

Prepared by and return to:  
Smith Debnam  
P. O. Drawer 1389  
Raleigh, NC 27602-1389

References:	Development Agreement	Book 1615, Page 601 Book 1657, Page 335 Book 1970, Page 599
	Declaration	Book 1615, Page 609 Book 1657, Page 337 Book 2143, Page 106
	Supplemental Declaration	Book 1658, Page 90 Book 1859, Page 843

**AMENDMENT TO DEVELOPMENT AGREEMENT  
FOR FLOWERS' PLANTATION AND  
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 Development Agreement for Flowers' Plantation in Deed Book 1615, Page 601, as amended by Amendments recorded in Deed Book 1657, Page 335, and Deed Book 1970, Page 599, all in the office of the Register of Deeds, Johnston County, North Carolina (collectively the "Development Agreement"); and

WHEREAS, Declarant recorded that certain Declaration of Easements and Covenant to Share Costs for Flowers' Plantation in Deed Book 1615, Page 609, as amended by Amendments recorded in Deed Book 1657, Page 337, and Deed Book 2143, page 106, all in the office of the Register of Deeds, Johnston County, North Carolina (collectively the "Declaration"); and

WHEREAS, Declarant recorded those certain Supplemental Declarations to the Development Agreement and Declaration in Deed Book 1658, Page 90, and in Deed Book 1859, Page 843, both in the office of the Register of Deeds, Johnston County, North Carolina for the purpose of annexing and submitting additional real property to the terms and conditions of the Development Agreement and Declaration; and

WHEREAS, Declarant desires to further amend the Development Agreement and Declaration as provided herein.

NOW, THEREFORE, pursuant to the powers retained by Declarant under the Declaration, Declarant hereby amends the Development Agreement and Declaration as provided herein. Such property shall be sold, transferred, used, conveyed, occupied and mortgaged or otherwise encumbered pursuant to the provisions of this Amendment to the Development Agreement and Declaration, the Development Agreement, as amended, and the Declaration, as amended, all of 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.

1. The handwritten reference in Section 1.(a) of the Development Agreement is amended by striking the 100' buffer reference and substituting therefore a 50 foot buffer as it relates to that certain 15.896 acre tract described on the attached Exhibit "A" hereto.

2. Section 2.2 of the Declaration is amended by striking the 100' buffer reference and substituting therefore a 50 foot buffer as it relates to that certain 15.896 acre tract described on the attached Exhibit "A" hereto.

IN WITNESS WHEREOF, Declarant executes this instrument under seal, this the 20 day of May, 2002.

DECLARANT:

Rebecca Dell Flowers (SEAL)  
Rebecca Dell Flowers

STATE OF NORTH CAROLINA, Wake COUNTY

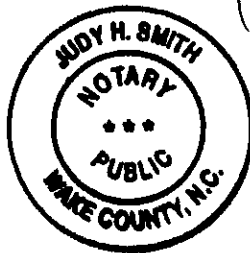
I, Judy H. Smith, a Notary Public in and for said county and state do hereby certify that Rebecca Dell Flowers (Declarant) personally came before me this day and acknowledged the due execution of the foregoing instrument.

Witness my hand and notarial seal, this 20 day of May, 2002.

My Commission Expires: 12/28/2003

Judy H. Smith  
Notary Public

(SEAL)



State of North Carolina-Johnston County  
The foregoing Certificate(s) of Judy H. Smith

Notary (Notaries) Public is (are) certified to be correct.

This instrument was prepared for registration and recorded in Book 2232 Page 541

This May 20, 2002 at 11:45 AM

Cecil M. Massenzi Andrea P. Sullivan  
Register of Deeds Deputy Register of Deeds

Asst

**EXHIBIT "A" LEGAL DESCRIPTION**

BEING all of that certain 15.896 acre tract of land, more or less, as shown on a map and survey by Dennis Ray Blackmon, Registered Land Surveyor, entitled "Survey for Kane Realty Corporation Subdivision Map of the Property of Rebecca D. Flowers", and recorded in Plat Book 54, Page 448, Johnston County Registry, reference to which recorded plat is hereby made for a more particular description thereof.