

SUPPLEMENTAL DECLARATION OF
GLENHAVEN AT FIRETHORNE CONDOMINIUM PHASE II

THIS SUPPLEMENTAL DECLARATION and exhibits which are attached hereto and made a part hereof are made and executed as of the 27th day of November, 1989 by Sunrise Limited Partnership, an Illinois limited partnership (the "Declarant"), for itself, its successors and assigns pursuant to the provisions of Chapter 47C of the North Carolina General Statutes entitled the "North Carolina Condominium Act" and Article III of the Declaration of Glenhaven at Firethorne Condominium recorded in Book 6154 at Page 397 in the Mecklenburg County Public Registry.

W I T N E S S E T H :

WHEREAS, the Declarant created Glenhaven at Firethorne Condominium, Phase I by Declaration of Glenhaven at Firethorne Condominium recorded in Book 6154 at Page 397 in the Mecklenburg County Public Registry (the "Declaration");

and 16.00
<> 16.00
14.57 #1088 000 16.00
11/27/89

WHEREAS, the Declaration provided in Article III that the Declarant or its successors and assigns, could add Additional Real Estate to the Condominium at any time without further consent of the Unit Owners and First Mortgagees; and

WHEREAS, one (1) building containing a total of six (6) units has been constructed and Declarant desires to submit that property described in Exhibit A attached hereto to the provisions of the North Carolina Condominium Act and to add Phase II to Glenhaven at Firethorne Condominium;

NOW, THEREFORE, the Declarant does hereby submit the property described on Exhibit A attached hereto to the provisions of Chapter 47C of the North Carolina General Statutes as Phase II of Glenhaven at Firethorne Condominium, and does hereby publish and declare that all of the property described in Exhibit A is held and shall be held, conveyed, hypothecated, encumbered, used, occupied and improved, subject to the covenants, conditions, restrictions, uses, limitations and obligations of the Declaration which is incorporated herein by reference, all of which are declared and agreed to be in furtherance of a plan for the improvement of said property and the division thereof into condominium units, and shall be deemed to run with the land and shall be a burden and benefit to the Declarant, its successors and assigns, and any person(s) acquiring and owning an interest in the real property and improvements, their grantees, successors, heirs, executors, administrators, devisees and assigns.

FURTHERMORE, the Units created by this Supplemental Declaration are identified on Exhibit B as Units 5916, 5918, 5920, 5922, 5924 and 5926. The plans therefore are incorporated in this Supplemental Declaration and have been filed for

DRAWN BY AND MAIL TO:
HORACK, TALLEY, PHARR & WILSON, P.A. (Box 74)
Timothy W. Gilbert
2600 One First Union Center, 301 S. College St.
Charlotte, NC 28202-6038

89 NOV 27 AM 10:32

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6158 0784

record contemporaneously herewith in Condominium Unit Ownership File No. 373 in the Mecklenburg County Public Registry.

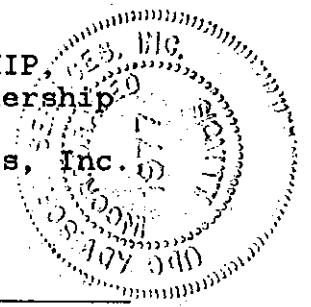
FURTHERMORE, each Unit in Glenhaven at Firethorne Condominium, Phases I and II, inclusive, shall, from the date of the recording of this Supplemental Declaration, have the percentage interest in the Common Elements appurtenant to such Unit as set forth in Exhibit B attached hereto.

IN WITNESS WHEREOF, the Declarant has caused this Supplemental Declaration to be signed and sealed as its act and deed, the day and year first above written.

SUNRISE LIMITED PARTNERSHIP
an Illinois limited partnership

BY: UDC Advisory Services, Inc.
General Partner.

[CORPORATE SEAL]



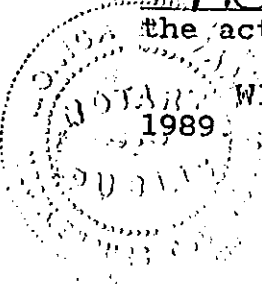
ATTEST:

By: [Signature]
Vice President

[Signature]
Secretary

STATE OF North Carolina
COUNTY OF Mecklenburg

This 31st day of November, 1989, before me, the undersigned Notary Public in and for the County and State aforesaid, personally came Mark Upton, who, being duly sworn, says that he is Vice President of UDC ADVISORY SERVICES, INC., the authorized General Partner of SUNRISE LIMITED PARTNERSHIP, an Illinois limited partnership; that the seal affixed to the foregoing instrument in writing is the corporate seal of said corporation, and that he signed and sealed said instrument on behalf of said corporation in its capacity as General Partner of said limited partnership, by the authority of its Board of Directors duly given. And the said Mark Upton acknowledged said instrument to be the act and deed of said corporation.



