

Prepared by and Mail to: Kristen L. Zillioux; 4879 Hwy 42E, Ste D, Clayton, NC 27527

NORTH CAROLINA

**AMENDMENT TO DECLARATION OF COVENANTS,
CONDITIONS AND RESTRICTIONS FOR
PINEVILLE EAST COTTAGES @ THE VILLAGE**

JOHNSTON COUNTY

This Amendment to Declaration made and entered into this 22 day of September, 2009, by DWF Development, Inc., a North Carolina Corporation, hereinafter referred to as "Declarant", authorized to do and doing business in Johnston County, North Carolina;

W I T N E S S E T H:

THAT WHEREAS, Declarant is the developer of all of the lots in Pineville East Cottages @ The Village, being in Wilders Township, Johnston County, North Carolina, and more particularly described by map recorded in Plat Book 70, Page 398, Johnston County Registry and any subsequent annexations and/or amendments thereto; and

WHEREAS, Declarant heretofore declared, gave, granted, and conveyed for said Lots certain restrictive covenants for the benefit of said subdivision, as recorded in Book 3342, Page 409 and amendment thereto recorded in Book 3381, Page 704, Johnston County Registry; and

WHEREAS, per said Restrictive Covenants, the Declarant has the right to amend the covenants under certain terms and conditions, which terms and conditions have been met.

NOW, THEREFORE, Declarant hereby amends said restrictive covenants for Pineville Cottages @ The Village as recorded in Book 3342, Page 409, Johnston County Registry, as follows:

By deleting the first paragraph of Section 8.5 and replacing it with the following paragraph:

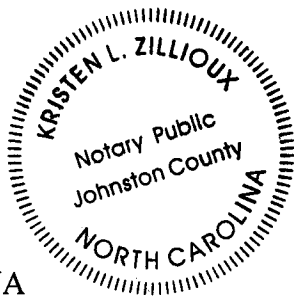
"The Declarant hereby establishes and the Association is hereby authorized to levy assessments as provided for in this Article and elsewhere in the Governing Documents. The obligation to pay assessments shall commence as to each Unit subject to the Declaration upon conveyance of a Unit to an Owner by Declarant, whether such conveyance is to an individual homeowner or a builder."

IN TESTIMONY WHEREOF, Declarant has caused this instrument to be executed, by authority of its Board of Directors, this the 22 day of September, 2009.

DECLARANT:

DWF DEVELOPMENT, INC.

BY: Rebecca D. Flowers
Rebecca D. Flowers, President



NORTH CAROLINA
JOHNSTON COUNTY

I, a Notary Public in and for said County and State aforesaid, do hereby certify that Rebecca D. Flowers personally appeared before me this day and acknowledged that she is President of DWF Development, Inc., a North Carolina Corporation, and that by authority duly given and as the act of the corporation, the foregoing instrument was executed in its corporate name by her as its President, by authority of its Board of Directors.

WITNESS my hand and official stamp or seal, this the 22nd day of Sept, 2009.

My Commission Expires: 6-18-2013

[Signature]
Notary Public