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STATE OF SOUTH CAROLINA) NINTH AMENDMENT TO
) DECLARATION OF COVENANTS,
COUNTY OF BEAUFORT) CONDITIONS AND RESTRICTIONS
) FOR HAMPTON HALL CLUB

THIS NINTH AMENDMENT OF DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS FOR HAMPTON HALL CLUB ("Ninth Amendment") made this 5th day of December, 2005, by Hampton Hall, LLC, a South Carolina Limited Liability Company ("Declarant").

WITNESSETH:

WHEREAS, the Declarant recorded the Declaration of Covenants, Conditions and Restrictions for Hampton Hall Club dated March 17, 2003 in the Office of the Register of Deeds for Beaufort County, South Carolina in Book 1729 at page 1965, as amended (the "General Covenants");

WHEREAS, Declarant reserved the right in Article II, Section 2.02 and in Article XI, Section 11.01 of the General Covenants to unilaterally in its discretion submit additional property to the General Covenants by the recording of a document of record in the Office of the Register of Deeds for Beaufort County, South Carolina, describing such additional property and stating the Declarant's intent to submit the additional property to the General Covenants; and

WHEREAS, Declarant holds title in fee simple to the certain lands located in the Town of Bluffton, Beaufort County, South Carolina, described in Exhibit "A" attached hereto and incorporated herein (hereinafter referred to as the "Property"); and

WHEREAS, the Declarant now wishes to extend the General Covenants and to submit the Property described in Exhibit "A" to the General Covenants.

NOW, THEREFORE, the Declarant hereby declare:

1. **Covenants.** That the Property described in Exhibit "A" attached hereto and by this reference incorporated herein shall be held, transferred, sold, assigned, conveyed, given, purchased, leased, occupied, possessed, mortgaged, encumbered and used subject to the General Covenants. The General Covenants and the benefits, obligations, and affirmative and negative burdens of the General Covenants, whether pertaining to things, benefits and obligations presently existing or to be created or executed in the future, do and shall, in equity and at law, touch and concern, benefit and burden and run with the Property as described on Exhibit "A".
2. **Ratification.** All terms and conditions of the General Covenants are hereby ratified and confirmed by the Declarant herein and are made applicable to the Property described in Exhibit "A".

benefits and obligations presently existing or to be created or executed in the future, do and shall, in equity and at law, touch and concern, benefit and burden and run with the Property as described on Exhibit "A".

- 2. **Ratification.** All terms and conditions of the General Covenants are hereby ratified and confirmed by the Declarant and with the consent and joinder of Toll herein and are made applicable to the Property described in Exhibit "A".

IN WITNESS WHEREOF, Declarant and Toll have caused these presents to be executed by its duly authorized officer this 16th day of November, 2005.

SIGNED, SEALED AND DELIVERED

Yusema Diaz
Kalle H. Eble

Hampton Hall, LLC, a South Carolina limited liability company

By: [Signature]
Gerrit C. Albert
President

STATE OF SOUTH CAROLINA)
)
COUNTY OF BEAUFORT)

ACKNOWLEDGMENT

I, the undersigned Notary Public, do hereby certify that Gerrit C. Albert, President of Hampton Hall, LLC, personally appeared before me this day and acknowledged the due execution of the foregoing instrument.

Witness my hand and official seal this 16th day of November, 2005.

Kalle H. Eble
Notary Public for South Carolina
My Commission Expires 11/20/06

SIGNED, SEALED AND DELIVERED

TOLL SC II, L.P., a South Carolina
Limited partnership

Theresa Fousemorti
Witness
THERESA FONSEMORTI

By: Toll SC GP Corp., a South
Carolina Corporation, its
General Partner

Sophia Settefrati
Notary
SOPHIA SETTEFRATI

By: Christopher G. Gaffney
Christopher G. Gaffney
Division President

STATE OF PENNSYLVANIA)
)
COUNTY OF MONTGOMERY)

ACKNOWLEDGMENT

I, the undersigned Notary Public, do hereby certify that Christopher G. Gaffney, the Division President of Toll SC GP Corp., a South Carolina corporation, General Partner of TOLL SC II, L.P., a South Carolina limited partnership, personally appeared before me this day and acknowledged the due execution of the foregoing instrument.

Witness my hand and seal this 05 day of December, 2005.

Sophia Settefrati
Notary Public for _____
My Commission Expires: _____

COMMONWEALTH OF PENNSYLVANIA
Notarial Seal
Sophia Settefrati, Notary Public
Horsham Twp., Montgomery County
My Commission Expires May 11, 2008
Member, Pennsylvania Association of Notaries

Exhibit "A"

All that certain piece, parcel or lot of land lying and being in Hampton Hall, Beaufort County, South Carolina, being shown on the Plat entitled "A Plat of Hampton Hall Phase 2B-2 Lots, Hampton Hall, Beaufort County, South Carolina", said plat being dated December 14, 2004, said plat prepared by Thomas & Hutton Engineering Co., Savannah, Georgia, Boyce L. Young, S.C.R.L.S. No. 11079, and recorded in the Beaufort County Records in Plat Book 105 at Page 179. For a more detailed description as to the courses, metes and bounds of the above mentioned lot, reference is had to said plat of record.