

STATE OF SOUTH CAROLINA )  
COUNTY OF HORRY )

FILED  
HORRY COUNTY, S.C.  
2006 JUL 28 PM 2:49  
BALLEW D. SHERMAN  
REGISTRAR OF DEEDS

SUPPLEMENTAL DECLARATION OF COVENANTS,  
CONDITIONS AND RESTRICTIONS FOR  
**SWEETBRIAR**  
AT BAREFOOT RESORT

THIS Supplemental Declaration of Covenants, Conditions and Restrictions for Sweetbriar at Barefoot Resort ("Sweetbriar Supplemental Declaration") is entered into effective the 20<sup>th</sup> day of July, 2006, by Centex Homes, a Nevada general partnership (hereinafter, sometimes referred to as "Centex" and sometimes referred to as "Declarant").

WITNESSETH:

WHEREAS, Silver Carolina Development Company, L.L.C., a Delaware limited liability company and Intracoastal Development Company, LLC, a South Carolina limited liability company (collectively, "Silver Carolina"), by "Declaration of Covenants, Conditions and Restrictions for Barefoot Resort Residential Properties" dated April 12, 2000, recorded in the Office of Register of Deeds of Horry County, South Carolina ("ROD") in Book 2251 at Page 384, made certain properties in Horry County, South Carolina subject to the aforesaid Declaration (the "Master Declaration"); and

WHEREAS, by Assignment of Declarant Rights Under Declaration of Covenants, Conditions and Restrictions for Barefoot Resort Residential Properties (the "Assignment") dated December 12, 2001, recorded December 14, 2001 in the ROD in **Book 2438, Page 388<sup>1</sup>**, Silver Carolina assigned to Declarant all of Silver Carolina's "Retained Rights" under the Master Declaration, as further described in the Assignment; and

WHEREAS, Section 9.3 of the Master Declaration provides, in relevant part, that Declarant, as assignee of Silver Carolina's Retained Rights, may subject any portion of the Property subject to the Master Declaration to additional covenants, conditions and restrictions by filing a Supplemental Declaration with respect thereto; and

WHEREAS, Declarant is the Owner of a tract of land, identified as Tract "Y", Phase 1A, a portion of which has been subdivided, or is to be subdivided, into thirty-four (34) single-family residential lots further described in Exhibit "A" hereto and made a part hereof by this reference (the lots, improvements thereon, and Exclusive Common Areas thereof, if any, being collectively referred to as "Sweetbriar"), to be assigned hereby to the Neighborhood called, "Sweetbriar."

KNOW ALL MEN BY THESE PRESENTS THAT the Declarant does hereby declare as follows:

- PART I. Definitions. The words used in this Supplemental Declaration of Covenants, Conditions and Restrictions for Sweetbriar at Barefoot Resort, unless the context shall clearly indicate otherwise, shall have the same meanings as set forth in the Master Declaration.
- PART II. Designation of Sweetbriar as a Neighborhood. Pursuant to that certain Amendment of Declaration of Covenants, Conditions and Restrictions for Barefoot Resort Residential Properties recorded in the ROD on or about the date of recording this Supplemental Declaration, Exhibit "F" of the Master Declaration was amended to add the land further described in Exhibit "A" hereto as a designated Neighborhood known as, "Sweetbriar."
- PART III. Completeness. Except as herein provided, the Master Declaration, as previously amended, shall remain in full force and effect, without modification, the said Master

<sup>1</sup> s/b Book 2435, Page 388

Declaration, as previously amended and as amended hereby, being the complete text of said instrument as of the date hereof.

IN WITNESS WHEREOF, the Declarant and Centex have caused this instrument to be executed the day and year first above written.

WITNESSES:

Centex Homes,  
a Nevada general partnership



By: 

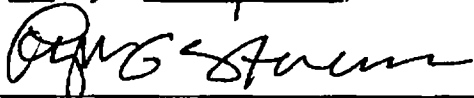


Its: Asst Secretary

STATE OF SOUTH CAROLINA     )  
  )  
COUNTY    OF    HORRY        )

PERSONALLY appeared before me the undersigned witness who made oath that (s)he saw the within Centex Homes, a Nevada general partnership, by Suszen H. Overly, its Asst. Secretary, sign, seal and as its act and deed, deliver the within written instrument and that (s)he with the other witness witnessed the execution thereof.

SWORN TO before me  
this 26<sup>th</sup> day of July, 2006.

  
Notary Public for the State of South Carolina

My commission expires: 11/15/14

**EXHIBIT "A"**

ALL AND SINGULAR, all that certain piece, parcel or lot of land lying and being situate in North Myrtle Beach, Horry County, South Carolina, being further described as Phase 1B of Tract "Y" as shown on that certain Plat entitled "Final Subdivision Plat, Map of Centex, Tract "Y" - Phase 1B," prepared for Centex Homes on January 4, 2006 by DOC Engineers, Inc. and recorded on July 21, 2006 in Plat Book 215 at Pages 167 and 168, in the Office of the Register of Deeds for Horry County, South Carolina, said plat being made a part and parcel hereof by reference hereto.

HORRY COUNTY ASSESSOR  
142-22-01-045 thru 122, 142-23-01-078 thru 088  
Map      Blk      Parcel 7.31.06 PA