

Encl mail to: River Dell Co
4880 NC 42 East
Clayton NC 27520

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Prepared by ~~and mail to:~~
Smith Debnam
P. O. Drawer 26268, Raleigh, NC 27611

References:

Book 1615
Page 609
Book 1657
Page 337

**AMENDMENT
TO THE
DECLARATION OF EASEMENTS AND
COVENANT TO SHARE COSTS
FOR
FLOWERS' PLANTATION**

THIS AMENDMENT is made as of the date set forth below by REBECCA DELL FLOWERS (formerly known as REBECCA FLOWERS FINCH) ("DECLARANT");

WHEREAS, Declarant recorded that certain Declaration of Easements and Covenant to Share Costs for Flowers' Plantation in Deed Book 1615 at Page 609, et seq., in the office of Register of Deeds, Johnston County, North Carolina, on July 11, 1997, as it may be amended from time to time (the "Declaration"); and

WHEREAS, Declarant amended the Declaration by that Amendment recorded in Deed Book 1657 at Page 337, et seq. in the office of Register of Deeds, Johnston County, North Carolina on December 9, 1997; and

WHEREAS, pursuant to the terms of Section 5.3 of the Declaration, the Declarant may unilaterally amend the Agreement, so long as she owns any property within Flowers Plantation, and so long as the amendment does not materially adversely affect the substantive or contractual rights of any Owner subject to the Declaration; and

WHEREAS, the Declarant at the present time stills owns property described in Exhibit "B" to the Declaration recorded in Book 1615, Page 609, Johnston County Registry; and

WHEREAS, the only Owner subject to the non-residential dues formula contained in the Declaration is Clayton 99, LLC, and the amendment set forth hereinbelow does not change the dues calculation at all for said entity; and

NOW, THEREFORE, pursuant to the powers retained by Declarant under the Declaration, Declarant hereby amends said Development Agreement by deleting Article III, Paragraph 3.2 (b),

