

13. Deed of Dedication by Lakes Holiday Estates, Inc. dated July 25, 1973, and recorded in Deed Book 414 at Page 112 for Section 8A;
14. Deed of Dedication by Lake Holiday Estates, Inc. dated November 27, 1974, and recorded in Deed Book 440 at Page 243 for Section 9;
15. Deed of Dedication by Lake Holiday Estates, Inc. dated July 3, 1974, and recorded in Deed Book 434 at Page 163 for Section 10;
16. Deed of Dedication by Lake Holiday Estates, Inc. dated July 3, 1974, and recorded in Deed Book 434 at Page 231 for Section 11; and
17. Deed of Dedication by Lake Holiday Estates, Inc. dated November 27, 1974, and recorded in Deed Book 440 at Page 266 for Section 12.

R-2. The Project was partially developed and then further development was abandoned.

R-3. A lawsuit was subsequently prosecuted by the Association against a successor, Independence Land and Capital, Inc., in the United States District Court for the Western District of Virginia (Civil Action No. 84-0015 (H)), which was resolved by a Release and Settlement Agreement dated June 1, 1984 by and among the Association, Lake Holiday Estates Utility Company and Independence Land and Capital, Inc. (“Settlement Agreement”) and which affected primarily Sections 5B, 5C, 9, 10, 11 and 12 of the Project.

R-4. LAKE HOLIDAY LLC acquired a portion of the Project in fee simple pursuant to a certain Deed of Conveyance dated November 19, 2002 and recorded as Instrument No. 020020228 at Page 228 among the Land Records, including without limitation Sections 5B and 10, and LAKE HOLIDAY LAND, INC, the “Landowner”, acquired a portion of the Project in fee simple pursuant to a certain Deed of Conveyance dated December 9, 2002, and recorded as Instrument No. 030003759 at page 335 among the Land Records, including without limitation Sections 5C, 9, 11 and 12.

R-5. The real estate LAKE HOLIDAY LLC and LAKE HOLIDAY LAND, INC owns is part of the Submitted Land and LAKE HOLIDAY LLC and LAKE HOLIDAY LAND, INC desire to develop that real estate subject to covenants, restrictions, reservations, easements, servitudes, liens and charges, all of which are more particularly hereinafter set forth in this Amended and Restated Declaration.

R-6. LAKE HOLIDAY LLC and LAKE HOLIDAY LAND, INC deem it desirable and in the best interests of all the owners of real estate subject to this Amended and Restated Declaration to protect the value and the desirability of such real estate by providing for the development of such real estate in accordance with a common plan and the Upkeep of certain shared facilities.

R-7. To provide a means for meeting the purposes and intents set forth in the Original Declarations, the Initial Declarant caused Lake Holiday Country Club, Inc. to be incorporated under the laws of the Commonwealth of Virginia. To provide a means for meeting the purposes and intents set forth in the Original Declarations, and to consolidate governance of the Submitted Land under a single and common Declaration encompassing all Sections and land within the Submitted Land, Lake Holiday Property Owners’ Association, Inc., has filed this Amended and Restated Declaration.