

mail to: Dennis Blackmon
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BOOK 1877 PAGE 839

**AMENDMENT TO RESTRICTIVE COVENANTS
FOR THE GARDENS AT FLOWERS PLANTATION, SECTION ONE**

STATE OF NORTH CAROLINA
COUNTY OF JOHNSTON

SECTION ONE - LOTS 4-16

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

WITNESSETH:

Declarant is the owner of Lot 13 of The Gardens at Flowers Plantation, Section One, described in Exhibit "A"; lying and being in Wilders Township, Johnston County, North Carolina as surveyed by plat prepared by Dennis R. Blackmon, Registered Land Surveyor, according to plat recorded in Plat Book 52, page 224 of the Johnston County Registry.

Now, therefore, Declarant hereby declares that all of the properties referred to above and described in Exhibits "A" 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 One" originally recorded in Book 1716, page 331, Johnston County Registry, and rerecorded in Book 1717, page 609, Johnston County Registry, are hereby amended as follows:

1. A map for Lots 1-16, The Gardens at Flowers Plantation, Section One, is filed of record in Plat Book 52, page 224, Johnston County Registry. Said map makes reference to the aforementioned Restrictive Covenants of record in Book 1716, page 331, Johnston County Registry, by stating "Property Subject to Restrictive Covenants as recorded in Book 1716, page 331, Johnston County Registry." Lots 1-3, The Gardens at Flowers Plantation, Section One, as shown on map recorded in Plat Book 52, page 224, Johnston County Registry, have been intentionally excluded by

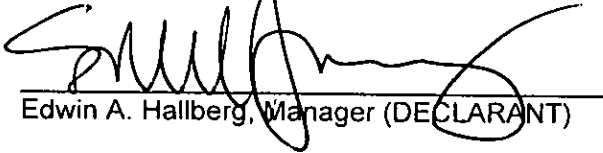
Declarant herein, from the "Restrictive Covenants For The Gardens At Flowers Plantation, Section One" originally recorded in Book 1716, page 331, Johnston County Registry, and rerecorded in Book 1717, page 609, Johnston County Registry. Lots 1-3 will be subject to the "Restrictive Covenants For The Gardens At Flowers Plantation, Section Three", to be recorded at a later date. Lots 1-3, The Gardens at Flowers Plantation, Section One, as shown on map recorded in Plat Book 52, page 224, Johnston County Registry, are specifically excluded from the "Restrictive Covenants For The Gardens At Flowers Plantation, Section One" originally recorded in Book 1716, page 331, Johnston County Registry, and rerecorded in Book 1717, page 609, Johnston County Registry. This Amendment is being filed of record for clarification purposes.

2. References to Exhibit B in the "Restrictive Covenants For The Gardens At Flowers Plantation, Section One" originally recorded in Book 1716, page 331, Johnston County Registry, and rerecorded in Book 1717, page 609, Johnston County Registry were incorrectly made. Said references were intended to be to Exhibit A. All references to Exhibit B in the "Restrictive Covenants For The Gardens At Flowers Plantation, Section One" originally recorded in Book 1716, page 331, Johnston County Registry, and rerecorded in Book 1717, page 609, Johnston County Registry are hereby amended to be references to Exhibit A throughout said original and rerecorded Restrictive Covenants.
3. In the "Restrictive Covenants For The Gardens At Flowers Plantation, Section One" originally recorded in Book 1716, page 331, Johnston County Registry, and rerecorded in Book 1717, page 609, Johnston County Registry, Article I, Section 4, the Association is incorrectly defined as "The Gardens at Flowers Plantation Association, Inc." Said Association was intended to be defined as The Gardens at Flowers Plantation Association, Section One, Inc. All references to "The Gardens at Flowers Plantation Association, Inc." in the "Restrictive Covenants For The Gardens At Flowers Plantation, Section One" originally recorded in Book 1716, page 331, Johnston County Registry, and rerecorded in Book 1717, page 609, Johnston County Registry, are hereby amended to be references to The Gardens at Flowers Plantation Association, Section One, Inc. throughout said original Restrictive Covenants.
4. In the "Restrictive Covenants For The Gardens At Flowers Plantation, Section One" originally recorded in Book 1716, page 331, Johnston County Registry, and rerecorded in Book 1717, page 609, Johnston County Registry, Declarant is incorrectly defined as Neuse Park Development, LLC. Said Declarant was intended to be defined as Neuse Park Development Co., LLC. All references to Neuse Park Development, LLC as Declarant in the "Restrictive Covenants For The Gardens At Flowers Plantation, Section One" originally recorded in Book 1716, page

331, Johnston County Registry, and rerecorded in Book 1717, page 609, Johnston County Registry, are hereby amended to be references to Neuse Park Development Co., LLC, throughout said original Restrictive Covenants originally recorded in Book 1716, page 331, Johnston County Registry, and rerecorded in Book 1717, page 609, Johnston County Registry.

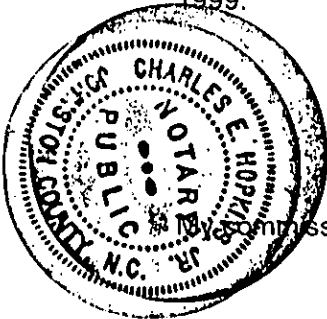
With the exception of the amendment provided for above, the "Restrictive Covenants For The Gardens At Flowers Plantation, Section One" originally recorded in Book 1716, page 331, Johnston County Registry, and rerecorded in Book 1717, page 609, Johnston County Registry, shall remain in full force and effect as originally set out therein.

Neuse Park Development Co., LLC


Edwin A. Hallberg, Manager (DECLARANT)

NORTH CAROLINA, Johnston County.

I, a Notary Public of the County and State aforesaid, certify that Edwin A. Hallberg, 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 4th day of October, 1999.




Notary Public

NORTH CAROLINA — JOHNSTON COUNTY
The foregoing certificate/s of Charles E. Hopkins Jr.
Notary Public/Notaries Public is/are certified to be correct. 1877, Page 839
Filed for registration and recorded in this office in Book 1877, Page 839
This 15 day of Oct, 1999 at 12:25 o'clock P. M.
By Flynn's Notary Register of Deeds By Donna S. Stallings Asst./Deputy Register of Deeds

Exhibit A

BEING all of Lots 4 through 16, The Gardens at Flowers Plantation, Section One, lying and being in Wilders Township, Johnston County, North Carolina as surveyed by plat prepared by Dennis R. Blackmon, Registered Land Surveyor, according to plat recorded in Plat Book 52, page 224 of the Johnston County Registry.