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WHEREAS, Beneficiary and Trustee of the above-referenced deed of trust have joined in the execution hereof for the purpose of indicating their assent to this AMENDMENT TO DECLARATION OF PROTECTIVE COVENANTS of SHINE LANDING for the purposes set forth herein as the same affects the lots described herein below; and

THEREFORE, the Master Declaration is hereby amended as follows:

1. Additional Provisions. The provisions of the Master Declaration shall apply fully to all of the lots as shown on that plat entitled, "Final Plan of Shine Landing West", including without limitation, Lots 1 through 25, as well as all rights of way and other properties described thereon, recorded in Plat Cabinet A, Slide 142-16&17, Pamlico County Registry (hereinafter "Plat"). All terms and provisions of the Master Declaration shall be fully binding and applicable to the Lots so described and shall be referred to herein as "Shine Landing West"; except however, the provisions of Article 3, entitled, "Restrictions on Use and Occupancy", and more specifically subparagraph B(1.) dealing with allowable built-upon area. The provision which is to govern the described Lots located in Shine Landing West with regard to allowable built-upon area is as follows:

No more than the allowable built-upon area in square feet of any lot, as shown on Exhibit A attached to this Amendment to Declaration of Protective Covenants of Shine Landing, shall be covered by structures or impervious materials. Impervious materials include asphalt, gravel, concrete, brick, stone, slate or similar material but do not include wood decking or the water surface of swimming pools.

2. Declarant further subjects all property denoted "Common Areas", if any, on the Plat to the terms and provisions of the Master Declaration, and agrees to convey and utilize said Common Areas as more fully set out in the Master Declaration, with no residential or commercial construction to be allowed thereon.

3. All definitions contained in the Master Declaration is hereby incorporated within this Amendment by reference.

4. Survival. Except as specifically amended by this Amendment, all provisions of the Master Declaration, and as the same may be amended from time to time, shall be fully applicable to all Shine Landing West Lots and Common Areas, and the terms and conditions of the Master Declaration shall remain in full force and effect as to all Lots encumbered hereby and thereby.

IN WITNESS WHEREOF, the undersigned have executed this Amendment under authority duly given as of the day and year first above written.

DECLARANT:

COASTAL MARKETING AND DEVELOPMENT COMPANY

BY: *Duncan Harrison* (SEAL)  
DUNCAN HARRISON, General Partner

BY: *J. Michael Sanders* (SEAL)  
J. MICHAEL SANDERS, General Partner

| Proposed Impervious Area of Streets<br>Sq. Ft. | Acres | Proposed 95 Lot Subdivision<br>Lot No's | Sq. Ft. | Acres | Allowable Built Upon<br>Area Per Lot (Sq. Ft.) | Allowable Built Upon<br>Area Per Lot (%) | Pg. 40   | Total Allowable<br>Impervious Surface |
|--|-------|---|---------|-------|--|--|--|---------------------------------------|
| 52900  | 1.21  | 1                                       | 30,810  | 0.707 | 6972.5   | 22.63%                                   | 217630   |                                       |
|  |       | 2                                       | 33,560  | 0.770 | 7660   | 22.82%                                   |  |                                       |
|  |       | 3                                       | 37,530  | 0.862 | 8652.5   | 23.05%                                   | Total Proposed<br>Impervious Surface<br>217630 |                                       |
|  |       | 4                                       | 32,860  | 0.754 | 7485   | 22.78%                                   |  |                                       |
|  |       | 5                                       | 27,940  | 0.641 | 6255   | 22.39%                                   | Total Project Built<br>Upon Area (%)<br>25.00% |                                       |
|  |       | 6                                       | 28,280  | 0.649 | 6340   | 22.42%                                   |  |                                       |
|  |       | 7                                       | 24,450  | 0.561 | 5382.5   | 22.01%                                   |  |                                       |
|  |       | 8                                       | 21,950  | 0.504 | 5487.5   | 25.00%                                   |  |                                       |
|  |       | 9                                       | 26,400  | 0.606 | 5870   | 22.23%                                   |  |                                       |
|  |       | 10                                      | 33,810  | 0.776 | 7722.5   | 22.84%                                   |  |                                       |
|  |       | 11                                      | 32,430  | 0.744 | 7377.5   | 22.75%                                   |  |                                       |
|  |       | 12                                      | 28,600  | 0.657 | 6420   | 22.45%                                   |  |                                       |
|  |       | 13                                      | 28,440  | 0.653 | 6380   | 22.43%                                   |  |                                       |
|  |       | 14                                      | 28,440  | 0.653 | 6380   | 22.43%                                   |  |                                       |
|  |       | 15                                      | 28,440  | 0.653 | 6380   | 22.43%                                   |  |                                       |
|  |       | 16                                      | 27,660  | 0.635 | 6185   | 22.36%                                   |  |                                       |
|  |       | 17                                      | 25,300  | 0.581 | 5595   | 22.11%                                   |  |                                       |
|  |       | 18                                      | 66,270  | 1.521 | 8887.5   | 13.41%                                   |  |                                       |
|  |       | 19                                      | 46,980  | 1.079 | 8745   | 18.61%                                   |  |                                       |
|  |       | 20                                      | 30,200  | 0.693 | 6820   | 22.58%                                   |  |                                       |
|  |       | 21                                      | 27,600  | 0.634 | 6170   | 22.36%                                   |  |                                       |
|  |       | 22                                      | 27,680  | 0.635 | 6190   | 22.36%                                   |  |                                       |
|  |       | 23                                      | 32,420  | 0.744 | 7375   | 22.75%                                   |  |                                       |
|  |       | 24                                      | 31,910  | 0.733 | 7247.5   | 22.71%                                   |  |                                       |
|  |       | 25                                      | 3,000   | 0.069 | 750  | 25.00%                                   |  |                                       |
|  |       |   |         |       | 164730   |  |  |                                       |