book 438 at Page 1616; and,

WHEREAS, the aforementioned Treetops II Partnership, a South Carolina Joint Venture was dissolved by virtue of one of its Partners, COLLEGE INVESTMENTS OF S.C., INC., acquiring the Partnership interest of the other Partner, THE DELTA GROUP, said dissolution and merger reflected by virtue of that certain document recorded in the Register of Mesne Conveyances for Beaufort County, South Carolina in Partnership Book 11 at Page 1589; and,

WHEREAS, COLLEGE INVESTMENTS OF S.C., INC. is the successor and assign of Treetops II Partnership which in turn was the successor and assign of the Treetops Limited Partnership, the original Sponsor under the aforementioned Master Deed and the said COLLEGE INVESTMENTS OF S.C., INC., is the Sponsor herein.

WHEREAS, the within Sponsor filed a Third Amendment to Master Deed dated effective March 18, 1987, which Third Amendment was filed of record in the RMC Office for Beaufort County, South Carolina, on March 26, 1987, in Deed Book 473 at Page 1160, as amended by Technical Correction to Third Amendment filed on April 6, 1987, in Deed Book 474 at Page 131, which Third Amendment had the effect of adding Phase IId; and,

NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS that COLLEGE INVESTMENTS OF S.C., INC., with its principal offices on Hilton Head Island, South Carolina, hereinafter referred to as "Sponsor", does hereby declare:

 RECITALS: The hereinabove recitals are hereby incorporated by reference in this Amendment.

2. GENERAL NARRATIVE:

(a) Reference is made to the general narrative description contained in Section 2 of the Second Amendment to Master Deed dated December 27, 1985, and recorded January 6, 1986, in Deed Book 438 at Page 1616, which Second Amendment is incorporated by reference herein. Since the filing of the Second Amendment, additional planning and permitting has taken place by the Sponsor herein, and its predecessors, with respect to site design, land planning and building design for future phases of the Treetops Horizontal Property Regime. This Third Amendment has for its purpose to add the six (6) Apartments constructed in one (1) Building of a modified construction type as the previous Phases. Sponsor expressly ratifies the reservation rights for modification to the floor plans, site layout and design for future phases and sub-phases, both in Phase II, Phase III and Phase IV. It is likely that the total number of Apartments to be

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constructed in these future phases will be different than the number referenced in the aforementioned Second Amendment, but in no event will the total number be larger. The phasing schedule which was referenced in the Second Amendment as a proposed construction phasing schedule, will likewise be modified based upon current plans of the Sponsor herein. The intent, however, is that there will still be a sub-phasing schedule for the remaining Apartments to be developed in Phases II, III and IV. More specific detail as to sub-phases within those Phases II, III and IV will be provided in subsequent Amendments.

- (b) Notwithstanding the above, it may be possible to combine certain sub-stages of an overall phase. In other words, the timing of construction of the respective sub-stages might be close enough that where two or more sub-stages would be combined into a single amendment. Such was the situation in the previous Amendment where sub-phases IIa, IIb and IIc were combined and designated "Phase IIabc". As this current sub-phase only involves one (1) building and six (6) Apartments, it will be designated herein as "Phase IIe". For purposes of the Horizontal Property Act and future descriptions of Apartments within Treetops Horizontal Property Regime, the designation of the sub-phase will not be utilized. Therefore, a typical Apartment would be known, by way of legal description, as "Apartment ____, Phase II, Treetops Horizontal Property Regime". These Apartments will be numbered numerically and there will be no duplication of Apartment Numbers within all of the phases.
- (c) In addition to the modification of the site layout and total number of Apartments as described in the Second Amendment referenced above, Sponsor has modified the floor plans for this Phase IIe. The architect for the Phase IIe and subsequent phase Apartments is Dolphin Corporation, Architectural Design Group, G. Wayne Windham, Architect, S.C. Reg. No.2740. Accordingly, a full set of floor plans and walk through descriptions of the Apartments for Phase IIe is attached to this Fourth Amendment to Master Deed. Further modifications will be noted in future Amendments.
- 3. CREATION PHASE IIe. Sponsor does hereby elect to exercise and does hereby exercise the options and rights hereinabove referred to and more particularly set forth in the recorded Master Deed of the Treetops Horizontal Property Regime, to amend said Master Deed to include the Phase IIe property more particularly described and set forth in Exhibit "A" hereto, as a part of the Treetops Horizontal Property Regime in such a way that the said Treetops Horizontal Property Regime shall be composed of the property formerly designated as Phase I, the property designated as Phase IIabc, and Phase IId and the within property designated as Phase IIe. Effective upon the filing of this Amendment, the property included in the Treetops Horizontal Property Regime shall be as described in Exhibit "B" hereto which description includes the Phase I, Phase IIabc, Phase IId and Phase IIe properties.

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- 4. LAND: Sponsor is the sole owner of the land described in Exhibit "A" herein, which land is shown on a plat thereof, said plat being designated as Exhibit "C" and being attached hereto and made a part hereof and being recorded in the RMC Office for Beaufort County, South Carolina, in Plat Book 34 at Page 97.
- 5. PHASE IIE PROPERTY; REGIME: Sponsor does hereby, by duly executing this Amendment to the Master Deed of the Treetops Horizontal Property Regime, submit the land referred to in Paragraph 4, together with the building and improvements erected thereon, and all easements, rights and appurtenances belonging thereto (hereinafter referred to as the "Property") to the provisions of the Master Deed for the Treetops Horizontal Property Regime and the provisions of the Horizontal Property Act of the State of South Carolina, and does hereby state that it proposes to make the property a part of the Treetops Horizontal Property Regime to be governed by the provisions of the aforementioned Master Deed and the provisions of Horizontal Property Act of South Carolina.
- 6. IMPROVEMENTS: The improvements constructed on and forming a part of the Property are constructed in accordance with the plot plan and floor plans identified as Exhibit "C" and Exhibit "D" attached hereto and made a part hereof. Exhibit "C" consists of an "as built" survey of the Property prepared by Sea Island Engineering, Inc., Richard W. Hamilton, R.L.S. (S.C.) #9759. Exhibit "D" plans are prepared and certified by Dolphin Corporation, Architectural Design Group, G. Wayne Windham, Architect, S.C. Reg. No.2740. These Exhibit "D" plans are a variation from the plans filed with the Second and Third Amendments. Also attached to this Amendment as Exhibit "E" is a certificate that the buildings constructed on the Property, and specifically the buildings added to the Regime by this Amendment, were constructed substantially in accordance with said plans.

