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FILED  
UNION COUNTY  
**CRYSTAL CRUMP**  
**REGISTER OF DEEDS**

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START PAGE 0481  
END PAGE 0484  
INSTRUMENT # 10065  
EXCISE TAX (None)  
TRB

STATE OF NORTH CAROLINA

FOURTH SUPPLEMENTARY  
DECLARATION OF PROTECTIVE  
COVENANTS FOR  
OLD HICKORY BUSINESS PARK

COUNTY OF UNION

THIS FOURTH SUPPLEMENTARY DECLARATION OF PROTECTIVE COVENANTS FOR OLD HICKORY BUSINESS PARK (the "Supplement") is made this 6<sup>th</sup> day of March, 2007, by OLD HICKORY, LLC, a North Carolina limited liability company, and NJV INVESTMENT, LLC, a North Carolina limited liability company, hereinafter collectively referred to as "Declarant";

WITNESSETH

WHEREAS, the Declaration of Protective Covenants (the "Declaration") for Old Hickory Business Park was recorded in the Union County Public Registry in Book 1773, at Page 308, as amended in Book 1894, Page 395 and Book 3781, Page 722, and supplemented in Book 1895, Page 019, Book 4423, Page 404, and Book 4481, Page 476 in the Union County Public Registry; and

WHEREAS, Section 2 of Article II of the Declaration provides that any additional real estate contiguous or adjacent to the Property may be subjected to this Declaration by Declarant

Drawn by and Mail to:  
Susan K. Irvin, Esq.  
P. O. Box 2376  
Davidson, North Carolina 28036

and the owner of such real property upon the filing of record of a supplemental declaration describing same and thereupon the operation and effect of the Declaration shall be extended to such additional property and such additional property shall thereafter be and become part of the Property.

NOW, THEREFORE, the undersigned Declarant does hereby amend the Declaration as follows:

1. Pursuant to the provisions of Article II, Section 2 of the Declaration, Declarant does hereby subject to the Declaration the following described property (the "Annexed Property"):

That portion of Lot 26 identified as "2.22 Ac. – portion of LR & FR, LLC property to be conveyed with Lot 26" on map or plat recorded in Plat Cabinet J, File 831, Union County Public Registry.

Declarant does hereby bring the Annexed Property within the jurisdiction of the Association as set forth in the Declaration. The operation and effect of the Declaration shall be extended to such Annexed Property and such Annexed Property shall hereafter be and become part of the Property.

2. In all other respects the Declaration shall remain unchanged and in full force and effect.

IN WITNESS WHEREOF, the undersigned Declarant has caused these presents to be duly executed under seal by authority duly given as of the day and year first above written.

DECLARANT:

NJV INVESTMENT, LLC, a North Carolina limited liability company

By: ITF Commercial, Inc., a North Carolina corporation, its Manager

By: James E. Memfield  
President

STATE OF NORTH CAROLINA  
COUNTY OF Mecklenburg

I, Valarie Faulkenbury, a Notary Public for the County and State aforesaid, certify that James E. Memfield personally came before me this day and acknowledged that he is President of ITF Commercial, Inc., a North Carolina corporation, Manager of NJV Investment, LLC, a North Carolina limited liability company, and that he, being authorized to do so, executed the foregoing on behalf of said corporation, acting as Manager of NJV Investment, LLC.

I certify that the following person personally appeared before me this day, acknowledging to me that he or she voluntarily signed the foregoing document for the purpose stated therein and in the capacity indicated: James E. Memfield.

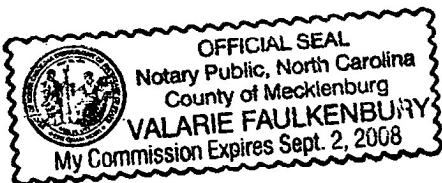
March 6, 2007

Valarie Faulkenbury  
(Official Signature of Notary)

Notary's printed name: Valarie Faulkenbury  
Notary Public

STAMP/SEAL

My commission expires: 09-02-2008



OLD HICKORY, LLC, a North Carolina limited liability company

By: CROSLAND OLD HICKORY, LLC, a North Carolina limited liability company, Manager

By: CROSLAND, LLC, a North Carolina limited liability company, Manager

By: [Signature]  
Name: James E Menfield  
Title: Vice President

STATE OF NORTH CAROLINA  
COUNTY OF Mecklenburg

I, Valarie Faulkenbury, a Notary Public for the County and State aforesaid, certify that James E Menfield personally came before me this day and acknowledged that he is Vice President of Crosland, LLC, a North Carolina limited liability company, Manager of Crosland Old Hickory, LLC, a North Carolina limited liability company, Manager of Old Hickory, LLC, a North Carolina limited liability company, and that he, being authorized to do so, executed the foregoing on behalf of said limited liability company, acting as Manager of Crosland Old Hickory, LLC, Manager of Old Hickory, LLC.

I certify that the following person personally appeared before me this day, acknowledging to me that he or she voluntarily signed the foregoing document for the purpose stated therein and in the capacity indicated: Valarie Faulkenbury.

March 6, 2007

Valarie Faulkenbury  
(Official Signature of Notary)

Notary's printed name: Valarie Faulkenbury  
Notary Public

My commission expires: 09-02-2008

STAMP/SEAL

