

BOOK 1993 PAGE 0515

STATE OF NORTH CAROLINA
COUNTY OF NEW HANOVER

RECORDED AND VERIFIED
MARY SUE DOTS
REGISTER OF DEEDS
NEW HANOVER CO. NC
96 MAR 8 PM 12 47

AMENDMENT TO DECLARATION OF COVENANTS, CONDITIONS
AND RESTRICTIONS OF
PLANTERS WALK

THIS DECLARATION, made and entered into this 7th day of March, 1996, by DLH CONSTRUCTION CO., LLC, a North Carolina limited liability company, and DAL-HAR CONSTRUCTION, a North Carolina corporation, herein collectively referred to as "Declarant".

W I T N E S S E T H:

WHEREAS, Declarant is the owner of all of that certain property located in Harnett Township, New Hanover County, North Carolina, which is more particularly described as follows:

BEING all of PLANTERS WALK, as the same is shown on a map thereof recorded in Map Book 35, Page 107 in the Office of the Register of Deeds of New Hanover County, North Carolina, reference to which is hereby made for a more particular description.

WHEREAS, Declarant heretofore executed a Declaration of Covenants, Conditions and Restrictions of Planters Walk, and caused the same to be recorded in Book 1934, Page 161 of the New Hanover County Registry (herein the "Declaration"); and,

WHEREAS, in accordance with ARTICLE XI, Section 6.d., the Declarant may make certain changes to the Declaration so long as the Declarant retains control of the Association; and

WHEREAS, the Declarant presently retains control of the Association; and

WHEREAS, the Declarant now desires to amend the restriction for land use by adding a new Section 14 to Article VIII.

NOW, THEREFORE, the Declarant does hereby amend the Declaration of Covenants, Conditions and Restrictions of Planters Walk recorded in Book 1934, Page 161, of the New Hanover County Registry by adding a new Section 14 to Article VIII, as follows:

ARTICLE VIII.
USE RESTRICTIONS

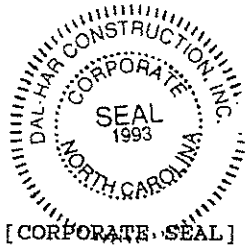
Section 14. Built Upon Area. Built upon area shall mean that portion of each lot that is covered by impervious or partially impervious cover, including building, pavement, recreational facilities, etc., but not including decking. The built upon area for each lot shall not exceed 4000 square feet, unless and until the State of North Carolina shall revise its stormwater runoff regulations to permit a greater built upon area for each lot. All lots shall be graded such that two-thirds (2/3) of each lot shall drain toward the street or to gutters that outlet into the street, or to swales along, beside or behind a given lot that can pick up the runoff and take it to the retention pond.

Except as amended hereby the Declaration of Covenants, Conditions, and Restrictions of Planters Walk shall remain in full force and effect.

Returned To *Shylla E. Williams*
256 4415

1998 0516

IN WITNESS WHEREOF, the limited liability company Declarant has caused this instrument to be signed in its name by one of its duly authorized managers and its seal to be hereunto affixed on the day and year first above written; and the corporate Declarant has caused this instrument to be executed in its corporate name and its corporate seal affixed by its duly authorized officers all the day and year first above written.



[CORPORATE SEAL]

DLH DEVELOPMENT CO., LLC [SEAL]

BY: [Signature] [SEAL]
RODNEY Q. HARRIS, Manager

DAL-HAR CONSTRUCTION, INC.

BY: [Signature]
RODNEY Q. HARRIS, Vice President

ATTEST:

[Signature]
Assistant Secretary

STATE OF NORTH CAROLINA

COUNTY OF NEW HANOVER

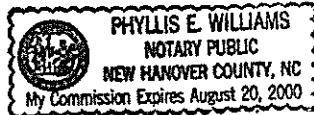
I, PHYLLIS E. WILLIAMS, a Notary Public in and for the state and county aforesaid, do hereby certify that Rodney Q. Harris, Manager of DLH Development Co., LLC, the North Carolina limited liability company described, and which executed the foregoing instrument; that he executed said instrument in the limited liability company name by subscribing his name thereto; and that the instrument is the act and deed of said limited liability company.

WITNESS my hand and notarial stamp or seal, this the 7th day of March, 1996.

[Signature]
Notary Public

My Commission Expires:

(Notarial Seal)



STATE OF NORTH CAROLINA

COUNTY OF NEW HANOVER

I, PHYLLIS E. WILLIAMS, a Notary Public in and for the state and county aforesaid, do hereby certify that Melinda Kay Reece personally came before me this day and acknowledged that she is Assistant Secretary of Dal-Har Construction, 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 name by its Vice-President, sealed with its corporate seal and attested by her as its Assistant Secretary.

WITNESS my hand and notarial stamp or seal, this the 7th day of March, 1996.

[Signature]
Notary Public

My Commission Expires:

(Notarial Seal)



BOOK PAGE
STATE OF NORTH CAROLINA 1998 0517
COUNTY OF NEW HANOVER

The foregoing Certificate(s) of PHYLLIS E WILLIAMS,
Notary Public, is 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.

This the 8 day of MARCH, 1996.

MARY SUE OOTS, Register of Deeds
for New Hanover County

BY: Jackie Watson, Deputy