

STATE OF NORTH CAROLINA  
COUNTY OF CRAVEN

SECOND AMENDMENT  
TO  
DECLARATION

THIS AMENDMENT is made this 18th day of January, 1994, by DEER RUN DEVELOPMENT CORP., a North Carolina corporation (herein called the "Declarant").

R E C I T A L S:

WHEREAS, the Declarant is the owner and developer of a subdivision known as "Deer Run Subdivision, Phase I", which is shown on the plats recorded in Plat Cabinet F at Slides 46 and 47 in the Office of the Craven County Register of Deeds; and

WHEREAS, the Declarant heretofore imposed and reserved certain restrictions and easements on the lots in the subdivision by making a Declaration of Restrictive and Protective Covenants and Reservation of Easements for Deer Run Subdivision (herein called the "Declaration") as recorded in Book 1249 at Page 194 in the Office of the Craven County Register of Deeds; and

WHEREAS, the Declarant, with the consent and joinder of the Craven County Planning Board and all owners of lots in said subdivision, subsequently amended the aforesaid recorded plat and Declaration by instrument recorded in Book 1349 at Page 516 in the Office of the Craven County Register of Deeds; and

WHEREAS, the Declarant now desires to add Phase II to the Deer Run Subdivision and has caused a plat designating and describing Lots 29 through and including Lot 42 to be recorded in Plat Cabinet F at Slides 158F & G in the Office of the Craven County Register of Deeds; and

STUBBS, PEROUE, CHESNUTT, WHEELER & CLEMONS, P.A., ATTORNEYS AT LAW, P.O. BOX 1864, NEW BERN, N.C. 28563-1864

See 88-1459 pg 47 for Amendment 4-13-95 Book Thayer & J. P. Rife

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WHEREAS, paragraph 8 of the Declaration provides that the Declarant, without the consent or joinder of owners of lots or persons or entities having a lien or security interest in such lots, may expand the subdivision and add additional Phases to the subdivision by recording an Amendment to the Declaration describing such additions;

NOW, THEREFORE, as authorized by paragraph 8 of the Declaration, the Declarant hereby adds Phase II, consisting of Lots 29 through and including Lot 42, to Deer Run Subdivision as shown on the plats recorded in Plat Cabinet F at Slides 158F & G in the Office of the Craven County Register of Deeds, and does hereby impose upon said lots the terms and provisions of the Declaration as amended by instrument recorded in Book 1349 at Page 516 in the Office of the Craven County Register of Deeds. To this end, each of the lots in Phase I and Phase II of Deer Run Subdivision shall be hereafter sold, held, and conveyed subject to the terms, provisions, and easements set forth in the Declaration as amended by instrument recorded in Book 1349 at Page 516 in the Office of the Craven County Register of Deeds.

IN WITNESS WHEREOF, the Declarant has executed this instrument as of the day and year first above written.

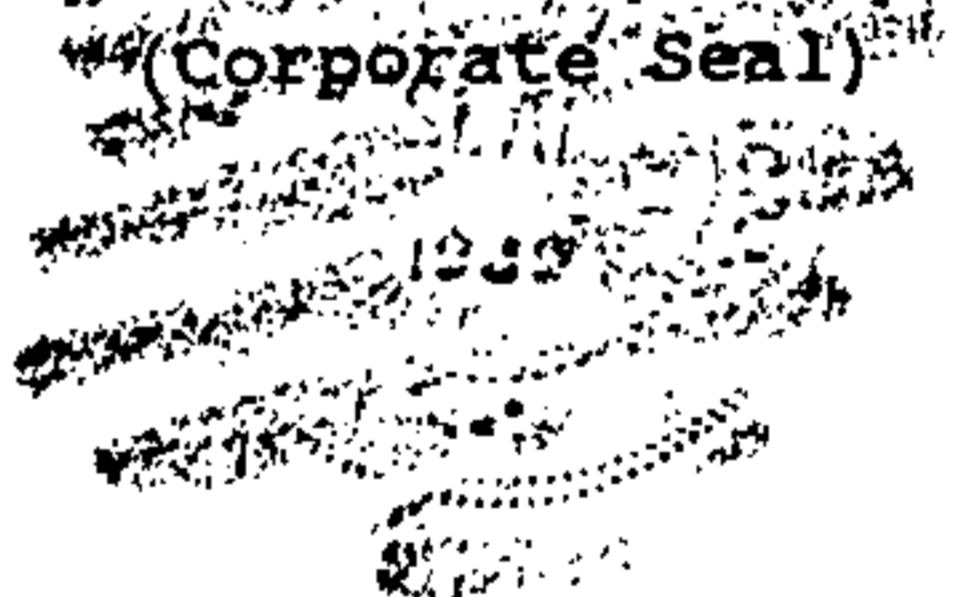
DEER RUN DEVELOPMENT CORP.

BY: [Signature]

Title: President

ATTEST: [Signature]

Title: Secretary



STATE OF NORTH CAROLINA COUNTY OF Craven

I, GARY R. PERDUE, JR., a Notary Public of said County and State, do hereby certify that LOIS C. VENTERS personally came before me this day and acknowledged that she is the Secretary of DEER RUN DEVELOPMENT CORP., a corporation, and that by authority duly given and as the act of the corporation, the foregoing instrument was signed in its name by its President, sealed with its corporate seal, and attested by her self as its Secretary.

Witness my hand and official stamp or seal, this 20<sup>TH</sup> day of JANUARY, 1994.

Gary R. Perdue, Jr.  
Notary Public  
Seal: GARY R. PERDUE, JR., NOTARY PUBLIC, CRAVEN COUNTY, N.C.

My Commission Expires:

FEB 26 1997

The foregoing certificate of Gary R. Perdue, Jr. is certified to be correct. This instrument was presented for registration this day and hour and duly recorded in the Office of the Register of Deeds of Craven County, North Carolina, in Book 1402 at Page 95.

This the 20 day of Jan, 1994, at 3:25 o'clock P.M.

[Signature]  
REGISTER OF DEEDS

BY: [Signature]  
DEPUTY REGISTER OF DEEDS

STUBBS, PERDUE, CHESNUTT, WHEELER & CLEMMONS, P.A., ATTORNEYS AT LAW, P.O. BOX 1864, NEW BERN, N.C. 28562-1864