7. APARTMENTS/BOUNDARIES:

(a) General Description. The property within Phase IIe which is being added to and combined with the Phase I, Phase IIabc and Phase IId property of Treetops Horizontal Property Regime includes one (1) building containing a total of six (6) individual dwelling units (hereinafter referred to as "Apartments") all of which are to be used for residential purposes. The Apartments are capable of individual utilization on account of having their own exits to the common elements of the Property, and a particular and exclusive property right thereto, and also an undivided interest in the general and limited common elements of the property, as set forth in the recorded Master Deed and as hereinafter set forth, necessary for their adequate use and enjoyment (hereinafter referred to as "Common Elements"), all of the above in accordance with the Horizontal Property Act of South Carolina.

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(b) Boundaries:

The boundaries for the Phase IIe Apartments are generally as described in Section 7(b) of the Second Amendment to Master Deed recorded in Deed Book 438 at Page 1616, et seq., which is incorporated by reference herein. It is noted that the Phase IIe Apartments do have an attic in which are located certain of the mechanical systems servicing the Apartment.

- 8. ACREAGE (This Phase): That the Property comprising Phase IIe and being hereby added to the Property of the Treetops Horizontal Property Regime has a total of 1.770 acres, of which approximately 6,210 square feet will constitute and be occupied by Apartments and a total of approximately 70,897 square feet will constitute the remainder of the common elements.
- 9. TOTAL ACREAGE (Combined): That the total property of the Treetops Horizontal Property Regime, subsequent to the filing of this Amendment and including the Phase I, Phase IIabc, Phase IId and Phase IIe property, has a total of 11.189 acres of which approximately 70,605 square feet will constitute Apartments and of the common elements.
- 10. APARTMENT TYPES: As compared to the six (6) types of Apartments in Phase IIabc, there are four (4) basic types of Apartments in Phase IIe of the Treetops Horizontal Property Regime, to wit, a Type A, Type B, Type C and Type D, all of those being particularly described in Exhibit "F" attached hereto and made a part hereof.

The specific Apartments in Phase IIe are as follows:

Phase IIe	Apt.	Туре
(<u>Bldg.</u>)	700 1	TAPE
<u> </u>	7002	В
	7003	D T
	7004	B
	7005	C
	7006	Δ

The buildings and Apartment types for subsequent stages of Phase II and future phases of Treetops Horizontal Property Regime, if applicable, may vary from the Apartment types in Phase IIabc, Phase IId and Phase IIe as described herein and in the Second Amendment.

- 11. COMMON ELEMENTS. The Common Elements of the Phase IIe Property will be as follows:
 - (a) The General Common Elements:

(1) The Property, excluding the limited common elements and the Apartments, and including, but not limited to the land on which the Apartments are constructed, the foundations,

Fourth Amendment to Master Deed Treetops Horizontal
Property Regime - Page 5

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roofs, exterior siding, fascia, sheathing, perimeter walls, walls and partitions separating units, load-bearing columns, slabs, foundation cross beams, stairway and stair towers, halls, corridors, lobbies, mechanical and equipment rooms, trash chutes, mail box areas, floors separating Apartments, mechanical chases, pipes, wires, conduits, air ducts, and public utility lines located within slabs or elsewhere in the building other than within the Apartment boundary as described in the Second Amendment to Master Deed, referenced above in Paragraph 7(b), including the space actually occupied by the above.

- (2) All parking areas, street signs, storm drainage, guttering, retaining walls located on the Property.
- (3) All roads, ramps, walkways, all stairs, paths, trees, shrubs, yards, (except such as are designated as limited common elements) the tennis court as depicted on the Exhibit "C" plat, gardens, etc., and related equipment appurtenant thereto;
- (4) All installations outside of the Apartments for services such as power, light, natural gas, telephone, television, water and other similar utilities.
- (5) All sewer, drainage and irrigation pipes, excluding those which are the property of the utility district or company.
- (6) Such easements as described in Exhibit "A" to this Amendment and those easements through the Apartments for conduits, pipes, ducts, plumbing, wiring and other facilities for the furnishing of utility services to Apartments, general common elements and limited common elements and easements for access, maintenance, repair, reconstruction or replacement of structural members, equipment, installations and appurtenances, and for all other services necessary or convenient to the existence, maintenance, safety and use of the property, whether or not such easements are erected during construction of the condominium property or during re-construction of all or any part thereof, except such easements as may be defined as "Limited Common Elements".
- (7) All areas not designated as a limited common element and not described as lying within the boundary of an Apartment as described in the Second Amendment to Master Deed referenced above in Paragraph 7(b), and all other elements of the Property constructed or to be constructed on the Property, rationally of common use or necessary to the existence, upkeep and safety of the Property and in general all other devices or installations existing for common use.

(b) The Limited Common Elements:

(1) All terraces, decks, patios and balconies immediately adjacent to each Apartment or to which each Apartment has

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direct access from the interior thereof as shown on the floor plans and plot plans referenced above.

