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AMENDMENT TO THE DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS, APPLICABLE TO BRIGHTON RIDGE SUBDIVISION

WITHOUT TITLE EXAMINATION Prepared by/return to: Richard A. Galt, Esq., 2533 Raeford Road, Fayetteville, NC 28305

THIS AMENDMENT TO DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS ("First Amendment") is made and entered into as of the 18 day of May, 2015 by CHRISTOPHER MANNING, a North Carolina resident ("Declarant").

WITNESSETH:

WHEREAS, Marcus Edwards Development, LLC, as the original declarant, executed and caused to be recorded a certain "Declaration of Covenants, Conditions and Restrictions" in Book 3331, Page 55 of the Johnston County, North Carolina Registry, which were ratified and confirmed by that certain instrument recorded in Book 3903, Page 843 of the Johnston County, North Carolina Registry (as amended, the "Declaration"), the terms of which are incorporated herein by this reference; and

WHEREAS, pursuant to that certain Assignment of Declarant Rights recorded in Book 4441, Page 252 of the Johnston County, North Carolina Registry, Declarant was assigned the Declarant rights under the Declaration; and

WHEREAS, Article XI, Section 4, of said Declaration provides that the Declarant may unilaterally amend the Declaration so long as Declarant owns a Lot in the subdivision; and

WHEREAS, as of the date hereof, Declarant owns a Lot in the subdivision and desires to amend the Declaration in accordance with Article XI, Section 4.

NOW, THEREFORE, in consideration of the premises, Declarant expressly declares that the Property is and shall be held, transferred, sold, conveyed, given, purchase, leased occupied and used subject to the Declaration and this Amendment, which shall touch and concern and run with the Property.

1. Article VIII, Section 2, subsection 2, of the Declaration is hereby deleted in its entirety and replaced with the following:

"No mobile homes, double-wide mobile homes, single-wide mobile homes or manufactured homes or homes of a similar like that are not built on-site but are primarily built off-site shall be erected, altered, placed or permitted to remain on any Lot. All driveways shall be constructed of concrete."

2. Except as modified by this Amendment, all other terms and conditions contained in the Declaration remain in full force and effect.

3. Defined terms not defined herein shall have the meanings ascribed to them in the Declaration.

N WITNESS WHEREOF, Declarant has set its hand and seal the day and year first above written.

By: (SEAL) Christopher Manning

STATE OF NORTH CAROLINA

COUNTY OF CUMBERLAND

I, <u>LANNAANN (MUCCII</u>, a Notary Public for <u>North (antura</u>, do hereby certify that Christopher Manning personally appeared before me this day and acknowledged the due execution of the foregoing instrument.

Witness my hand and seal this $\underline{12}$ day of $\underline{12}$ 2015. Notary Public Cumberland Coun My Commission Expl 07/15/2017 NN CRANO Ndiary Public Cumberland County My comm. expires: 71 My Commission Expires

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