

FOR REGISTRATION JUDITH A. GIBSON  
REGISTER OF DEEDS  
MECKLENBURG COUNTY, NC  
2006 JUN 13 02:04 PM  
BK:20582 PG:946-952 FEE:\$29 00

INSTRUMENT # 2006117185



2006117185

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

STATE OF NORTH CAROLINA

SECOND SUPPLEMENTARY  
DECLARATION OF PROTECTIVE  
COVENANTS FOR BLAKENEY  
PROFESSIONAL CENTER  
(Blakeney Professional Center, Map 8)

COUNTY OF MECKLENBURG

THIS SECOND SUPPLEMENTARY DECLARATION OF PROTECTIVE COVENANTS FOR BLAKENEY PROFESSIONAL CENTER (the "Supplement") is made this 26th day of April, 2006, by BLAKENEY OFFICE, LLC, a North Carolina limited liability company, hereinafter referred to as "Declarant".

WITNESSETH

WHEREAS, the Declaration of Protective Covenants for Blakeney Professional Center was recorded in the Mecklenburg County Public Registry in Book 15919 at Page 646 (the "Declaration"); and

WHEREAS, pursuant to the terms of Article IX, Sections 9.1 and 9.3 of the Declaration, Declarant may, with the consent of the owner thereof, submit all or any portion of the property described in Exhibit B of the Declaration (the "Expansion Property") to the terms of the Declaration and impose additional covenants and easements on any portion of the property submitted to the Declaration; and

WHEREAS, the property described in Exhibit A, which is attached hereto and incorporated herein for all purposes (the "Additional Property") is a portion of the Expansion Property; and

WHEREAS, Blakeney Office II, LLC, as the owner of the portion of the Additional Property described as Lots 15 and 16 on Exhibit A desires to submit the Additional Property to the terms of the Declaration; and

WHEREAS, pursuant to the provisions of that one certain Declaration of Blakeney Professional Condominium XVI, recorded in Book 20345, Page 162, Mecklenburg County Public Registry, Blakeney Office II, LLC did establish Blakeney Professional Condominium XVI and desires to subject the rights and obligations set forth therein to the provisions of the Declaration; and

WHEREAS, Declarant desires to submit the Additional Property to the terms of the Declaration.

NOW, THEREFORE, pursuant to the powers retained by Declarant under the Declaration, and as set forth herein, Declarant and Blakeney Office II, LLC do hereby subject the Additional Property to the provisions of the Declaration, as amended and supplemented, which shall hereafter apply to the Additional Property. The Additional Property shall be sold, transferred, used, conveyed, occupied, and mortgaged or otherwise encumbered pursuant to the provisions of the Declaration, as amended and supplemented, which shall run with the title to the Additional Property and shall be binding upon all persons having any right, title or interest in the Additional Property, their respective heirs, legal representatives, successors and assigns. The rights and obligations set forth in the Declaration of Blakeney Professional Condominium XVI, recorded in Book 20345, Page

162, Mecklenburg County Public Registry, Blakeney Office II, LLC shall be subject in all respects to the provisions of the Declaration.

Declarant hereby acknowledges and agrees that in all other respects the Declaration shall remain unchanged and in full force and effect and the Declaration, as supplemented herein, is hereby ratified, affirmed and approved.

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

[SIGNATURES AND ACKNOWLEDGEMENTS ON FOLLOWING PAGE]

BLAKENEY OFFICE, LLC, a North Carolina limited liability company

By: Crosland, Inc., a North Carolina corporation, its general partner

By: James E. Merrifield

Name: James E. Merrifield  
Title: Vice President

STATE OF NORTH CAROLINA

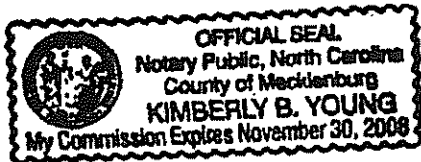
COUNTY OF Mecklenburg

I, Kimberly B. Young, a Notary Public of the County and State aforesaid, certify that James E. Merrifield personally came before me this day and acknowledged that s/he is Vice President of CROSLAND, INC., a North Carolina corporation, manager of Blakeney Office, LLC, a North Carolina limited liability company, and that he/she, as Vice President, being authorized to do so, executed the foregoing instrument on behalf of Crosland, Inc. acting as manager of Blakeney Office, 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: Vice President.

April 28, 2006

Kimberly B. Young  
(Official Signature of Notary)



Notary's printed name: Kimberly B. Young  
Notary Public

STAMP/SEAL

My commission expires: 11/30/08

[NOTARIAL SEAL]

BLAKENEY OFFICE II, LLC,  
a North Carolina limited liability company

BY: BLAKENEY HEATH, LLLP,  
a North Carolina limited liability limited  
partnership

BY: Crosland, Inc., a North Carolina corporation,  
its General Partner

By: James E. McFarland

Name: James E. McFarland  
Title: Vice President

STATE OF NORTH CAROLINA

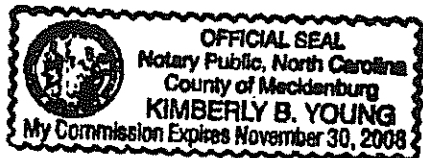
COUNTY OF MECKLENBURG

I, Kimberly B Young a Notary Public of the County and State  
aforesaid, certify that James E. McFarland personally came before me this day and  
acknowledged that he is \_\_\_\_\_ Vice President of Crosland, Inc., a North Carolina  
corporation, General Partner of Blakeney Heath, LLLP, a North Carolina limited liability  
limited partnership, Manager of Blakeney Office II, LLC, a North Carolina limited  
liability company, and that he, as \_\_\_\_\_ Vice President, being authorized to do so,  
executed the foregoing instrument on behalf of the corporation, acting as General Partner  
of Blakeney Heath, LLLP, Manager of Blakeney Office II, 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: Vice President.

April 28, 2006

Kimberly B Young  
(Official Signature of Notary)



Notary's printed name: Kimberly B Young  
Notary Public

STAMP/SEAL

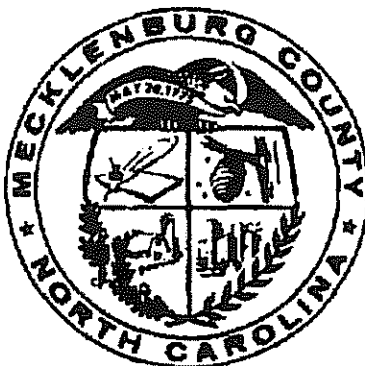
My commission expires: 11/30/08

**Exhibit A**

**Legal Description of Additional Property**

All of that certain parcel of land located in the City of Charlotte, Mecklenburg County, North Carolina, and described as follows:

Lots 15 and 16, as shown on Blakeney Heath Limited Partnership Map 8, recorded in Map Book 45 at Page 674, Mecklenburg County Public Registry.



JUDITH A. GIBSON  
REGISTER OF DEEDS, MECKLENBURG  
COUNTY & COURTS OFFICE BUILDING  
720 EAST FOURTH STREET  
CHARLOTTE, NC 28202

**PLEASE RETAIN YELLOW TRAILER PAGE**

It is part of the recorded document, and must be submitted with original for re-recording  
and/or cancellation.

\*\*\*\*\*  
Filed For Registration: 06/13/2006 02:04 PM  
Book: RE 20582 Page: 946-952  
Document No.: 2006117185  
DECL 7 PGS \$29.00  
Recorder: LYVANH PHETSARATH



2006117185