- (c) <u>Combined Common Elements</u>. That the Common Elements of the property, both General and Limited, and including Phase I, Phase IIabc, Phase IId and Phase IIe property, shall be as set forth in the Master Deed establishing the Treetops Horizontal Property Regime, and as set forth hereinabove in Paragraphs 11(a) and 11(b).
- (d) Parking Facilities. The parking facilities within the General Common Elements shall consist of approximately 57,462 square feet in the Phase I property, 11,510 square feet in the Phase IIabc property, and 6,594 square feet in the Phase IId property, and 27,125 square feet in the Phase IIe Property, with a total of 102,691 square feet of parking in the Regime subsequent to the execution and recording of this Amendment.
- 12. PERCENTAGE OF INTEREST IN APARTMENTS: The percentage of title and interest appurtenant to each Apartment and the Apartment Owner's title and interest in the common elements (both General and Limited) of the Property (Phase I, Phase IIabc, Phase IId and Phase IIe) of the Treetops Horizontal Property Regime and their share in the profits and common monthly expenses as well as proportionate representation for voting purposes in the meeting of the Treetops Owners' Association (hereinafter usually referred to as "Association") of the Regime is based upon the proportionate value of each Apartment to the value of the total Property (all Phases) as set forth in Exhibit "I" to the Master Deed establishing said Regime. Said percentages are likewise set forth in Exhibit "G" to this Amendment which is attached hereto and made a part hereof. The proportionate representation for voting purposes and the percentage of the undivided interests in the common elements (both General and Limited) provided in this paragraph and in Exhibit "G" hereto shall not be altered without the acquiescence of the co-owners representing all of the Apartments expressed in a duly recorded Amendment to this Master Deed for such Regime or by an Amendment filed by the Sponsor in accordance with the reservations set forth in the Master Deed.
- 13. NON-APPLICABILITY OF SECTION 27-31-410: It is noted that the original recorded Master Deed made reference to Section 27-31-410, et seq., of the Code of Laws of South Carolina 1976, as amended, and that reference was made to certain engineer's report and other exhibits attached to the Master Deed in compliance with those statutory sections which concern conversion requirements. It is noted by Sponsor that as Phase IIe (and all subsequent phases) will be new construction, this statutory section is inapplicable for Phase IIe and subsequent phases.
- 14. REAFFIRMATION OF MASTER DEED PROVISIONS: As the sole purpose of this Amendment is to add the Phase IIe property to the Treetops Horizontal Property Regime so as to make it an integral part of said Regime, and to describe the process by which

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additional phases are to be added to the Regime pursuant to Sponsor's development plan, all provisions of the Master Deed establishing the Treetops Horizontal Property Regime as recorded in the RMC Office for Beaufort County, South Carolina, which are not modified herein are expressly incorporated into and reaffirmed by this Amendment in the same manner as if the same were expressly set forth herein. This Amendment is intended to comply with the provisions of the aforementioned Master Deed and the Horizontal Property Act of South Carolina. In case any of the provisions stated above conflict with the provisions of said statute, the provisions of said statute shall control. The provisions hereof shall be deemed independent and severable, and the invalidity in whole or in part of any section, sub-section, sentence, clause, phrase or word, or other provision of this Amendment shall not affect the validity or enforceability of the remaining portions thereof and in such event, all of the other provisions of the Amendment shall continue in full force and effect as if such invalid provision had never been included therein.

IN WITNESS WHEREOF, COLLEGE INVESTMENTS OF S.C., INC., a South Carolina Corporation, has caused these presents to be executed this part day of July, in the year of Our Lord one thousand nine hundred eighty-seven and in the two hundred and fuelve year of the Sovereignty and Independence of the United States of America.

SIGNED, SEALED AND DELIVERED IN THE PRESENCE OF:

COLLEGE INVESTMENTS OF S.C.,

Magnite Backer

By: A Bary Bulliam

Attest: Edward & Dume

BETHEA, JORDAN & GRIFFIN, P. A. ATTORNKYS AND COUNSELLORS AT LAW

STATE OF SOUTH CAROLINA

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COUNTY OF GREENVILLE

PROBATE

who, on oath, says that s/he saw the within named COLLEGE INVESTthe within Amendment, and the said Corporation, by said officers, seal
said Instrument, and, as its act and deed, deliver the same, and
that s/he with Mangarit Backer witnessed the execution
thereof.

Dans I Ilamon

SWORN to before me this 10th day of July, 1987.

Notary Public for South Carolina (L.S

My Commission Expires: 1.3.93

BETHEA, JORDAN & GRIFFIN, P. A. ATTORNEYS AND COUNSELLORS AT LAW

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INDEX OF EXHIBITS

FOURTH AMENDMENT TO MASTER DEED TREETOP HORIZONTAL PROPERTY REGIME PHASE IIe

EXHIBIT	DESCRIPTION
"A"	Description - Phase IIe Land
" В "	Real Property Description (Phase I, Phase IIabc, Phase IId and Phase IIe)
"C"	As-Built Survey (Phases I, IIabc, IId and IIe and subsequent Phases)
"D"	Floor Plans - Phase IIe
"E"	Certificate of Architect
#F#	Walk Through Description of Phase IIe Apartments
"G"	Percentage of Interest in Common Elements
"H"	Joinder of Mortgagee

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EXHIBIT "A" TO FOURTH AMENDMENT TO MASTER DEED

TREETOPS HORIZONTAL PROPERTY REGIME

LEGAL DESCRIPTION OF PHASE IIE PROPERTY AND EASEMENTS

All that certain piece, parcel or tract of land situate, lying and being on Hilton Head Island, Beaufort County, South Carolina, having and containing 1.770 acres, more or less, and being shown and described on a plat entitled "As Built Survey, Treetops Horizontal Property Regime, Phase IIe", said plat being dated July 15, 1987, said plat being prepared by Sea Island Engineering, Inc., Richard W. Hamilton, R.L.S. (S.C.) #9759 and being recorded in the R.M.C. Office for Beaufort County, South Carolina, in Plat Book 34 at Page 197. Said property is more particularly described as follows, to-wit:

Beginning at the concrete monument which marks the intersection of that certain 100' foot right-of-way known as Cordillo Parkway and that certain 100' foot right-of-way known as Lemoyne Avenue and proceeding from said point (Noted as "Point of Commencement" on said plat) S22°60'80"E for a distance of 367.61 feet to a point; thence proceeding S63°52'00"W for a distance of 75 feet to a point; thence proceeding N26°08'00"W for a distance of 100 feet to a point; thence proceeding S63°52'00"W for a distance of 73 feet to a point; thence proceeding N26°08'00"W for a distance of 151 feet to a point; thence proceeding S43°03'14"W for a distance of 86.95 feet to a point; thence proceeding S27°13'29"E for a distance of 136.00 feet to a point; thence proceeding S11°13'18"E for a distance of 87.10 feet to a point; thence proceeding S67°25'36"E for a distance of 77.78 feet to a point; thence proceeding S27°13'29"E for a distance of 109.46 feet to a point; thence proceeding S27°13'29"E for a distance of 109.46 feet to a point; thence proceeding N62°46'31"E for a distance of 50.21 to a point; thence proceeding S27°13'29"E for a distance of 117.25 feet to a point; thence proceeding N48°38'00"E for a distance of 310.36 feet to the point which marks the aforementioned Point of Commencement.

