

33.4 To be given an endorsement to the policies covering the Common Elements and Limited Common Elements requiring that such Institutional Mortgagee be given any notice of cancellation provided for in such policy.

34. The failure of the Sponsor or the Association or any Unit Owner to enforce any covenant, restriction or other provision of this Declaration, the By-Laws or the rules and regulations of the Association adopted pursuant thereto, or any of the rights conferred by the Condominium Act of the State of South Carolina shall not constitute a right or waiver to do so thereafter.

35. This Declaration may be terminated by unanimous consent of the Unit Owners.

36. If any provision of the Horizontal Property Act of the State of South Carolina or section, sentence, clause, phrase or word or the application thereof in any circumstance of said statute or of this Declaration, or the annexed By-Laws of the Association, is held invalid, the validity of the remainder of said statute or instrument and/or of the application of any such provision, section, sentence, clause, phrase or word in other circumstances of said statute or of this Declaration or of the annexed By-Laws of the Association shall not be affected thereby.

IN WITNESS WHEREOF, YEARGIN PROPERTIES, INC., has executed this Declaration of Condominium this 20th day of September, 1972.

In the Presence of:

Marsha Moore

YEARGIN PROPERTIES, INC.

[Signature]

BY: Robert M. Rustell
VICE PRES.

Attest: [Signature]
SEC.

(Continued on next page)