

purchase a residential lot, or lots, in said development; and

WHEREAS, the development, maintenance and operation of said Country Club and the existing Golf Course, as well as future Golf Courses in said development, is highly essential and necessary to the continued increase and maintenance of the value of said residential lots, it being necessary that all lot owners bear their respective pro-rata share of the cost of operating said Golf Course by the payment of monthly dues as set out in the By-Laws of Whippoorwill Country Club, or as set out here-in-below; and

WHEREAS, all of the owners of the individual residential lots in said development are parties hereto and each is a member in good standing of the Whippoorwill Country Club as of this date,

NOW, THEREFORE, FOR AND IN CONSIDERATION of the above recitals and the benefits accruing and to accrue to the parties hereto (who collectively constitute the owners of all properties hereinafter described), said parties do covenant and agree as follows:

1. Those certain building restrictions or protective covenants above identified and set out fully in the R. M. C. Office, Greenville County, S. C. in Deed Book 929, at page 423, and in Deed Book 930, at page 143 herewith are expressly amended by rescinding the same in their respective entireties.

2. In lieu of and in place and stead of said restrictions and covenants above rescinded, the building restrictions and protective covenants herein fully set out below are herewith imposed upon all lots shown on previously recorded plats in various sections of the property of Whippoorwill Development Company, Inc. appearing of record in the RMC Office, Greenville County, S. C. in Plat Book 4-L, at pages 139, 147, 149, 151, 153 and 155.

3. That the building restrictions and protective covenants hereinafter set out are herewith imposed upon all lots sold by Whippoorwill Development Company, Inc. in the future to be shown on recorded plats or plat of same (except those lots or tracts identified upon any subdivision plat or plats hereinafter recorded as a business or recreational property or any other use other than