For a more detailed description as to the courses, metes, bounds and distances and location of the above described Phase IIe property, reference may be had to the above mentioned plat of record. In case of conflict, if any, between the above described metes and bounds, courses and distances description and the said plat of record, said plat shall be controlling.

SAVE AND EXCEPT THEREFROM, the right of ingress and egress unto the Sponsor herein, its successors, assigns and Grantees.

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FURTHER, SAVE AND EXCEPT THEREFROM, the right of ingress and egress over and across all roads and walkways shown on the above described plat of the Phase IIe property, said reservation being unto the Sponsor herein, its successors, assigns and Grantees.

FURTHER, SAVE AND EXCEPT THEREFROM, title to and ownership of all water and sewer lines located on said Parcel or hereafter installed thereon, together with all pipes, pumps, pumping stations, or other equipment or facilities located thereon, together with an easement to such lines, equipment or facilities to allow for the maintenance, repair or replacement of such lines, facilities or equipment or for the purpose of installing additional lines, equipment or facilities thereon from time to time.

FURTHER, Sponsor expressly reserves unto itself, its successors and assigns, the right to improve the Phase IIe property by clearing, constructing parking facilities and/or recreational amenities on the presently unimproved portions of the Phase IIe property, said recreational amenities and parking facilities to be utilized for the Phase IIe property and future phases of the Treetops Horizontal Property Regime, if applicable.

FURTHER, Sponsor expressly reserves unto itself, its successors and assigns, the right to install lines, equipment and facilities for utility and drainage purposes and to grant easements over the Phase IIe property for the installation of additional lines, equipment or facilities for utility and drainage purposes from time to time.

FURTHER, Sponsor expressly reserves unto itself, its successors and assigns, the right to erect and maintain signage on the Phase IIe Property at the corner of LeMoyne Avenue and Cordillo Parkway and in the internal roadways leading to the future phase property.

FURTHER, Sponsor expressly reserves unto itself, its successors and assigns, for a period not to exceed one (1) year from the recording of this Amendment, an easement for four (4) parking spaces to be designated by Sponsor adjacent to Building 7 for use by Sponsor, its employees, guests and invitees, in connection with Sponsor's sales models and administrative offices.

FURTHER, Sponsor does likewise reserve unto itself, its successors or assigns, the right to grant similar easements, as described hereinabove, in favor of, but not necessarily limited to, future phases of the Treetops Horizontal Property Regime over and across the Phase IIe property.

EASEMENTS:

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ALSO, a non-exclusive easement for the use of, ingress and egress on, over and through that overhead walkway with concrete walkway

below, including stair towers, located on the contiguous property as shown and depicted in the above mentioned plat of record.

The above property is submitted to the Treetops Horizontal Property Regime subject to all existing restrictions, covenants, conditions and easements of record in the R.M.C. Office for Beaufort County, South Carolina, including, but not necessarily limited to the following matters:

- (a) Beaufort County and Town of Hilton Head Island Real Property Taxes and special assessments, if any, for the year 1987 and subsequent years.
- (b) Covenants, rights, restrictions, conditions, easements, options and assessments as created or reserved in, or shown by instruments recorded in the R.M.C. Office for Beaufort County, including those as follows:
- (i) Declaration of Rights, Restrictions, Conditions, etc. which constitute Covenants Running with Certain Lands of The Hilton Head Company dated January 28, 1956, recorded in Deed Book 78 at Page 306 on February 27, 1956;
- (ii) Conveyance of Rights from The Hilton Head Company in favor of Sea Pines Plantation Company, dated October 28, 1970, recorded in Deed Book 178 at Page 243 on November 2, 1970;
- (iii) Warranty deed of Sea Pines Plantation Company in favor of Ocean Ventures, a Limited Partnership, dated November 9, 1970, recorded in Deed Book 179 at Page 18 on November 9, 1970; and
- (iv) Deed of Sea Pines Plantation Company in favor of Treetops Associates, dated February 14, 1974, recorded in Deed Book 218 at Page 144 on February 19, 1974.
- (c) Easements for installation and maintenance of power, telephone, gas, water and sewer lines referred to in that certain instrument recorded in the R.M.C. Office for Beaufort County, in Deed Book 229 at Page 1541, as "in or over a strip of subject property 5 feet in width contiguous and parallel to the rights-of-way of Cordillo Parkway, LeMoyne Avenue, Woodward Avenue and the Southern Property line of Tract OV."
- (d) Liability, if any, occasioned by the lack of any right of access to the land other than from that 100 foot right-of-way known as Cordillo Parkway, which abuts the land on the northerly side. (N.B. It is noted that the land is abutted on the northeast by

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property designated as "LeMoyne Avenue 100' R/W", all as shown on the plat referred to above).

(e) Any conditions, easements and rights as set forth in the Master Deed of Treetops Limited Partnership, a South Carolina Partnership, establishing Treetops Horizontal Property Regime, said Master Deed being dated December 14, 1983, recorded in the R.M.C. Office for Beaufort County, South Carolina, in Deed Book 384 at Pages 259-334 on December 19, 1983, and re-recorded on December 30, 1983, in Deed Book 385 at Pages 107-179, as re-recorded on February 3, 1984, in Deed Book 387 at Pages 1110-1187, as amended by Amendment to Master Deed dated September 10, 1984, recorded on February 5, 1985, in Deed Book 412 at Pages 1148-1157; and as further amended by the Second Amendment to Master Deed dated December 27, 1985, and recorded January 9, 1986, in Deed Book 438 at Page 1616, et seq; and as further amended by the Third Amendment to Master Deed and Technical Correction to Third Amendment recorded in Deed Book 473, Page 1160 and Deed Book 474, Page 131 respectively.