WITNESS my hand and seal this 31st day of November, 1989

[Signature]
Notary Public

My Commission Expires: 3/26/92

12A.GH

EXHIBIT ASUPPLEMENTAL DECLARATION OF
GLENHAVEN AT FIRETHORNE CONDOMINIUM, PHASE II

Lying and being in the City of Charlotte, Mecklenburg County, North Carolina, and being more particularly described as follows:

BEGINNING at a point located the following two (2) courses and distances from a point marking the easternmost corner of Firethorne Condominium, Phase ~~XII~~, as shown in Unit Ownership File 273 at Page 27 recorded in the Mecklenburg County Public Registry: (1) with the arc of a circular curve to the left having a radius of 300 feet, an arc distance of 72.17 feet and a chord bearing of South 48-53-09 East, a chord distance of 72.0 feet to a point; and (2) with the arc of a circular curve to the left having a radius of 239.71 feet, an arc distance of 95.65 feet and a chord bearing of South 67-24-17 East, a chord distance of 95.02 feet to the Beginning point, and running thence from said Beginning point with the arc of a circular curve to the left having a radius of 239.71 feet, an arc distance of 90.71 feet and a chord bearing of South 89-40-39 East, a chord distance of 90.17 feet to a point; thence with the arc of a circular curve to the right having a radius of 74.49 feet, an arc distance of 67.26 feet and a chord bearing of South 74-39-09 East, a chord distance of 65.0 feet to a point; thence South 48-47-11 East 89.02 feet to a point; thence South 39-08-18 West 121.56 feet to a point; thence North 45-44-28 West 210.52 feet to a point; thence with the arc of a circular curve to the left having a radius of 105.77 feet, an arc distance of 25.0 feet and a chord bearing of North 17-56-07 East, a chord distance of 24.94 feet to the point and place of Beginning, and containing 0.4672 acre as shown on survey of Glenhaven at Firethorne Condominium Phase II dated October 16, 1989 by ESP Associates, P.A., to which survey reference is hereby made for a more particular description of the property.

DEU1-24A.TWG

EXHIBIT B
SUPPLEMENTAL DECLARATION OF
GLENHAVEN AT FIRETHORNE CONDOMINIUM, PHASE II

Percentage of Interests in Common Elements,
 Phases I and II (inclusive)

<u>Unit Number</u>	<u>Unit Type</u>	<u>Unit Area (Square Feet)</u>	<u>Percentage of Undivided Interest in Common Elements and of Common Expenses (Subject to reduction if Additional Real Estate added to Condominium)</u>
<u>Phase I:</u>			
5801	C	1490	10.45
5803	D	1476	10.34
5805	A	1389	9.74
5807	B	1388	9.73
<u>Phase II:</u>			
5816	C	1490	10.45
5818	D	1476	10.35
5820	A	1389	9.74
5822	B	1388	9.73
5824	A	1389	9.74
5826	B	<u>1388</u>	<u>9.73</u>
		14,263	100.00 %

6158 0787

CONSENT AND SUBORDINATION OF MORTGAGEE

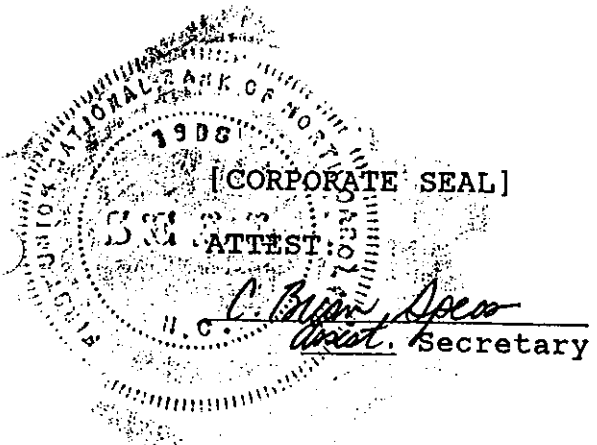
First Union National Bank of North Carolina, the holder of that certain Note secured by that certain deed of trust dated June 15, 1984, and recorded in Book 4856 at Page 307 and modified by agreement recorded in Book 6106 at Page 311 in the Mecklenburg County Public Registry and Douglas F. Woolley III, Substitute Trustee, do hereby consent to the terms, conditions, and covenants in the foregoing Supplemental Declaration, and agree that the lien of said deed of trust and the interest of the beneficiary therein, are subject and subordinate in all respects to the terms, conditions, and covenants contained in said Supplemental Declaration, including all exhibits.

IN WITNESS WHEREOF, the undersigned has caused this Consent to be duly executed this 27th day of November, 1989.

FIRST UNION NATIONAL BANK
OF NORTH CAROLINA

BY: [Signature]
Title: VICE PRESIDENT

[Signature] (SEAL)
Douglas F. Woolley III,
Substitute Trustee

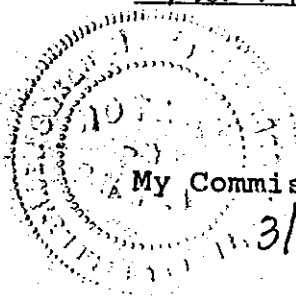


STATE OF NORTH CAROLINA
COUNTY OF MECKLENBURG

This 27th day of November, 1989, before me, the undersigned Notary Public in and for the County and State aforesaid, personally came Douglas F. Woolley III, who, being duly sworn, says that he is Vice President of FIRST UNION NATIONAL BANK OF NORTH CAROLINA, and that the seal affixed to the foregoing instrument in writing is the corporate seal of said corporation, and that he signed and sealed said instrument on behalf of said corporation by its authority duly given. And the said Vice President acknowledged said instrument to be the act and deed of said corporation.

