

Prepared by and mail to: Ragsdale Liggett PLLC, P.O. Box 31507, Raleigh, NC 27612 (Bolton)

References:

Development Agreement	Book 1615 Page 601 Book 1657 Page 335 Book 1970 Page 599 Book 2232 Page 541 Book 2757 Page 844 Book 2342 Page 631	Declaration	Book 1615 Page 609 Book 1657 Page 337 Book 2143 Page 106 Book 2169 Page 948 Book 2232 Page 541
Prior Supplemental Annexations	Book 1658 Page 090 Book 1859 Page 843 Book 2077 Page 233 Book 2175 Page 132 Book 2175 Page 137 Book 2188 Page 472 Book 2583 Page 076 Book 3122 Page 784 Book 3145 Page 643 Book 3256 Page 496	Annexation by Deed	Book 1878 Page 444 Book 2233 Page 834

**SUPPLEMENTAL DECLARATION TO THE
DEVELOPMENT AGREEMENT AND
DECLARATION OF EASEMENTS AND COVENANT TO SHARE COSTS
FOR FLOWERS' PLANTATION**

THIS AMENDMENT AND SUPPLEMENTAL DECLARATION is made as of the date set forth below by REBECCA DELL FLOWERS (formerly known as REBECCA FLOWERS FINCH) (DECLARANT"); and S & S LAND DEVELOPMENT, LLC ("OWNER").

WHEREAS, Declarant recorded that certain Development Agreement for Flowers' Plantation in Deed Book 1615 at Page 601, 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 "Development Agreement"); and

WHEREAS, Declarant amended the Development Agreement by those Amendments to the Development Agreement for Flowers' Plantation recorded in Deed Book 1657 at Page 335, et.seq., and in Book 1970, Page 599, et. seq., and in Book 2232, Page 541 et. seq. and in Book 2342, Page 631, et. seq. in the office of Register of Deeds, Johnston County, North Carolina; and

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

WHEREAS, Declarant amended the Declaration by that Amendment to the Declaration of Easements and Covenant to Share Costs for Flowers' Plantation recorded in Deed Book 1657 at Page 337, and in Book 2143, Page 106, and in Book 2169, Page 948, in the office of Register of Deeds, Johnston County, North Carolina; and

WHEREAS, pursuant to the terms of Section 5(a) of the Development Agreement, the Declarant may unilaterally annex additional property owned by Declarant as of the effective date of the Development Agreement, to the Development Agreement by recording a supplemental agreement for a period of forty (40) years from the date of recording the Development Agreement; and

WHEREAS, pursuant to the terms of Section 4.1 of the Declaration, the Declarant may unilaterally subject to the Declaration any of the additional property described on Exhibit "B" thereof by recording a supplemental Declaration within forty (40) years from the date of recording the Declaration; and

WHEREAS, the property described on Exhibit "A" hereto was owned by Declarant as of the effective date of the Development Agreement and is now owned by the Owner; and

WHEREAS, the property described on Exhibit "A" hereto is a portion of the property described on Exhibit "B" of the Declaration; and

WHEREAS, the Declarant and Owner desire to annex and submit the property described on Exhibit "A" hereof to the Development Agreement and Declaration;

NOW, THEREFORE, pursuant to the powers retained by Declarant under the Development Agreement and Declaration, Declarant hereby annexes and submits, with Owner's consent, the property described on Exhibit "A" to the Development Agreement and the Declaration. Such property shall be sold, transferred, used, conveyed, occupied, and mortgaged or otherwise encumbered pursuant to the provisions of the Development Agreement and the Declaration, which shall run with the title to such property and shall be binding upon all persons having any right, title, or any interest in such property, their respective heirs, legal representatives, successors, successors-in-title, and assigns.

Owner executes this document to consent to the annexation of Owner's property as described in Exhibit "A" attached hereto and incorporated herein by reference.

IN WITNESS WHEREOF, Declarant and Owner execute this instrument this the 31st day of January, 2007.

DECLARANT:

REBECCA DELL FLOWERS (formerly known as REBECCA FLOWERS FINCH), individually)

Rebecca Dell Flowers (SEAL)

OWNER:

S & S LAND DEVELOPMENT, LLC

By: Maurice Reid Stephenson
Name: MAURICE REID STEPHENSON
Its: Manager

STATE OF NORTH CAROLINA

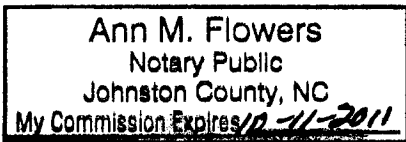
COUNTY OF Johnston

I, a Notary Public of the County and State aforesaid, certify that **REBECCA DELL FLOWERS** personally appeared before me this day and either (i) being personally known to me; or (ii) having provided satisfactory evidence in the form of a: (circle one)

- (a) state issued driver's license;
- (b) state issued identification card; or
- (c) United States Passport

acknowledged that the foregoing instrument was signed by her voluntarily for the purposes expressed therein on this the 31st day of January, 2007.

(SEAL)



Ann M. Flowers
Printed Name: Ann M. Flowers
Notary Public

My commission expires: 10-11-2011

STATE OF NORTH CAROLINA

COUNTY OF Wake

I, a Notary Public of the State and County aforesaid, certify that Maurice Reid Stephenson, who is personally known to me, personally came before me this day and acknowledged that he is member manager of S & S Land Development, LLC, a limited liability company, and that by the authority duly given and as the act of the limited liability company, the foregoing instrument was voluntarily signed in its name by its Member Manager, sealed with the corporate seal, and attested to by himself as its Member Manager.

WITNESS my hand and notarial seal, this the 31st day of January, 2007.

Lorie Strickland
Notary Public

My commission expires: 11-12-07



EXHIBIT A

Legal Description

North Farm

BEING all of that certain tract or parcel of land, containing 13.199 acres, more or less, as per plat of the same by Dennis Ray Blackmon, Registered Land Surveyor, entitled AProperty of: Rebecca D. Flowers, Survey for: S & S Land Development, LLC@, and recorded in Plat Book 69, Pages 413 Johnston County Registry.