

FILED
GREENVILLE CO. S.C.
STATE OF SOUTH CAROLINA
AUG 25 12 36 PM '81
COUNTY OF GREENVILLE
DONNIE S. TANKERSLEY
R.M.C.

1151-89

WAIVER AND RATIFICATION

THIS AGREEMENT made this 24th day of August, 1981 by and between the Architectural Committee for Pebble Creek Sub-division, Phase IV, Section II, hereinafter referred to as "Committee", and Hamlett Builders, Inc., a South Carolina corporation, hereinafter referred to as "Hamlett".

W I T N E S S E T H:

WHEREAS, the Committee is vested with authority to approve the type of construction and location of improvements in Pebble Creek Subdivision, Phase IV, Section II, Greenville County, South Carolina as set forth in the Declaration of Covenants, Conditions and Restrictions for Pebble Creek Development, Phase IV recorded in Deed Book 1110 at Page 57 in the R.M.C. Office for Greenville County, South Carolina;

WHEREAS, Hamlett Builders has constructed a dwelling house on Lot 44 and a portion of Lot 61 as shown on a plat entitled Property of Darrell L. Jennewine made by Freeland & Associates dated August 18, 1981 recorded in Plat Book 87 at Page 8 which plat is incorporated herein by reference as though fully set forth;

WHEREAS, the dwelling as constructed on the above described lot may violate the rear setback provisions of the Declaration of Covenants, Conditions and Restrictions referred to above and as shown on the recorded subdivision plat recorded in Plat Book 7-C at Page 47;

NOW, THEREFORE, for and in consideration of the mutual covenants and conditions as herein contained, the Committee does hereby approve of and does ratify the location of the improvements on Lot 44 and a part of Lot 61 as shown on the above mentioned Freeland & Associates plat recorded in Plat Book 87 at Page 8. The violation of the rear setback provision as noted on the recorded subdivision plat is hereby waived. It is the opinion of the Committee that such rear setback violation will cause no substantial injury to any other owner.

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