WITNESS my hand and seal, this 27th day of November, 1989.

Juan H. Funk
Notary Public



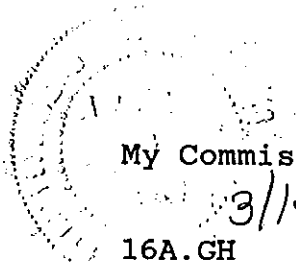
My Commission Expires:
3/14/93

STATE OF NORTH CAROLINA
COUNTY OF MECKLENBURG

Before me, the undersigned Notary Public in and for the County and State aforesaid, personally came DOUGLAS F. WOOLLEY III, Substitute Trustee, and acknowledged the due execution of the foregoing instrument in writing for the purposes therein expressed.

WITNESS my hand and notarial seal, this 27th day of November, 1989.

Juan H. Funk
Notary Public



My Commission Expires
3/14/93
16A.GH

State of North Carolina, County of Mecklenburg
The foregoing Certificate(s) of Monica D. Vane and
Sarah H. Funkhouser

Notary(ies) Public is/are certified to be correct. This instrument and this certificate are duly registered at the date and time and in the Book and Page shown on the first page hereof.

ANNE A. POWERS, REGISTER OF DEEDS

By Amy K. Privett Deputy - Register of Deeds

SELLERS, HINSHAW, AYERS, DORTCH & LYONS, P.A.

ATTORNEYS AT LAW
SUITE 410 CAMERON-BROWN BUILDING
301 SOUTH McDOWELL STREET
CHARLOTTE, NORTH CAROLINA 28204-2686

JOHN F. AYERS III
ROBERT C. DORTCH, JR.
G. EDWARD HINSHAW, JR.
CHARLES E. LYONS II*
TIMOTHY G. SELLERS*
ROBERT A. WHITLOW †

TELEPHONE
(704) 377-5050

FACSIMILE
(704) 339-0172

* Also Admitted in South Carolina
† Also Admitted in Georgia

JESSICA E. THURBEE*

December 4, 2000

**VIA FIRST CLASS MAIL
AND FACSIMILE NO: 569-9669**

Ms. Kathey Harter
Henderson Properties
3329 Commonwealth Avenue
Charlotte, NC 28205

Re: Glenhaven at Firethorne Homeowners Association, Inc.

Dear Kathey:

I am sending you a copy of a Written Ballot which I would propose to use to facilitate the requested Amendments to the Bylaws. Based on our conversation on November 21, the Board of Directors at Glenhaven has decided to adopt all of the proposed Amendments to the Bylaws set forth in "EXHIBIT B" which was the subject of my October 12 letter.

The vote can be taken using the document denominated "Action by Written Ballot" which contains the statutory reference and indicates in the concluding paragraph the date by which the Ballot must be returned in order to be counted. All those who appear at the meeting can be provided with the Ballot and can cast their vote at that time. In order for the Amendments to be adopted using this form, a copy of this "Action by Written Ballot" will need to be sent to all Unit Owners who did not attend the meeting, in person or by proxy, so that they will have an opportunity to cast a vote should they wish to do so. Those holding proxies may mark the Ballots for the Units to which their proxy relates. The proxies should be attached to the Ballot to which it relates. Since a quorum is defined under Section 2.7 to be twenty percent (20%) of the total votes of the Association, the Amendments are approved when action by written ballot forms supporting the amendments are received from members representing more than ten percent of the total votes (i.e., a majority of the required quorum).

Ms. Kathey Harter
December 4, 2000
Page 2

If the Amendments are ultimately approved, they will need to be memorialized in a Certificate executed by the Chairman or Vice-Chairman and attested by the Secretary or Assistant Secretary of the Association with the formalities of a Deed and recorded in the Register of Deeds for Mecklenburg County. We can prepare that Certificate once we are informed whether or not the Amendments are approved.

The paperwork sent over also proposed a few Amendments to the Declaration. The standard for amending the Declaration is much higher. Proposed Amendments to Section 2.6 are prohibited by law. I have read the proposed revisions for Section 5.3 and 5.7. I believe that the Board can accomplish the purposes behind the revisions suggested for Section 5.3 by simply publishing a blank written consent to the types of signs indicated which contain the limitations suggested. The revisions for Section 5.7 merely restate, in a different way, the provisions of the existing 5.7. I spoke with Ms. Wells concerning this issue on Friday. A brief letter detailing my specific position on these two declaration provisions is included.

Please call me if you have any questions concerning the Amendment process or the enclosed documents.

