

For Registration
 Fredrick Smith
 Register of Deeds
 Mecklenburg County, NC

Electronically Recorded

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 Book: 36166 Page: 448 - 454 Fee: \$ 26.00
 Instrument Number: 2021113823

Fredrick Smith

EIGHTH MODIFICATION OF DECLARATION OF RESTRICTIVE COVENANTS

THIS EIGHTH MODIFICATION OF DECLARATION OF RESTRICTIVE COVENANTS ("Eighth Modification") is made as of the 10th day of June, 2021, by **FAISON-ARROWOOD PROPERTIES LIMITED PARTNERSHIP**, a North Carolina limited partnership ("Declarant"); **RP4, LLC**, a Florida limited liability company ("RP4"); **FOREST PARK OFFICE CENTER LLC**, a Florida limited liability company ("Forest Park Office"); **VIKING PARTNERS FOREST PARK, LLC**, an Ohio limited liability company ("Viking"); and **Longvalley II, LLC**, an Illinois limited liability company ("Longvalley").

PRELIMINARY STATEMENT

A. Declarant has previously executed and recorded a Declaration of Restrictive Covenants (as amended, the "**Declaration**") dated December 6, 1985 and recorded in Book 5141 at Page 927 in the Office of the Register of Deeds for Mecklenburg County, North Carolina (the "**Mecklenburg County Public Registry**"), which Declaration was subsequently amended by a First Modification of Declaration of Restrictive Covenants dated January 1, 1986, and recorded in Book 5162 at Page 397 in the Mecklenburg County Public Registry, a Second Modification of Declaration of Restrictive Covenants dated May 8, 1998, and recorded in Book 9681 at Page 540 in the Mecklenburg County Public Registry, a Third Modification of Declaration of Restrictive Covenants dated November 13, 1998, and recorded in Book 10040 at Page 772 in the Mecklenburg County Public Registry, a Fourth Modification of Declaration of Restrictive Covenants dated July 6, 1999, and recorded in Book 10596 at Page 809 in the Mecklenburg County Public Registry, a Fifth Modification of Declaration of Restrictive Covenants dated October 21, 1999, and recorded in Book 10866 at Page 486 in the Mecklenburg County Public Registry, a Sixth Modification of Declaration of Restrictive Covenants dated June 1, 2010, and recorded in Book 25674 at Page 512 in the Mecklenburg County Public Registry, and a Seventh Modification of Declaration of Restrictive Covenants dated June 1, 2010, and recorded in Book 33268 at Page 916 in the Mecklenburg County Public Registry. All capitalized terms not otherwise defined in this Eighth Modification shall have the meanings given to them in the Declaration, as previously amended.

B. The Declaration imposes certain conditions and restrictions on the Properties, as defined in the Declaration. The Properties contain a total of 113.991. The Declaration provides that each Class A Member of the Association shall have one vote in the Association for each acre owned in the Properties, plus a fractional vote for each fractional acre. The Class B membership under the Declaration has terminated, so all Members are Class A Members. The total number of votes in the Association held by all Members is 113.991.

Drawn By and Return To:

Robinson, Bradshaw & Hinson, P.A.
 Attention: Chris Loeb
 101 N. Tryon Street, Suite 1900
 Charlotte, NC 28246

Submitted electronically by "Bishop Dulaney Joyner & Abner, P.A."
 in compliance with North Carolina statutes governing recordable documents
 and the terms of the submitter agreement with the Mecklenburg County Register of Deeds.

C. Declarant owns 47.997 acres of the Properties and holds 47.997 votes in the Association; RP4 owns 7.04 acres of the Properties and holds 7.04 votes in the Association; Forest Park Office Center owns 10.479 acres of the Properties and holds 10.479 votes in the Association, Viking owns 6.52 acres of the Properties and holds 6.52 votes in the Association, Longvalley owns 7.76 acres of the Properties and holds 7.76 votes in the Association.

D. Section 7 of Article X of the Declaration provides that the Declaration may be amended by an instrument executed by Declarant and Members holding at least two-thirds of the votes in the Association. Declarant, RP4, Forest Park Office Center, Viking and Longvalley (collectively the "Parties") hold a total of 79.796 votes in the Association, which is more than two-thirds of the votes in the Association.