The property intended to be conveyed herein is a portion of the same property conveyed to Treetops II Partnership by deed of Corlewood Dunes Partnership recorded on May 2, 1985, in Deed Book 418 at Page 1361.

MADDELLOR AT LAW A GRIFFIN, P. A.

ATTORNEYS AND

COUNSELLORS AT LAW

HILTON HEAD ISLAND, S.C.

EXHIBIT "B" TO FOURTH AMENDMENT TO MASTER DEED

TREETOPS HORIZONTAL PROPERTY REGIME

DESCRIPTION OF PHASE I, PHASE IIabc, PHASE IId AND PHASE IIe

Set forth below is the perimeter legal description of the Treetops Horizontal Property Regime effective with the filing of this Third Amendment:

All those certain pieces, parcels or tracts of land situate, lying and being on Hilton Head Island, Beaufort County, South Carolina, having and containing 6.641 acres, 0.678 AC, 0.682 AC, 0.503 AC, 0.915 acres, and 1.770 acres, more or less, and being shown and described on a plat entitled "As Built Survey, Treetops Horizontal Property Regime Phase IIe", said plat being dated July 15, 1987 said plat being prepared by Sea Island Engineering, Inc., Richard W. Hamilton, R.L.S. (S.C.) #9759 and being recorded in the R.M.C. Office for Beaufort County, South Carolina, in Plat Book ## at Page 177. Said property is more particularly described as follows, to-wit:

Beginning at a concrete monument found which marks the intersection of that certain 100 foot right-of-way known as Cordillo Parkway and that certain 100 foot right-of-way known as LeMoyne Avenue; and proceeding from said point of beginning S26°08'E for a distance of 742.60 feet to a point; thence proceeding S63°52'W for a distance of 290 feet to a concrete monument; thence proceeding N26°08'W for a distance of 66 feet to a concrete monument; thence proceeding S63°52'W for a distance of 20 feet to a concrete monument; thence proceeding N71°18'18"W for a distance of 116.27 feet to a concrete monument; thence proceeding N24°28'W for a distance of 24 feet to a concrete monument; thence proceeding S63°52'00"W for a distance of 162.29 feet to a concrete monument; thence proceeding S26°08'00"E for a distance of 118.94 feet to a concrete monument; thence proceeding S63°52'W for a distance of 68.31 feet to a concrete monument; thence proceeding N26°08'W for a distance of 27.04 feet to a concrete monument; thence proceeding S63°52'W for a distance of 68.03 feet to a concrete monument; thence proceeding S26°08'E for a distance of 25.03 feet to a concrete monument; thence proceeding S63°52'W for a distance of 259.59 feet to a concrete monument; thence proceeding N26°08'00"W for a distance of 428.87 feet to a concrete monument located at the intersection of that 100 foot right-of-way known as Cordillo Parkway and that 100 foot right-of-way known as Woodward Avenue; thence proceeding N48°38'00"E for a distance of 984.57 feet to the concrete monument which marks the Point of Beginning.

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HILTON HEAD ISLAND. S.C.

SAVE AND EXCEPT THEREFROM, those certain pieces, parcels or tracts of land situate, lying and being on Hilton Head Island, Beaufort County, South Carolina, being shown and described as Parcel No.9 on the aforementioned plat of record, having and containing 0.158 acres, and also being shown as the "Future Phase Property 0.619AC", on the aforementioned plat of record, said Parcels designated as a portion of the future phase property as hereinafter described.

For a more detailed description as to the courses, metes, bounds and distances and location of the above described property, reference may be had to the above mentioned plat of record. In case of conflict, if any, between the above described metes and bounds, courses and distances description and the said plat of record, said plat shall be controlling.

BETHEA, JORDAN
& GRIFFIN, P. A.
ATTORNEYS AND
COUNSELLORS AT LAW
HILTON NEAD ISLAND, S.C.

EXHIBIT "C" TO FOURTH AMENDMENT TO MASTER DEED

TREETOPS HORIZONTAL PROPERTY REGIME

AS BUILT SURVEY OF PROPERTY

The As-built Survey prepared by Sea Island Engineering, Inc. entitled "As Built Survey, Treetops Horizontal Property Regime Phase IIe" dated July 15, 1987, is attached hereto and incorporated herein as Exhibit "C".

BETHEA, JORDAN

& GRIFFIN, P. A.

ATTORNEYS AND

COUNSELLORS AT LAW

HILTON HEAD ISLAND, S.C.

SEA ISLAND ENGINEERING, INC. P.O. Drawer 1568, HILTON HEAD ISLAND, S.C. 29925 803-681-3248

July 17, 1987

HAND DELIVERY

Bethea, Jordan & Griffin, P.A. P.O. Box 5666 Hilton Head Island, SC 29938 Attention: Carlene

Re: Treetops, Phase IIe - 2nd Floor Elevation

This letter is sent to inform you that Building #7 in Phase IIe, Treetops is a two (2) story structure. The elevation of the lowest floor is 14.13' and the floor elevation of the second story is 24.52'.

With best regards,

Richard W. Hamilton, P.L.S. Sea Island Engineering, Inc.

RWH/lm

ATTACHMENT TO EXHIBIT "C" TO FOURTH AMENDMENT TO MASTER DEED TREETOPS

CONSULTING ENGINEERS • SITE PLANNERS • LAND SURVEYORS

EXHIBIT "D" TO FOURTH AMENDMENT TO MASTER DEED?