Sincerely yours,


Timothy G. Sellers

TGS/dl
Enclosures

S:\USERS\SHARER\BARBAS\ASSOC\glenhaven\harter let wpd

000110

PRESENTED FOR REGISTRATION

90 JUN 26 AM 11:54

ANNE A. POWERS
REGISTER OF DEEDS
MECKLENBURG CO., N.C.

**SUPPLEMENTAL DECLARATION OF
GLENHAVEN AT FIRETHORNE CONDOMINIUM PHASE VI**

THIS SUPPLEMENTAL DECLARATION and exhibits which are attached hereto and made a part hereof are made and executed as of the 26th day of June, 1990, by UDC-Universal Development L.P., an Illinois limited partnership (the "Declarant"), for itself, its successors and assigns pursuant to the provisions of Chapter 47C of the North Carolina General Statutes entitled the "North Carolina Condominium Act" and Article III of the Declaration of Glenhaven at Firethorne Condominium recorded in Book 6154 at Page 397 in the Mecklenburg County Public Registry.

18.00
18.00
18.00

06/26/90

W I T N E S S E T H :

WHEREAS, Sunrise Limited Partnership, an Illinois limited partnership, created Glenhaven at Firethorne Condominium, Phase I by Declaration of Glenhaven at Firethorne Condominium recorded in Book 6154 at Page 397 in the Mecklenburg County Public Registry (the "Declaration"); and

WHEREAS, the Declaration provided in Article III that the Declarant or its successors and assigns, could add Additional Real Estate to the Condominium at any time without further consent of the Unit Owners and First Mortgagees; and

WHEREAS, Sunrise Limited Partnership created Glenhaven at Firethorne Phase II by Supplemental Declaration of Glenhaven at Firethorne Condominium recorded in Book 6158 at Page 783, and together with Declarant created Glenhaven at Firethorne Phase III by Supplemental Declaration of Glenhaven at Firethorne Condominium, Phase III recorded in Book 6192 at Page 228, both in the Mecklenburg County Public Registry; and

WHEREAS, Declarant created Glenhaven at Firethorne Phase IV by Supplemental Declaration of Glenhaven at Firethorne Condominium recorded in Book 6206 at Page 573 in the Mecklenburg County Public Registry and Glenhaven at Firethorne Phase V by Supplemental Declaration of Glenhaven at Firethorne Condominium recorded on June 15, 1990 in the Mecklenburg County Public Registry; and

WHEREAS, one (1) building containing a total of six (6) units has been constructed and Declarant, as successor to Sunrise Limited Partnership, desires to submit that property described in Exhibit A attached hereto to the provisions of the North Carolina Condominium Act and to add Phase VI to Glenhaven at Firethorne Condominium;

NOW, THEREFORE, the Declarant does hereby submit the property described on Exhibit A attached hereto to the provisions of Chapter 47C of the North Carolina General Statutes as

DEEDBOOK PAGE
6299 0464

Timothy W. Gill
2600 One First U... Center, 301 S. College St.
Charlotte, NC 28202-6038

Phase VI of Glenhaven at Firethorne Condominium, and does hereby publish and declare that all of the property described in Exhibit A is held and shall be held, conveyed, hypothecated, encumbered, used, occupied and improved, subject to the covenants, conditions, restrictions, uses, limitations and obligations of the Declaration which is incorporated herein by reference, all of which are declared and agreed to be in furtherance of a plan for the improvement of said property and the division thereof into condominium units, and shall be deemed to run with the land and shall be a burden and benefit to the Declarant, its successors and assigns, and any person(s) acquiring and owning an interest in the real property and improvements, their grantees, successors, heirs, executors, administrators, devisees and assigns.

FURTHERMORE, the Units created by this Supplemental Declaration are identified on Exhibit B as Units 5949, 5951, 5953, 5955, 5957 and 5959. The plans therefore are incorporated in this Supplemental Declaration and have been filed for record contemporaneously herewith in Condominium Unit Ownership File No. 373 in the Mecklenburg County Public Registry.

FURTHERMORE, each Unit in Glenhaven at Firethorne Condominium, Phases I, II, III, IV, V and VI, inclusive, shall, from the date of the recording of this Supplemental Declaration, have the percentage interest in the Common Elements appurtenant to such Unit as set forth in Exhibit B attached hereto.

IN WITNESS WHEREOF, the Declarant has caused this Supplemental Declaration to be signed and sealed as its act and deed, the day and year first above written.



[CORPORATE SEAL]

ATTEST:

Martha D. Latham
Asst. Secretary

UDC-UNIVERSAL DEVELOPMENT L.P.,
an Illinois limited partnership

BY: UDC Corporation,
General Partner

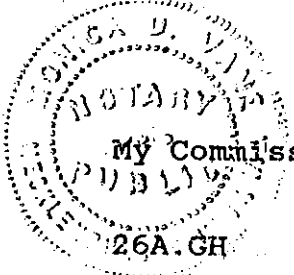
By: [Signature]
Senior Vice President

STATE OF North Carolina
COUNTY OF Mecklenburg

This 24th day of June, 1990, before me, the undersigned Notary Public and for the County and State aforesaid, personally came Mark R. Upton, who, being duly sworn, says that he is the Senior Vice President of UDC CORPORATION, the authorized General Partner of UDC-UNIVERSAL DEVELOPMENT, L.P., an Illinois limited partnership; that the seal affixed to the foregoing instrument in writing is the corporate seal of said corporation, and that he signed and sealed said instrument on behalf of said corporation in its capacity as General Partner of said limited partnership, by the authority of its Board of Directors duly given. And the said Mark R. Upton acknowledged said instrument to be the act and deed of said corporation.

