

BK 09588 PG 0614

FILED  
CUMBERLAND COUNTY NC  
J. LEE WARREN, JR.  
REGISTER OF DEEDS

FILED Feb 05, 2015  
AT 10:01:30 am  
BOOK 09588  
START PAGE 0614  
END PAGE 0615  
INSTRUMENT # 03435  
RECORDING \$26.00  
EXCISE TAX (None)

DJ

AMENDMENT TO DECLARATION OF COVENANTS  
CYPRESS LAKES SECTION FIVE

Prepared by/return to (box): Rebecca F. Person, 2401 Robeson St, Fayetteville, NC 28305

AMENDMENT TO DECLARATION OF COVENANTS is made and entered into this 2nd day of February, 2015 by BIRCHWOOD FARMS, INC., a North Carolina corporation, hereinafter referred to as "Declarant":

WITNESSETH:

WHEREAS, Declarant executed and caused to be recorded a certain "Declaration of Covenants, Conditions and Restrictions For Cypress Lakes Village Section Five" in Book 9416, Page 609, Cumberland County, NC, Registry, which was amended by an "Amendment to Declaration of Covenants, Conditions, and Restrictions for Cypress Lakes Village Section Five" recorded in Book 9534, Page 362, Cumberland County, NC, Registry (collectively, the "Declaration"); the terms of which are incorporated herein by reference; and

WHEREAS, said Declaration provides that the Declarant may alter or amend the Declaration as long as Developer owns any Lot or any portion of the Property (as those terms are defined in the Declaration); and

WHEREAS, the Declarant owns both Lot(s) and a portion of the property;

NOW, THEREFORE, in consideration of the premises, the Declarant hereby amends Article III Restrictions by removing the following Section:

"Section 14. Any Owner, other than Declarant, shall be responsible for erecting a sidewalk in compliance with the construction standards required by Declarant within the sidewalk area as shown on the Plat within two hundred seventy (270) days of transfer of said Lot to Such Owner, regardless of whether or not said Owner commences the construction of a dwelling house within such period of time."

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

BIRCHWOOD FARMS, INC.

By: Thomas R Prewitt (SEAL)  
Name: Thomas R. Prewitt  
Title: President

NORTH CAROLINA  
CUMBERLAND COUNTY

I certify that the following person(s) personally appeared before me this day and I have personal knowledge of the identity of the principal(s) or have seen satisfactory evidence of the principal's identity, by a current state or federal identification with the principal's photograph in the form of a driver's license or a credible witness has sworn to the identity of the principal(s); each acknowledging to me that he or she voluntarily signed the foregoing document for the purpose stated therein and in the capacity indicated:  
Name of Principal: Thomas R. Prewitt, President. *als*

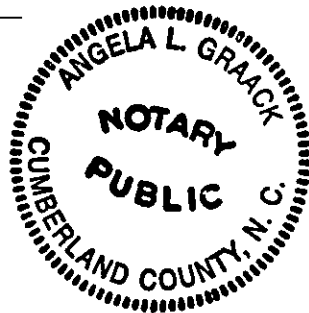
Date: 2/2/15

Angela L Graack  
Notary Public

Angela L. Graack

Printed or Typed Name of Notary Public

My commission expires: 1/14/2019



(N.P. SEAL)