E. The Parties wish to amend and modify the Declaration as set forth below.

NOW, THEREFORE, in consideration of the premises, the mutual covenants set forth below, and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Parties amend and modify the Declaration as follows.

1. Article VIII, Section 1, on page 7 of the Declaration is amended by adding the following sentence at the end of the first paragraph: "For purposes of this Section 1 of this Declaration, references to use for warehouse purposes shall be deemed to include ancillary assembly, calibration and product enhancement (including without limitation light painting) in connection with warehouse use, and such ancillary uses shall be permitted uses under this Section 1."

2. Except as expressly amended hereby, the Declaration shall remain in full force and effect and is hereby ratified and confirmed.

[Signatures begin on next page]

IN WITNESS WHEREOF, the Parties have executed this Eighth Modification as of the day and year first above written.

DECLARANT:

FAISON-ARROWOOD PROPERTIES LIMITED PARTNERSHIP

By: Faison-Charlotte Properties NC, LLLP, a North Carolina limited liability limited partnership, its general partner

By: Faison & Associates, LLC, a North Carolina limited liability company, partner

By: [Signature]
Name: KRIS A. FETTER
Title: PRESIDENT

STATE OF NORTH CAROLINA
COUNTY OF MECKLENBURG

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

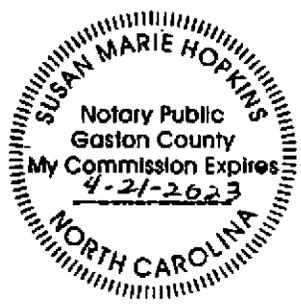
(insert name(s) of those signing): KRIS A. FETTER

Date: MARCH 1, 2021

Official Signature of Notary: [Signature]
Notary's printed or typed name: Susan Marie Hopkins

My commission expires: 4/21/2023

(Official Seal)



[Signatures continue on next page]

RP4:

RP4, L.L.C.

By: [Signature]
Name: Richard Travis
Title: Partner

STATE OF FLORIDA
COUNTY OF Pinellas

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

(insert name(s) of those signing): Richard Travis

Date: Feb 8, 2021

Official Signature of Notary: [Signature]
Notary's printed or typed name: JAMIE STANDIFER

My commission expires: 6/7/2024

(Official Seal)



[Signatures continue on next page]

FOREST PARK OFFICE CENTER:

FOREST PARK OFFICE CENTER LLC

By: David Matthew Stewart
Name: DAVID MATTHEW STEWART
Title: Authorized Signatory

STATE OF GEORGIA
COUNTY OF GWINNETT

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

(insert name(s) of those signing): DAVID MATTHEW STEWART

Date: January, 25, 2021 Official Signature of Notary: Anita Scarborough
Notary's printed or typed name: ANITA SCARBOROUGH

My commission expires: August 24, 2023

(Official Seal)



VIKING:

VIKING PARTNERS FOREST PARK, LLC

By: Viking Partners Management, Inc., its manager

By: Bret A. Caller
Name: Bret A. Caller
Title: CEO

STATE OF Ohio
COUNTY OF Hamilton

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

(insert name(s) of those signing): Bret A. Caller

Date: February 1, 2021

Official Signature of Notary:

Notary's printed or typed name: Stephen J. Horner

My commission expires: 8/24/2024

(Official Seal)



STEPHEN J. HORNER
Notary Public, State of Ohio
My Commission Expires 08-24-2024

[signatures continue on next page]

LONGVALLEY:

LONGVALLEY II, LLC

By: KA Hoogland
Name: KEITH A HOOGLAND
Title: MANAGING MEMBER

STATE OF ILLINOIS
COUNTY OF COOK

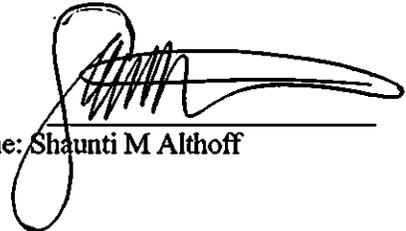
I certify that the following person(s) personally appeared before me this day, each acknowledging to me that he or she voluntarily signed the foregoing document for the purpose stated therein and in the capacity indicated:

(insert name(s) of those signing): KEITH A HOOGLAND

Date: February 9, 2021

Official Signature of Notary:

Notary's printed or typed name: Shaunti M Althoff



My commission expires: 1/14/2024

(Official Seal)