WITNESS my hand and seal this 26th day of June, 1990.

Myra D. Vane
Notary Public



My Commission Expires: 3/26/92

EXHIBIT ASUPPLEMENTAL DECLARATION OF
GLENHAVEN AT FIRETHORNE CONDOMINIUM, PHASE VI

Lying and being in the City of Charlotte, Mecklenburg County, North Carolina, and being more particularly described as follows:

BEGINNING at a point marking the southernmost corner of Phase XII of Firethorne Condominium as shown on plat recorded in Unit Ownership File #273 at Page 27 in the Mecklenburg County Public Registry, said point also being in the northeasterly line of Phase XI of Firethorne Condominium as shown in Unit Ownership File #273 at Page 31 in the Mecklenburg County Public Registry, and running thence along the southeasterly margin of the aforesaid Phase XII of Firethorne Condominium the following three (3) courses and distances: (1) North 38-00-22 East 34.98 feet to a point, (2) with the arc of a circular curve to the right having a radius of 503.68 feet, an arc distance of 99.80 feet and a chord bearing of North 42-53-10 East, a chord distance of 99.64 feet to a point, and (3) North 47-45-58 East 42.37 feet to a point; thence with the arc of a circular curve to the left having a radius of 300 feet, an arc distance of 72.17 feet and a chord bearing of South 48-53-09 East, a chord distance of 72 feet to a point; thence with the arc of a circular curve to the left having a radius of 239.72 feet, an arc distance of 95.65 feet and a chord bearing of South 67-24-17 East, a chord distance of 95.02 feet to a point within the right-of-way of Amity Springs Drive; thence within said right-of-way of Amity Springs Drive the following six (6) courses and distances: (1) with the arc of a circular curve to the right having a radius of 105.77 feet, an arc distance of 91.90 feet and a chord bearing of South 36-03-17 West a chord distance of 89.03 feet to a point, (2) South 60-56-43 West 44.77 feet to a point, (3) with the arc of a circular curve to the left having a radius of 84.56 feet, an arc distance of 74.72 feet and a chord bearing of South 35-37-43 West, a chord distance of 72.32 feet to a point, (4) South 10-18-43 West 21.89 feet to a point, (5) with the arc of a circular curve to the left having a radius of 299.43 feet, an arc distance of 22.44 feet and a chord bearing of North 80-01-28 West, a chord distance of 22.43 feet to a point, and (6) North 82-10-15 West 54.86 feet to a point; thence North 87-11-13 West 131.47 feet to a point marking the southernmost corner of Phase XI of Firethorne Condominium as shown in Unit Ownership File #273 at Page 31 in the Mecklenburg County Public Registry; thence along the southeasterly line of the aforesaid Phase XI of Firethorne Condominium North 37-32-21 East 138.39 feet to a point marking the easternmost corner of said Phase XI of Firethorne Condominium; thence along the northeasterly line of Phase XI of Firethorne Condominium North 52-27-39 West 2.12 feet to the point and place of Beginning, and containing 1.0071 acres as shown on survey of Glenhaven at Firethorne Condominium Phase VI

DEEDBOOK PAGE
6299 0468

dated May 21, 1990 by Joseph W. Hendrick, N.C.R.L.S., of E.S.P. Associates, P.A., to which survey reference is hereby made for a more particular description of the property.

27A.GH

EXHIBIT B
SUPPLEMENTAL DECLARATION OF
GLENHAVEN AT FIRETHORNE CONDOMINIUM, PHASE VI

Percentage of Interests in Common Elements,
 Phases I, II, III, IV, V and VI (inclusive)

<u>Unit Number</u>	<u>Unit Type</u>	<u>Unit Area (Square Feet)</u>	<u>Percentage of Undivided Interest in Common Elements and of Common Expenses (Subject to reduction if Additional Real Estate added to Condominium)</u>
<u>Phase I:</u>			
5801	C	1653	3.348
5803	D	1983	4.018
5805	A	1558	3.155
5807	B	1886	3.820
<u>Phase II:</u>			
5816	C	1653	3.348
5818	D	1983	4.018
5820	A	1558	3.155
5822	B	1886	3.820
5824	A	1558	3.155
5826	B	1886	3.820
<u>Phase III:</u>			
5809	C	1653	3.348
5811	D	1983	4.018
5813	A	1558	3.155
5815	B	1886	3.820
<u>Phase IV:</u>			
5828	C	1653	3.348
5830	D	1983	4.018
5832	A	1558	3.155
5834	B	1886	3.820

SUPPLEMENTAL DECLARATION OF
GLENHAVEN AT FIRETHORNE CONDOMINIUM PHASE X

THIS SUPPLEMENTAL DECLARATION and exhibits which are attached hereto and made a part hereof are made and executed as of the 3rd day of September, 1991, by UDC-Universal Development L.P., an Illinois limited partnership and Sunrise Limited Partnership, an Illinois limited partnership (collectively, the "Declarants"), for themselves, their successors and assigns pursuant to the provisions of Chapter 47C of the North Carolina General Statutes entitled the "North Carolina Condominium Act" and Article III of the Declaration of Glenhaven at Firethorne Condominium recorded in Book 6154 at Page 397 in the Mecklenburg County Public Registry.

