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Prepared by:

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STATE OF NORTH CAROLINA

COUNTY OF UNION

INDEXING NOTE TO CLERK'S OFFICE:

Please index in Grantor index under "KH Wesley Chapel, LLC," a Florida limited liability company
Please index in Grantee index under "Cresswind Wesley Chapel Homeowners Association, Inc." a North Carolina nonprofit corporation

**FIRST SUPPLEMENTAL DECLARATION OF COVENANTS, CONDITIONS,
AND RESTRICTIONS FOR CRESSWIND WESLEY CHAPEL**

THIS FIRST SUPPLEMENTAL DECLARATION OF COVENANTS, CONDITIONS, AND RESTRICTIONS FOR CRESSWIND WESLEY CHAPEL ("Supplement") is made as of January 18, 2022 (the "Effective Date") by KH WESLEY CHAPEL, LLC, a Florida limited liability company ("Declarant").

WITNESSETH:

WHEREAS, Declarant subjected certain real property located in Union County, North Carolina to the covenants and restrictions set forth in that certain Declaration of Covenants, Conditions, and Restrictions for Cresswind Wesley Chapel (as amended or supplemented, the "Declaration") recorded on November 16, 2021 in **Book 8315, Page 601** of the Register of Deeds for Union County (the "Registry").

Submitted electronically by "Woodward & Woodward PLLC"
in compliance with North Carolina statutes governing recordable documents
and the terms of the submitter agreement with the Union County Register of Deeds.

2021.12.09

WHEREAS, Declarant has the unilateral right, pursuant to Article 7, Section 10 of the Declaration, to expand Cresswind Wesley Chapel (as defined in the Declaration) to include the Additional Property (as defined in the Declaration).

WHEREAS, Declarant owns the property described in Exhibit A attached hereto and incorporated herein by reference, all of which is included within the definition of Additional Property, and Declarant wishes to include such property in Cresswind Wesley Chapel, as set forth herein.

NOW, THEREFORE, the Declaration shall be supplemented as set forth below. All capitalized terms used but not defined herein shall have the meanings given in the Declaration.

1. Expansion of Community. Pursuant to Article 7, Section 10 of the Declaration, Declarant hereby subjects the property described in Exhibit A attached hereto and incorporated herein by reference (the "Annexed Property") to the provisions of this Declaration. The Annexed Property is hereby made subject to the Declaration, the terms and conditions of which are incorporated herein by reference.
2. Declaration Ratified. Declarant hereby ratifies the Declaration, and, except as amended and supplemented by this Supplement, the Declaration shall hereafter continue in full force and effect.

[Signatures follow.]

IN WITNESS WHEREOF, Declarant have executed this Supplement as of the Effective Date.

DECLARANT:

KH Wesley Chapel LLC,
a Florida limited liability company

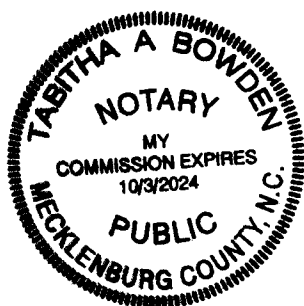
By: The Kolter Group LLC,
a Florida limited liability company,
its sole manager

By: KH LLC
Name: Michael S. McLendon
Title: Authorized Signator

STATE OF North Carolina
COUNTY OF Mecklenburg

I, Tabitha A. Bowden, a Notary Public in and for Mecklenburg County
and the State of North Carolina, do hereby certify this 6 day of
January 2022 that Michael McLendon personally appeared before
me this day and acknowledged that he is authorized Signator of The Kolter Group LLC, a Florida
limited liability company, the sole manager of KH Wesley Chapel LLC, a Florida limited liability company,
and that he voluntarily signed said instrument on behalf of said limited liability company for the purposes
therein by its authority duly given.

WITNESS my hand and notarial stamp and seal.



[SEAL]

Tabitha A. Bowden
Notary Public

My Commission Expires: 10/03/2024

EXHIBIT A

Annexed Property

Lying and being situate in Union County, North Carolina and being more particularly described as follows:

BEING all of the real property shown on those certain plat(s) entitled "Final Plat - Cresswind Subdivision Phase 1B" dated June 28, 2021 and recorded on November 3, 2021 in Plat Cabinet "Q" as Files 230-231 of the Union County Public Registry.

CONSENT

The undersigned, **REGIONS BANK**, an Alabama state banking corporation, in its capacity as administrative agent for itself and other lenders ("Beneficiary"), is the holder of that certain Amended and Restated Deed of Trust, Assignment of Rents and Leases, Collateral Assignment of Property Agreements, Security Agreement and Fixture Filing dated February 3, 2021, recorded in **Book 7977, Pages 700-728** of the Union County NC Register of Deeds (the "Deed of Trust"), which encumbers the property described in Exhibit A attached to the foregoing First Supplemental Declaration of Covenants, Conditions and Restrictions for Cresswind Wesley Chapel (the "Supplemental"). Beneficiary hereby consents to the foregoing Supplemental and consents to the execution, delivery, and recording of the Supplemental, and agrees that any subsequent foreclosure of the Deed of Trust shall not extinguish the Supplemental.

IN WITNESS WHEREOF, Lender has caused this Consent to be executed effective as of Dec. 13th, 2021.

LENDER:

REGIONS BANK,
an Alabama state banking corporation,
as Administrative Agent

By: _____
Name: _____
Title: _____

Fred Behnke
Sr. Vice President

STATE OF Florida

COUNTY OF Pinellas

I certify that the following person personally appeared before me this day and acknowledge to me that he/she signed the foregoing document for the purposes stated therein and in the capacity indicated:

Date: 12/13/2021

[Signature]
Signature of Notary

[INK SEAL]

Printed Name: Chad Fleming

My commission expires: 10/26/2024