TREETOPS HORIZONTAL PROPERTY REGIME

SITE PLANS AND FLOOR PLANS

Attached hereto as Exhibit "D" are sheets numbered as follows comprising the floor plans and details of the Phase IIe Apartments of Treetops Horizontal Property Regime. These plans were prepared by Dolphin Corporation, Architectural Design Group, G. Wayne Windham, Architect, S.C. Reg. No.2740.

Building 7

Apartment Type A

A CONTROL OF THE SECOND OF THE SECOND SECOND

Sheet Nos. 1A, 1D, 2, 4, 5, 6, 7, 8, 9.

Apartment Type B

Sheet Nos. 11, 12, 14, 15, 17

Apartment Type C

Sheet Nos. 19, 20, 22, 23, 25, 25A

Apartment Type D

Sheet Nos. 27, 28, 30, 31, 33

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EXHIBIT "E" TO FOURTH AMENDMENT TO MASTER DEED

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TREETOPS HORIZONTAL PROPERTY REGIME

ARCHITECT'S CERTIFICATE

This is to certify that Treetops Horizontal Property Regime, Phase IIe, consisting of the six (6) Apartments numbered as follows: Apartments 7001 to 7006 inclusive; are built substantially in accordance with the floor plans prepared by Dolphin Corporation, Architectural Design Group, G. Wayne Windham, Architect, S.C. Reg. No.2740, attached to this Fourth Amendment to Master Deed as Exhibit "D", except for minor variations which are customary in projects of this nature.

G. Warne Windham, A.I.A. S.C. Registration #2740

Certified to this 6 day of freq, 1987.

Notary Public for South Carolina

My Commission Expires: 4-29-96

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& GRIFFIN, P. A.

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EXHIBIT "F" TO FOURTH AMENDMENT TO MASTER DEED

TREETOPS HORIZONTAL PROPERTY REGIME

DESCRIPTION OF APARTMENT TYPES (Phase IIe)

Set forth below are "walk through" descriptions of the various type Apartment types for Phase IIe, said descriptions prepared by Dolphin Corporation Architectural Group, G. Wayne Windham, Jr., Architect, South Carolina Registration Number 2740.

In each Apartment, whether Type A, B, C and D, except as referenced below, all appliances are by General Electric. Each Apartment comes equipped with the basic appliance package consisting of Model TBX 18A refrigerator with ice maker, Model G.E. 410 garbage disposal, Model GSD 600 electric dishwasher, Model JBP24GA electrical range, and model JN322 non-venting hood.

Type A Description

Each Type A Apartment contains a total of 1,387 square feet, not included in the total square feet of the Apartment are associated decks and the Apartment storage room.

At the ground floor the Apartment is entered from a covered deck to an entry foyer of 27.4 square feet, which opens to a dining room of 128 square feet.

Opening off of the dining room is a closet of 8.3 square feet. Also, opening off the dining room is a kitchen of 70.7 square feet containing the electric range, garbage disposal, refrigerator with ice maker, dishwasher, stainless steel sink, wall cabinets and under counter storage cabinets.

Also, opening off the dining room is a living room of 406.5 square feet with an optional fireplace. The sliding glass doors open onto an outside deck of 72 square feet, which is limited for the utilization by the particular Apartment. Opening off the deck is a storage closet of 24 square feet.

Opening off the living room is bath No.3 of 23 square feet, which contains a water closet and lavatory/vanity unit with a cultured marble top and integral bowl.

Off the foyer is a stairway of 38.9 square feet leading to an upstairs hall of 47.4 square feet. Opening off the hall is a utility closet of 16.9 square feet with hookups for an optional washer and dryer.

To the left of the hall opens the master bedroom of 208.4 square feet. From the master bedroom sliding glass doors open to a deck of 39.4 square feet. Opening from the master

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bedroom is a clothes closet of 31.4 square feet. Also, opening from the master bedroom is the master bath of 76.8 square feet, which contains a fiberglass tub/shower combination, a water closet and a lavatory/vanity unit with a cultured marble top and integral bowl. The master bath opens onto a closet of 6.2 square feet.

To the right of the hall is a bedroom of 151.7 square feet. Opening from this bedroom is a clothes closet of 20.4 square feet. Also, opening from this bedroom is bath No.2 of 53 square feet which contains a water closet, fiberglass tub shower combination and a lavatory/vanity unit with a cultured marble top and integral bowl.

Type B Description

Each Type B Apartment contains a total of 1,412 square feet. Not included in the total square feet of the Apartment are associated decks and the Apartment storage room.

At the ground floor the Apartment is entered from a covered deck to an entry foyer of 53.3 square feet. Opening off the foyer is a closet of 7.9 square feet. Also, opening off the foyer is the dining room of 101.6 square feet. Opening off the dining room is a closet of 8.2 square feet.

Also opening off the dining room is the kitchen of 74.5 square feet containing the electric range, garbage disposal, refrigerator with ice maker, dishwasher, stainless steel sink, wall cabinets and under counter storage cabinets. Opening off the kitchen is a closet of 10.9 square feet.

Also opening off the foyer is bedroom No.2 of 164.1 square feet. Opening off bedroom No.2 is a clothes closet of 23.7 square feet. Also, opening off bedroom No.2 is bath No.2 of 51.6 square feet which contains a water closet, fiberglass tub/shower combination and a lavatory/vanity unit with a cultured marble top and integral bowl.

Opening off the dining room is the living room of 349.2 square feet with an option fireplace. From the living room sliding glass doors open onto an outside deck of 72 square feet, which is limited for utilization by a particular Apartment. Opening off the deck is a storage room of 24 square feet. Sitting off the living room is bath No.3 of 24.6 square feet which contains a water closet, lavatory/vanity unit and integral bowl with cultured marble top and integral bowl.

Off the foyer is a stairway of 36.5 square feet leading to an upstairs hall of 68.2 square feet. Opening off the hall is the utility closet of 18.1 square feet with hookups for optional washer and dryer. Opening from the hall is the master bedroom of 207 square feet. Opening from the master bedroom is a clothes closet of 22.8 square feet. Also, opening from the master

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bedroom is the master bath 68.5 square feet which contains a fiberglass tub/shower combination, water closet and lavatory/vanity unit with cultured marble top and integral bowl. The master bath opens to a closet at 6.2 square feet.

