



BP0100681

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**SECTION V
FIFTH AMENDMENT TO THE DECLARATION OF COVENANTS,
CONDITIONS, AND RESTRICTIONS FOR I'ON**

THIS AMENDMENT is made this 22nd day of December, 2009.

WITNESSETH

WHEREAS, The I'On Company, LLC, a South Carolina limited liability company ("Founder"), executed that Declaration of Covenants, Conditions and Restrictions for I'On (the "Declaration") which was recorded on February 9, 1998 in Book C297, at Page 282, et seq., in the Office of Mesne Conveyances for Charleston County, South Carolina; and

WHEREAS, pursuant to Section 3-102(a) of the Declaration, the I'On Assembly Board of Trustees may modify, repeal, or supplement the initial I'On Rules set forth on Exhibit D, by rulemaking action after giving notice to all Titieholders; and

NOW, THEREFORE, the Declaration is hereby amended as follows:

1.

Exhibit D, Section 109, Common Area Use, I'On Civil Code, is amended by adding the following new sub-section:

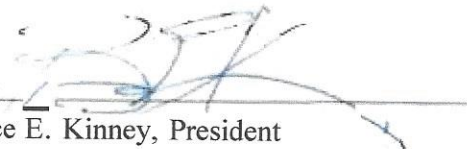
- (d) Penalty for violation of this section shall be either a warning or ongoing fines (to be assessed either daily, weekly or monthly at the discretion of the HOA Assembly Board) until the violation ceases or is cured by the lot owner. The amount of the fines is in the discretion of the HOA Assembly Board, not to exceed **\$100** per day, depending on the severity of the offense. Failure to pay duly assessed fines within 30 days will result in a lien being placed on the property.

2.

Except as expressly set forth in this Amendment, the Declaration shall remain in full force and effect.

IN WITNESS WHEREOF, I'On Assembly, Inc., has set its hand and seal as of the date first written above.

THE I'ON ASSEMBLY, INC.,
A South Carolina corporation

BY: 
Bruce E. Kinney, President

WITNESSES:

Balsam Fin - Sec I'On Assembly
Kyle

STATE OF SOUTH CAROLINA)
COUNTY OF CHARLESTON)

PERSONALLY appeared before me Kelly Neahr, the undersigned witness, and made oath that (s)he saw the within named THE I'ON ASSEMBLY, INC., a South Carolina corporation, by Bruce E. Kinney, its president, sign, seal and deliver the within instrument, and that (s)he with the other witnesses above subscribed, witnessed the execution thereof.



SWORN to and subscribed before me
this 22 day of December, 2009.

Debra W. Nugent (SEAL)
Notary Public for South Carolina
My Commission Expires: 4/12/2014

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I'ON ASSEMBLY INC

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I'ON

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