

FILED
JOHNSTON COUNTY
CRAIG OLIVE
REGISTER OF DEEDS

Johnston County, North Carolina
CRAIG OLIVE Register of Deeds
The following certificate(s) of
KIRKLAND R ODOM JR

FILED Jul 19, 2004
AT 03:05:00 pm
BOOK 02731
START PAGE 0131
END PAGE 0132
INSTRUMENT # 23185

notary/notaries public
is/are certified to be correct.
Thomas S Stallings
Deputy ~~Assistant~~ Register of Deeds

AMENDMENT TO RESTRICTIVE COVENANTS

File: Odom

FOR THE GARDENS AT FLOWERS PLANTATION, SECTION TWO

ANNEXATION OF
MAGNOLIA SUBDIVISION, PHASE TWO, LOTS 43 - 85

This declaration was made on the date hereinafter set forth by Neuse Park Development Co., LLC. hereinafter referred to as "Declarant."

WITNESSETH:

Declarant, Neuse Park Development Co., LLC is the owner of Lots 43 through 85, Magnolia Subdivision, Phase Two, as shown on map recorded in Plat Book 64, Pages 420 - 421, Johnston County Registry.

Now, therefore, Declarant hereby declares that all of the properties referred to above and such portions of property which may be annexed in the future shall be held, sold and conveyed subject to the following amended easements, restrictions, covenants, and conditions, which are for the purpose of protecting the value and desirability of, and which shall run with the real property and be binding on all parties having any right, title or interest in the described properties, or any part thereof, their heirs, successors and assigns, and shall inure to the benefit of each owner thereof.

The "Restrictive Covenants For The Gardens At Flowers Plantation, Section Two" originally recorded in Book 1717, Page 709, Johnston County Registry, and amended in Book 1723, Page 300, Book 1877, Page 843, Book 1999, Page 425, and Book 2311, Page 365, Johnston County Registry, are hereby amended as follows:

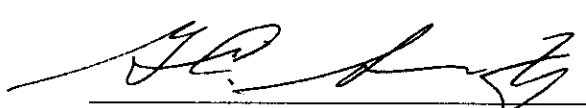
- a. The property described above, composing Lots 43 through 85, Magnolia Subdivision, as shown on map recorded in Plat Book 64, Pages 420 - 421, Johnston County Registry, is hereby annexed into the "Restrictive Covenants For The Gardens At Flowers Plantation, Section Two" originally recorded in Book 1717, Page 709, Johnston County Registry, and amended in Book 1723, Page

- b. 300, Book 1877, Page 843, Book 1999, Page 425, and Book 2311, Page 365, Johnston County Registry;
- c. The minimum building setback requirements for Lots 43 through 85, Magnolia Subdivision, as shown on map recorded in Plat Book 64, Pages 420 - 421, Johnston County Registry are as shown on the recorded map. With the exception of the lots referred to above, the minimum building setback requirements on all other property restricted by the covenants originally recorded in Book 1717, Page 709, Johnston County Registry, and amended in Book 1723, Page 300, Book 1877, Page 843, Book 1999, Page 425, and Book 2311, Page 365, Johnston County Registry, shall remain in full force and effect.

With the exception of the amendment provided for above, the "Restrictive Covenants For The Gardens At Flowers Plantation, Section Two" originally recorded in Book 1717, Page 709, Johnston County Registry, and amended in Book 1723, Page 300, Book 1877, Page 843, Book 1999, Page 425, and Book 2311, Page 365, Johnston County Registry, shall remain in full force and effect as originally set out therein.

This the 19th day of July, 2004.

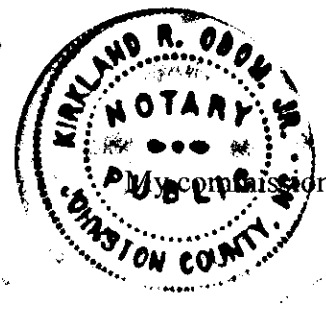
Neuse Park Development Co., LLC

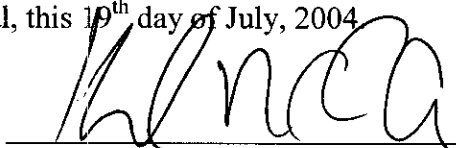

 By: George C. Schlecht, Manager

NORTH CAROLINA, Johnston County.

I, a Notary Public of the County and State aforesaid, certify that George C. Schlecht, Manager of Neuse Park Development Co., LLC, Declarant, personally appeared before me this day and acknowledged the execution of the foregoing instrument.

Witness my hand and official stamp or seal, this 19th day of July, 2004




 Notary Public