W I T N E S S E T H :

WHEREAS, Sunrise Limited Partnership, an Illinois limited partnership, created Glenhaven at Firethorne Condominium, Phase I by Declaration of Glenhaven at Firethorne Condominium recorded in Book 6154 at Page 397 in the Mecklenburg County Public Registry (the "Declaration"); and

WHEREAS, the Declaration provided in Article III that the Declarant or its successors and assigns, could add Additional Real Estate to the Condominium at any time without further consent of the Unit Owners and First Mortgagees; and

WHEREAS, Sunrise Limited Partnership created Glenhaven at Firethorne Phase II by Supplemental Declaration of Glenhaven at Firethorne Condominium recorded in Book 6158 at Page 783, and together with Declarant created Glenhaven at Firethorne Phase III by Supplemental Declaration of Glenhaven at Firethorne Condominium, Phase III recorded in Book 6192 at Page 228, both in the Mecklenburg County Public Registry; and

WHEREAS, UDC-Universal Development L.P. created Glenhaven at Firethorne Phase IV by Supplemental Declaration of Glenhaven at Firethorne Condominium recorded in Book 6206 at Page 573, Glenhaven at Firethorne Phase V by Supplemental Declaration of Glenhaven at Firethorne Condominium recorded in Book 6294 at Page 100 and Glenhaven at Firethorne Phase VI by Supplemental Declaration of Glenhaven at Firethorne Condominium recorded in Book 6299 at Page 404 all in the Mecklenburg County Public Registry; and

WHEREAS, UDC-Universal Development L.P. and Sunrise Limited Partnership jointly created Glenhaven at Firethorne Phases VII, VIII and IX by Supplemental Declarations of Glenhaven at Firethorne Condominium recorded in Book 6401 at Page 520, Book 6422 at Page 335 and Book 6481 at Page 697, respectively, in the Mecklenburg County Public Registry; and

DESIGNED BY AND MADE FOR
SERVICES, VALLEY, PHARR & LOWMEYER
#308 84

WHEREAS, one (1) building containing a total of four (4) units has been constructed and Declarants desire to submit that property described in Exhibit A attached hereto to the provisions of the North Carolina Condominium Act and to add Phase X to Glenhaven at Firethorne Condominium;

NOW, THEREFORE, the Declarants do hereby submit the property described on Exhibit A attached hereto to the provisions of Chapter 47C of the North Carolina General Statutes as Phase X of Glenhaven at Firethorne Condominium, and do hereby publish and declare that all of the property described in Exhibit A is held and shall be held, conveyed, hypothecated, encumbered, used, occupied and improved, subject to the covenants, conditions, restrictions, uses, limitations and obligations of the Declaration which is incorporated herein by reference, all of which are declared and agreed to be in furtherance of a plan for the improvement of said property and the division thereof into condominium units, and shall be deemed to run with the land and shall be a burden and benefit to the Declarants, their successors and assigns, and any person(s) acquiring and owning an interest in the real property and improvements, their grantees, successors, heirs, executors, administrators, devisees and assigns.


FURTHERMORE, the Units created by this Supplemental Declaration are identified on Exhibit B as Units 5845, 5847, 5849 and 5851. The plans therefore are incorporated in this Supplemental Declaration and have been filed for record contemporaneously herewith in Condominium Unit Ownership File No. 373 in the Mecklenburg County Public Registry.

FURTHERMORE, each Unit in Glenhaven at Firethorne Condominium, Phases I, II, III, IV, V, VI, VII, VIII, IX and X, inclusive, shall, from the date of the recording of this Supplemental Declaration, have the percentage interest in the Common Elements appurtenant to such Unit as set forth in Exhibit B attached hereto.

IN WITNESS WHEREOF, the Declarants have caused this Supplemental Declaration to be signed and sealed as their acts and deeds, the day and year first above written.

