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STATE OF NORTH CAROLINA
COUNTY OF NEW HANOVER

RECORDED & VERIFIED
MARY SUE OOTS
REGISTER OF DEEDS
NEW HANOVER CO. NC

AMENDMENT TO DECLARATION OF COVENANTS,
CONDITIONS AND RESTRICTIONS FOR BEACHWALK

THIS AMENDMENT OF DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS OF BEACHWALK, said restrictions being recorded in Book 2149, Page 710, et seq. of the New Hanover County Registry, and amended in Book 2311, Page 441, of said Registry.

W I T N E S S E T H:

WHEREAS, the Declaration of Covenants, Conditions and Restrictions for Beachwalk, are recorded in Book 2149 at Page 710 et seq. of the New Hanover County Registry having been recorded on March 7, 1997; and

WHEREAS, an Amendment to Declaration of Covenants, Conditions and Restrictions for Beachwalk, are recorded in Book 2311, Page 441 of the New Hanover County Registry; and

WHEREAS, Article VI, AMENDMENTS of said Declaration of Covenants, Conditions and Restrictions provides, among other things, that the Developer may amend, at its discretion, the restrictions at any time without the consent of any lot owners any ~~000174~~ time prior to January 1, 2001.

NOW, THEREFORE, pursuant to an in compliance with Article VI of the Declaration of Covenants, Conditions and Restrictions of Beachwalk as recorded in Book 2149 at Page 710 and amended in Book 2311, Page 441 of the New Hanover County Registry, said covenants are amended, as follows:

By deleting ARTICLE V, USE RESTRICTIONS, Section 4, in its entirety and replacing it, as follows:

"Section 4. No advertising signs or billboards shall be erected on any lot displayed to the public on any lot, including lots where there is a completed dwelling or a dwelling under construction. This covenant shall not apply to signs erected by the Declarant/Developer, its agents or assigns."

Except as amended hereby, the Declaration of Covenants, Conditions and Restrictions of Beachwalk as hereinabove referenced shall remain in full force and effect.

IN TESTIMONY WHEREOF, BEACHWALK DEVELOPMENT, INC., Developer/Declarant and has caused this instrument to be executed on this 9 day of July, 1998.

531761

RETURN TO NED M. BARNES



BEACHWALK DEVELOPMENT, INC.

By: [Signature] (SEAL)
President

ATTEST:

By: [Signature]
Secretary

CORPORATE SEAL

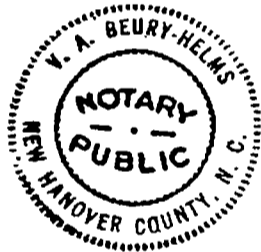
STATE OF NORTH CAROLINA
COUNTY OF NEW HANOVER

I, a Notary Public of the County and State aforesaid, certify that Stephanie L. Brewer personally came before me this day and acknowledged that she is Assistant Secretary of BEACHWALK DEVELOPMENT, INC., a North Carolina Corporation, and that by authority duly given and as the act of the Corporation, the foregoing instrument was signed in its corporate name by its President, sealed with its corporate seal and attested by her as its Assistant Secretary.

Witness my hand and notarial seal or stamp this 9 day of July, 1998.

[Signature]
NOTARY PUBLIC

My commission expires:
8/5/99



STATE OF NORTH CAROLINA
New Hanover County

The Foregoing / Annexed Certificate(s) of
V.A. Beury-Helms
Notary (Notaries) Public is/ are certified to be correct.
This the 9 day of July 1998
Mary Sue Oots, Register of deeds
by [Signature]
Deputy / Assistant