Type C. Description

Each Type C Apartment contains a total of 1,489 square feet. All Apartments containing a bay window are 1,503 square feet. Not included in the total square feet of the Apartment are associated decks and the Apartment storage room.

At the ground floor the Apartment is entered from a covered deck to an entry foyer of 56 square feet. Opening off the foyer is bath No.3 of 21.4 square feet which contains a water closet and lavatory/vanity unit with cultured marble top and integral bowl.

Also opening off the foyer is the dining room of 136 square feet. Opening off the dining room is a closet of 12.5 square feet.

Also opening off the dining room is a kitchen of 75 square feet containing the electric range, garbage disposal, refrigerator with ice maker, dishwasher, stainless steel sink, wall cabinets and under counter storage cabinets. Opening off the kitchen is a closet of 11.2 square feet.

Opening off the dining room is the living room of 320.7 square feet with optional fireplace. Sliding glass doors open onto an outside deck of 72 square feet, which is limited for utilization by the particular Apartment. Opening off the deck is a storage closet of 24 square feet. Opening off the living room is a closet of 11.5 square feet.

Opening off the foyer is a stairway of 41 square feet leading to an upstairs hall of 44.1 square feet. Opening off the hall is a utility closet of 22.5 square feet with hookups for optional washer and dryer.

To the left of the hall is the master bedroom of 198.8 square feet. Sliding glass doors open onto a deck of 41 square feet. Opening from the master bedroom is a clothes closet of 34.6 square feet. Also opening from the master bedroom is the master bath of 68.2 square feet which contains a fiberglass tub/shower combination, a water closet and a lavatory/vanity unit with cultured marble top and integral bowl. The master bath opens to a closet of 7.2 square feet.

To the right of the hall opens bedroom No.2 of 124.5 square feet. Opening from bedroom No.2 is a clothes closet of 17.7 square feet. Also, opening from bedroom No.2 is bath No.2 of 46.6 square feet, which contains a fiberglass tub/shower

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combination, a water closet and a lavatory/vanity unit with cultured marble top and integral bowl.

Type D Description

Each Type D Apartment contains a total of 1,599 square feet. Not included in the total square footage of the Apartment are associated decks and Apartment storage room.

At the ground floor the Apartment is entered from a covered deck to an entry foyer of 59.1 square feet, which opens to a closet of 9.4 square feet. Also, opening from the foyer is bedroom No.3 of 163.4 square feet. Also, opening from bedroom No.3 is a clothes closet of 23.7 square feet. Also, opening from bedroom No.3 is bath No.3 of 50.3 square feet which contains a fiberglass tub/shower unit, water closet and a lavatory/vanity with cultured marble top and integral bowl.

Also, opening from the foyer is a dining room of 125.9 square feet. Opening from the dining room is a closet of 8.2 square feet. Also, opening from the dining room is the kitchen of 75 square feet, which contains the electric range, garbage disposal, refrigerator with ice maker, dishwasher, stainless steel sink, wall cabinets and under counter storage cabinets. Opening from the kitchen is a closet of 11.2 square feet.

Also, opening from the dining room is the living room of 307 square feet with optional fireplace. From the living room, sliding glass doors open to a deck of 72 square feet which is limited for utilization by a particular Apartment. Off the deck is a storage closet of 24 square feet. Opening from the living room is bath No.3 of 24.4 square feet which contains a water closet and lavatory/vanity unit with cultured marble tops and integral bowl.

Off the foyer is a stairway of 37.8 square feet leading to an upstairs hall of 42.1 square feet. Opening off the hall is the utility closet of 18.8 square feet with hook ups for optional washer and dryer. Opening to the left of the hall if the master bedroom of 198.8 square feet with sliding glass doors leading to a deck of 41 square feet. Opening from the master bedroom is a clothes closet of 34.6 square feet. Off of the master bedroom is the master bath of 69.5 square feet which contains a fiberglass tub/shower, combination water closet and lavatory/vanity unit with cultured marble top and integral bowl. The master bath opens to a closet of 6.2 square feet.

To the right of the hall is bedroom No.2 of 157.5 square feet. Also, opening from bedroom No.2 is a clothes closet of 17.7 square feet. Also opening from bedroom No.2 is a bath of 60.3 square feet which contains a water closet, fiberglass tub/shower combination and a lavatory/vanity unit with cultured marble top and integral bowl.

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EXHIBIT "G" TO FOURTH AMENDMENT TO MASTER DÉED TREETOPS HORIZONTAL PROPERTY REGIME PERCENTAGE OF UNDIVIDED INTEREST IN THE COMMON ELEMENTS AND VALUE FOR SOUTH CAROLINA STATUTORY PURPOSES

Reference is made to Exhibit "I" to the original recorded Master Deed of Treetops Horizontal Property Regime. It is noted that the percentage interests, for purposes of the South Carolina Horizontal Property Act, appurtenant to each Apartment of the Regime shall be established in accordance with the following formula:

_________ = P

"P" = Percentage Interest of each Apartment.

"V" = Valuation of the respective Apartments as set forth herein.

"A" = Aggregate Valuation of all Apartments existing in the Regime and added to the Regime as provided by the Master Deed.