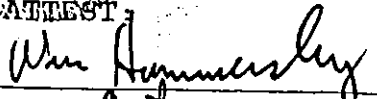
UDC-UNIVERSAL DEVELOPMENT L.P.,
an Illinois limited partnership (SEAL)

BY: UDC Corporation,
General Partner

By: 
Senior Vice President

[CORPORATE SEAL]

ATTEST


Asst. Secretary

SUNRISE LIMITED PARTNERSHIP,
an Illinois limited partnership (SEAL)

BY: UDC Advisory Services, Inc.
General Partner

BY: [Signature]
Senior Vice-President

[CORPORATE SEAL]

ATTEST

[Signature]
Asst. Secretary

STATE OF FLORIDA

COUNTY OF PALM BEACH

This 27th day of August, 1991, before me, the undersigned Notary Public in and for the County and State aforesaid, personally came Mark R. Upton, who, being duly sworn, says that he is the Senior Vice President of UDC CORPORATION, the authorized General Partner of UDC-UNIVERSAL DEVELOPMENT, L.P., an Illinois limited partnership; that the seal affixed to the foregoing instrument in writing is the corporate seal of said corporation, and that he signed and sealed said instrument on behalf of said corporation in its capacity as General Partner of said limited partnership, by the authority of its Board of Directors duly given. And the said Mark R. Upton acknowledged said instrument to be the act and deed of said corporation.

WITNESS my hand and seal this 27th day of August, 1991.

[Signature]
Notary Public

My Commission Expires:



OFFICIAL NOTARY SEAL
DEBBIE MOLLEMA
MY COMM. EXP. 3/19/93

STATE OF FLORIDA

COUNTY OF PALM BEACH

This 27th day of August, 1991, before me, the undersigned Notary Public in and for the County and State aforesaid, personally came Mark R. Upton, who, being duly sworn, says that he is the Senior Vice President of UDC ADVISORY SERVICES, INC. General Partner of SUNRISE LIMITED PARTNERSHIP, an Illinois limited partnership; that the seal affixed to the foregoing instrument in writing is the corporate seal of said corporation, and that he signed and sealed said instrument on behalf of said corporation in its capacity as General Partner of said limited partnership, by the authority of its Board of Directors duly given. And the said Mark R. Upton acknowledged said instrument to be the act and deed of said corporation.

WITNESS my hand and seal this 27th day of August, 1991.

Debbie Mollema
Notary Public

My Commission Expires:

U1-34G.TWG



"OFFICIAL NOTARY SEAL"
DEBBIE MOLLEMA
MY COMM. EXP. 3/19/93

EXHIBIT A

SUPPLEMENTAL DECLARATION OF
GLENHAVEN AT FIRETHORNE CONDOMINIUM, PHASE X

Lying and being in the City of Charlotte, Mecklenburg County, North Carolina, and being more particularly described as follows:

BEGINNING at a point within the right-of-way of Amity Springs Drive (a private street), said point marking the southwesterly corner of Phase IX of Glenhaven at Firethorne Condominium as shown in Condominium Unit Ownership File No. 373 at Page 17 in the Mecklenburg County Public Registry, and running thence along the southerly line of the aforesaid Phase IX of Glenhaven at Firethorne Condominium South 79-15-33 East 152.55 feet to a point; thence South 01-11-53 East 143 feet to a point; thence North 62-50-17 West 218.08 feet to a point within the right-of-way of Amity Spring Drive; thence within said right-of-way of Amity Springs Drive the following two (2) courses and distances: (1) with the arc of a circular curve to the left having a radius of 59.29 feet, an arc distance of 63.25 feet and a chord bearing of North 38-38-28 East, a chord distance of 60.29 feet to a point, and (2) North 08-04-49 East 25 feet to the point and place of Beginning, and containing 0.4355 acre as shown on survey entitled "Final Plat of Phase X Glenhaven at Firethorne Condominium" dated July 31, 1991, by Joseph W. Hendrick, N.C.R.L.S., of ESP Associates, P.A., to which survey reference is hereby made for a more particularly description of the property.

U1-33G.TWG

EXHIBIT B
SUPPLEMENTAL DECLARATION OF
GLENHAVEN AT FIRETHORNE CONDOMINIUM, PHASE X

Percentage of Interests in Common Elements,
 Phases I, II, III, IV, V, VI, VII, VIII, IX and X (inclusive)

<u>Unit Number</u>	<u>Unit Type</u>	<u>Unit Area (Square Feet)</u>	<u>Percentage of Undivided interest in Common Elements and of Common Expenses (Subject to reduction if Additional Real Estate added to Condominium)</u>
<u>Phase I:</u>			
5801	C	1653	2.023
5803	D	1983	2.427
5805	A	1558	1.907
5807	B	1886	2.308
<u>Phase II:</u>			
5816	C	1653	2.023
5818	D	1983	2.427
5820	A	1558	1.907
5822	B	1886	2.308
5824	A	1558	1.907
5826	B	1886	2.308
<u>Phase III:</u>			
5809	C	1653	2.023
5811	D	1983	2.427
5813	A	1558	1.907
5815	B	1886	2.308
<u>Phase IV:</u>			
5828	C	1653	2.023
5830	D	1983	2.427
5832	A	1558	1.907
5834	B	1886	2.308

Phase V:

5821	C	1653	2.023
5823	D	1983	2.427
5825	A	1558	1.907
5827	B	1886	2.308

Phase VI:

5949	A	1558	1.907
5951	B	1886	2.308
5953	A	1558	1.907
5955	B	1886	2.308
5957	C	1653	2.023
5959	D	1983	2.427

Phase VII:

