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DORCHESTER COUNTY
SC Deed Rec Fee: .00
Dor Co Deed Rec Fee: .00
Filing Fee: 10.00
Exemption #:
MARGARET L. BAILEY
Register of Deeds



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**REGISTER OF DEEDS
DORCHESTER COUNTY SOUTH CAROLINA
MARGARET L. BAILEY, REGISTER
POST OFFICE BOX 38
ST. GEORGE, SC 29477
843-563-0181 or 843-832-0181**

STATE OF SOUTH CAROLINA) SECOND AMENDMENT TO THE DECLARATION
) OF RESTRICTIONS AND EASEMENTS
 COUNTY OF DORCHESTER) FOR INDIGO FIELDS SUBDIVISION

THIS SECOND AMENDMENT to the Declaration of Restrictions and Easements for Indigo Fields Subdivision (the "Second Amendment") is made and entered into as of the 18th day of February, 2008.

FILED/RECORDED
 FEBRUARY 19, 2008
 DORCHESTER COUNTY
 REGISTER OF DEEDS

RECITALS:

WHEREAS the Declaration of Restrictions and Easements for Indigo Fields Subdivision, dated February 21, 1989 was recorded in the R.M.C. Office for Dorchester County on February 23, 1989 in Vol. 628, at Page 409 (the "Declaration"); and

WHEREAS, a Declaration of Covenants, Conditions and Restrictions of Indigo Fields Homeowners Association (the "Declaration of Covenants, Conditions and Restrictions") was also recorded in the R.M.C. Office for Dorchester County on February 23, 1989, in Vol. 628, at Page 377; and

WHEREAS, the Declaration of Covenants, Conditions and Restrictions was amended by written instrument, recorded in the R.M.C. Office for Dorchester County on December 18, 1991, in Book 928, at Page 233; and the Declaration of Covenants, Conditions and Restrictions was amended by written instrument, recorded in the R.M.C. Office for Dorchester County on December 27, 1991 in Book 932, at Page 249; and

WHEREAS, the Declaration was amended for the first time by written instrument, incorrectly titled "Third Amendment to Declaration of Restrictions and Easements Indigo Fields Subdivision" recorded in the R.M.C. Office for Dorchester County on December 9, 1999 in Book 2329, at Page 28; and

WHEREAS, Paragraph 28 of the Declaration expressly provides that the Declaration may be amended at any time and from time to time by an agreement signed by at least seventy-five percent (75%) of the Owners subject to the Declaration; and

WHEREAS, at least seventy-five percent (75%) of the Owners subject to the Declaration desire to amend the Declaration as more particularly set forth herein and have consented to this Second Amendment in writing, as evidenced by the attached Certification executed by the duly elected President and Secretary of the Indigo Fields Homeowners Association, Inc.,

NOW, THEREFORE, the Declaration shall be, and is hereby amended as follows:

1. When used in this Second Amendment, unless the context shall prohibit or require otherwise, all words defined in the Declaration shall have the meanings as set forth in said Declaration.

Ronald A. Widman
 5513 LACHAPELLE BOND NORTH CHARLESTON SC
 29418

2. Paragraph 17 of the Declaration is hereby deleted in its entirety and the following is substituted therefore:

“No lot shall be used or maintained as a dumping ground for rubbish. Trash, garbage or other waste shall not be kept except in sanitary containers. All incinerators, or other equipment for the storage or disposal of such material shall be kept in a clean and sanitary condition. If such litter or other materials is found on any Lot, the same will be removed by the Lot owner of such Lot, at the Lot owner’s expense, upon written request of the Architectural Control Committee. Garbage cans, trash containers, boxes, bags, and other trash or debris, including, but not limited to tree trimmings and lawn debris, shall not be placed on the street for collection prior to 7:00 p.m. on the evening prior to the scheduled day of collection and empty containers must be removed by 8:00 p.m. on the day of collection.”

3. Paragraph 24 of the Declaration is hereby deleted in its entirety and the following is substituted therefore:

“All driveways and entrances to garages shall be of a substance approved in writing by the ACC and of a uniform quality. The entrance to a garage facing the street shall have doors closed when not in use. A maximum of four (4) cars shall be parked upon the driveway overnight, driveway permitting. There shall be no overnight parking on the streets or lawns.”

4. As amended by the first amendment to the Declaration, incorrectly titled “Third Amendment to Declaration of Restrictions and Easements Indigo Fields Subdivision”, and this Second Amendment, the Declaration of Restrictions and Easements for the Indigo Fields Subdivision shall remain in full force and effect.

[Signatures begin on the following page.]

STATE OF SOUTH CAROLINA)
)
COUNTY OF DORCHESTER)

CERTIFICATION

We, the undersigned Ronald A. Widman and Jaconda M. Lightburn, as President and Secretary of Indigo Fields Homeowners Association, Inc., respectively, do hereby certify that at least seventy-five percent (75%) of the Owners in Indigo Fields Subdivision, Dorchester County, South Carolina, have approved the within Second Amendment to Declaration of Restrictions and Easements by signing an agreement approving such Second Amendment, the originals of which are available for inspection at the offices of the Association in North Charleston, South Carolina during normal business hours. **INDIGO FIELDS HOMEOWNERS ASSOCIATION, INC.**

Matthew M. Lynes
MATTHEW M. LYNES witness

Ronald A. Widman
Name: Ronald A. Widman
Its: President

Patricia G. Widman
Patricia G. Widman witness

Jaconda M. Lightburn
Name: Jaconda M. Lightburn
Its: Secretary

STATE OF SOUTH CAROLINA)
)
COUNTY OF DORCHESTER)

ACKNOWLEDGMENT

I, Wadene K. Howell (Notary Public), do hereby certify that Ronald A. Widman and Jaconda M. Lightburn, as President and Secretary of Indigo Fields Homeowners Association, Inc., respectively, personally appeared before me this day and acknowledged the due execution of the foregoing Second Amendment to the Declaration of Restrictions and Easements.

Witness my hand and official seal this the 18 day of February 2008.

Wadene K. Howell
Notary Public For South Carolina
My Commission Expires: 3/16/2017