

BK 1895 PG 019

mt.  
D.I.

RECORDED  
AND  
VERIFIED  
EST

32396

Filed for record  
Date 8.22.2002  
Time 2:50 a.m. 4.p.m.  
JUDY G. PRICE, Register of Deeds  
Union County, Monroe, N.C.

STATE OF NORTH CAROLINA

SUPPLEMENTARY  
DECLARATION OF PROTECTIVE  
COVENANTS FOR  
OLD HICKORY BUSINESS PARK

COUNTY OF UNION

THIS SUPPLEMENTARY DECLARATION OF PROTECTIVE COVENANTS FOR OLD HICKORY BUSINESS PARK (the "Supplement") is made this 21<sup>st</sup> day of August, 2002, by NJV INVESTMENT, LLC, a North Carolina limited liability company, hereinafter referred to as "Declarant";

WITNESSETH

WHEREAS, the Declaration of Protective Covenants for Old Hickory Business Park was recorded in the Union County Public Registry in Book 1773, at Page 308; and

WHEREAS, Declarant amended the Declaration in the Union County Public Registry in Book 1894, at Page 395 (the Declaration, as amended, is hereinafter referred to as the "Declaration"); and

WHEREAS, Section 2 of Article II of the Declaration provides that any additional real estate contiguous or adjacent to the Property (as such term is defined in the Declaration) may be

Drawn by and Mail to:  
Susan K. Irvin  
Kennedy Covington Lobdell & Hickman, L.L.P.  
Bank of America Corporate Center  
Suite 4200  
100 North Tryon Street  
Charlotte, North Carolina 28202

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subjected to the Declaration by Declarant 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 the property described in Exhibit A, which is attached hereto and incorporated herein for all purposes (the "Annexed Property"), to the Declaration and 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.

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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. Merrifield  
President

STATE OF NORTH CAROLINA  
COUNTY OF MECKLENBURG

I, Debra L. Vehr, a Notary Public of the County and State aforesaid, certify that James E. Merrifield 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 by authority duly given and as the act of the corporation, as manager of NJV Investment, LLC, the foregoing instrument was signed in its name by its \_\_\_\_\_ President.

Witness my hand and official stamp or seal, this 14 day of August, 2002.

Debra L. Vehr

NOTARY PUBLIC

NORTH CAROLINA-UNION COUNTY

The foregoing certificate(s) of

Debra L. Vehr

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_, Notar(y) (ies) Public

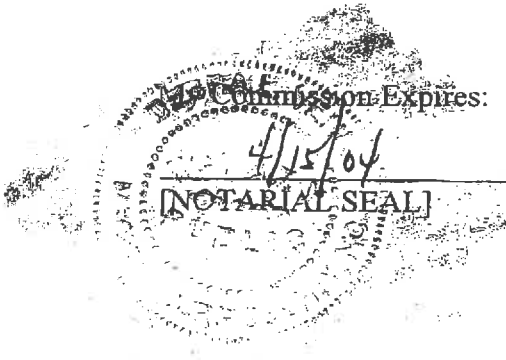
is/are certified

to be correct.

JUDY G. PRICE: REGISTER OF DEEDS

BY: Serena Cicca

ASST/DEPT.



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**EXHIBIT A**

**Legal Description of Annexed Property**

BEING all of that certain 4.6 acre tract of land, being a portion of Lot 15-A, as shown on that certain plat entitled "Old Hickory Business Park, Phase 3, Map 4" (the "Plat") recorded Plat Cabinet G at Page 980 in the Union County Public Registry, which 4.6 acre tract is identified as "4.600 Acres" on the Plat and described thereon.