Exhibit "I" to the Master Deed sets forth the following statutory valuations for the four (4) different types of Phase I Apartments:

Type A-Patio	-	\$53,550
Type A-Upper	-	58,410
Type B-Upper	_	66,510
Type C-Upper	_	44.010

For Phase IIabc and Phase IId Apartments the valuation of the six (6) different Apartment types are as follows:

Ty	pe 2/2S	(Upper)		\$58,410
Ty	pe 2/2S	(Patio)	-	53,550
		(Patio)	_	53,550
		(Upper)		66,510
Ty	pe 3/3C	(Upper)	-	66,510
Tv	pe 2/2S	(Penthouse)	_	66 510

For Phase IIe and subsequent phases, the valuation of the tour (4) different Apartment Types (known as "Phase IIe Types") are as follows:

Type A	-	\$58,410
Type B	-	58,410
Type C	_	66,510
Type D	_	66.510

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Set forth below are the specific Apartment Types in Phase IIe by statutory value and resulting percentage interest for a combination of all phases to date:

	Statutory Value	Percentage Phase I, Phase IIabc, Phase IId and Phase IIe
\$ \$ \$ \$ \$	58,410.00 53,550.00 53,550.00 66,510.00 66,510.00 66,510.00	.78% .72% .72% .88% .88% .88%
\$	58,410.00	.78%
41.41.44.44	5 5 5	58,410.00 53,550.00 53,550.00 66,510.00 66,510.00 66,510.00 58,410.00

With respect to all Phase I Apartments, set forth below is a chart depicting the amended percentage interest for the said Apartments with the annexation of Phase IIe:

Apartment Type	Statutory <u>Value</u>	Percentage Phase I, Phase IIabc and Phase IId
Type A-Patio	\$ 53,550.00	.72%
Type A-Upper	58,410.00	.78%
Type B-Upper	66,510.00	.88%
Type C-Upper	44,010.00	.59%

Subsequent to the filing of this Third Amendment to Master Deed the total number of Apartments by Type and Percentage Interest is as follows:

Apartment Type	Individual Percentage Interest	No. of Apts.	Total Percentage
Type A Patio; 2/2C Patio; and 2/2S Patio	.72%	59	42.48%
Type A Upper; 2/2S Upper; Phase I Types A and B	Ie .78%	30	23.40%
Type B Upper; 3/3C; 3/3S; 2/2 Patio; Phase II Types C and D	e .88%	32	28.16%
Type C Upper	.59%	10	5.90%

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The total statutory value of the Property in Phase IIe is \$249,840.00. The total value of the Property in Phase I, IIabc, IId and Phase IIe combined is \$7,480,170.00. These valuations are for purposes of the South Carolina Horizontal Property Act. For designation of individual Apartments by Apartment Type, reference is made to Exhibit "I" to the original Master Deed, as amended, to Article 10 of the Second Amendment and to Article 10 of this Third Amendment.

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HILTON HEAD ISLAND, S.C.

EXHIBIT "H" TO FOURTH AMENDMENT TO MASTER DEED

TREETOPS HORIZONTAL PROPERTY REGIME

STATE OF SOUTH CAROLINA)	
)	JOINDER OF MORTGAGEE
COUNTY OF BEAUFORT)	

WHEREAS, FIRST FEDERAL SAVINGS AND LOAN ASSOCIATION OF SOUTH CAROLINA, is the owner and holder of a mortgage loan upon certain real property located on Hilton Head Island, South Carolina, described on Exhibit "A" to the within Fourth Amendment to Master Deed of Treetops Horizontal Property Regime; and

WHEREAS, said loan related to a land acquisition Loan Agreement dated April 30, 1985, in the original principal sum of TWO MILLION ONE HUNDRED THOUSAND AND NO/100 (\$2,100,000.00) DOLLARS which document is secured by a mortgage recorded in the R.M.C. Office for Beaufort County, South Carolina, in Mortgage Book 336 at Page 558, et seg.; and,

NOW, KNOW ALL MEN BY THESE PRESENTS, that FIRST FEDERAL SAVINGS AND LOAN ASSOCIATION OF SOUTH CAROLINA, joins in the foregoing Fourth Amendment to Master Deed of Treetops Horizontal Property Regime and the provisions of the Horizontal Property Act of South Carolina for the sole purpose of consenting to the addition by the Sponsor of a phase to the Horizontal Property Regime on the property upon which it has a lien; the mortgagee makes no representations or warranties as to the validity of the documents creating the Regime nor the development and physical construction of the Regime itself; the mortgagee agrees that the lien of said mortgage and the assignment of Contracts of Sale proceeds on that portion of the property hereinbefore set out shall hereafter be upon the following described property on Hilton Head Island, Beaufort County, South Carolina:

All those certain six (6) Apartments known as Apartments 7001, 7002, 7003, 7004, 7005 and 7006, of Treetops Horizontal Property Regime, Phase IIe, a condominium regime according to the foregoing Fourth Amendment to Master Deed thereof to which this Joinder is attached, together with all of the undivided shares in the common elements appertaining to said Apartments, all of which said Apartments are located on the real property more particularly described on Exhibit "A" to the Fourth Amendment to Master Deed of College Investments of S.C., Inc. to which this Joinder is attached and which Apartments are specifically listed in Section 10 of said Fourth Amendment.

BETHEA, JORDAN

& GRIFFIN, P. A.

ATTORNEYS AND

COUNSELLORS AT LAW

HILTON HEAD ISLAND, S.C.

This Joinder of Mortgagee shall in no way affect or diminish the liens of the existing mortgage on the remaining

portions of the property described in the aforementioned mortgage described hereinabove.

IN WITNESS WHEREOF, the undersigned has executed this

Joinder this 10th day of June	1987.
WITNESSES:	FIRST FEDERAL SAVINGS AND LOAN ASSOCIATION OF SOUTH CAROLINA
Diana Hanna	By: June Comp
Magnite Backer (Notary)	- Attest from M hard
STATE OF SOUTH CAROLINA)	
COUNTY OF Greenille	PROBATE
PERSONALLY appeared who, on oath, says that s/he SAVINGS AND LOAN ASSOCIATION its Aut // Deple sign t	the within Joinder of Mortgagee/ and the same, and the igers, seal said Instrument, and, as same, and that s/he with
	Olara Zhana (witness)
	(witness)
SWORN to before me this A day of Notary Public for South Carol My Commission Expires: 8:3- SECORDED THIS DAY OF 19 57 IN BOOK PAGE 386	JUC 2 2 19874
Mary ann Bray WEG	

BETHEA, JORDAN & GRIFFIN, P. A. ATTORNEYS AND COUNSELLORS AT LAW HILTON HEAD ISLAND, S.C.