5918	E	1082	1.377
5920	F	1405	1.712
5922	G	1490	1.824
5924	F	1405	1.712
5926	F	1405	1.712
5928	G	1490	1.824
5930	F	1405	1.712
5932	F	1405	1.712

Phase VIII:

5829	C	1653	2.023
5831	D	1983	2.427
5833	A	1558	1.907
5835	B	1886	2.308

Phase IX:

5837	A	1558	1.907
5839	B	1886	2.308
5841	C	1653	2.023
5843	D	1983	2.427

Phase X:

5845	A	1558	1.907
5847	B	1886	2.308
5849	C	1653	2.023
5851	D	1983	2.427

81,695

100.0%

U1-35G.TWG

EXHIBIT C

To Declaration

Plans

The Plans for GLENHAVEN AT FIRETHORNE CONDOMINIUM PHASE I dated July 28, 1989, prepared by Newman Bower Architects, P.A., were attached to this Declaration at the time it was filed for record, and are duly filed in the Office of the Register of Deeds for Mecklenburg County, North Carolina in Condominium Unit Ownership File No. _____, reference to which is hereby made, and said Plans are incorporated herein by reference as though fully set out herein.

EXHIBIT D

To Declaration

Plat

The plat of survey for GLENHAVEN AT FIRETHORNE CONDOMINIUM PHASE I dated July 24, 1989, prepared by E.S.P. Associates, P.A., N.C.R.L.S., entitled "GLENHAVEN AT FIRETHORNE CONDOMINIUM PHASE I" and consisting of one (1) sheet, which was attached to this Declaration at the time it was filed for record, is duly filed in the Office of the Register of Deeds for Mecklenburg County, North Carolina in Condominium Unit Ownership File No. _____ . Said survey is incorporated herein by reference as though fully set out herein.

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EXHIBIT E
To Declaration
Phase I

Units and Percentage Interests

<u>Unit No.</u>	<u>Unit Type</u>	<u>Unit Area</u>	<u>Percentage of Un- divided Interest in Common Elements and of Common Expenses</u>
5801	C		
5803	D	1490	25.94
5805	A	1476	25.71
5807	B	1389	24.18
		<u>1388</u>	<u>24.17</u>
		5743	100.00%

9A.GH

EXHIBIT F

To Declaration

Liens, Defects and Encumbrances

1. Terms, conditions and restrictions of this Declaration, the Bylaws, the Plans and the Rules and Regulations, as each may be amended from time to time.
2. Fifteen (15) foot sanitary sewer easements to Idlewild Utilities in Book 3005 at Page 141 and Book 3504 at Page 527 in the Mecklenburg County Public Registry.
3. General utility easements to Duke Power Company recorded in Book 938 at Page 264 and Book 1700 at Page 471 in the Mecklenburg County Public Registry.
4. General utility easement to Southern Public Utilities Company recorded in Book 802 at Page 311 in the Mecklenburg County Public Registry.
5. Cable television easement to American Television and Communications Corporation recorded in Book 5013 at Page 539 in the Mecklenburg County Public Registry.
6. Unrecorded easements, discrepancies or conflicts in boundary lines, shortages in area and encroachments which an accurate and complete survey would disclose, including any easements and encroachments, if any, shown on the Plat and Plans.
7. Easements and restrictions described in Articles IV and V of the Declaration including:
 - (i) easements in favor of the appropriate utility companies to serve the Condominium Property and all appurtenances thereto;
 - (ii) easements in favor of the Association and to such persons as authorized by the Association for utility installations within the walls of the Units;
 - (iii) an easement in favor of the Association, a Unit Owner, the Executive Board or any other person as permitted under the Condominium Documents to inspect, maintain, repair and replace the Common Elements;
 - (iv) easements in favor of the Declarant, the Association, appropriate utility and service companies and governmental agencies and authorities for such utility and service lines and equipment as may be necessary or desirable over the Units and the Common Elements to serve any portion of the Property;

(v) easements reserved by the Declarant through the Common Elements as reasonably necessary for discharging its obligations under the Condominium Documents and completion of construction of the Condominium;

(vi) easements reserved by the Declarant to maintain sales offices or models in the Condominium and to place advertising signs for the Condominium on the Condominium Property;

(vii) easements and other rights reserved by the Declarant, its successors and assigns, and the Association for the benefit of the Property and also for the benefit of all other adjacent or nearby land developed or to be developed as apartments, condominiums, townhouses for sale or planned unit developments or otherwise, for the purpose of providing such benefits as shared recreational amenities and facilities, shared sewage disposal systems, reasonable access for pedestrian and vehicular traffic, open areas, green spaces, park lands and other suitable shared uses in, along and over any portion of the Common Elements as more particularly described in Section 4.6 of the Declaration;

(viii) easements and other rights of Firethorne Homeowners Association, Inc. over Amity Springs Drive and to use certain common utilities and shared recreation amenities as set forth in Cost Sharing Agreement for Certain Common Facilities dated contemporaneously herewith between the Association and Firethorne Homeowners Association, Inc.

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