

FILED	Jul 13, 2020
AT	11:12:01 AM
BOOK	01320
START PAGE	0590
END PAGE	0595
INSTRUMENT #	05068
EXCISE TAX	\$0.00
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Prepared By and Return To:
L. Holden Reaves, Esq.
Reaves Law, PLLC
PO Box 53187
Fayetteville, NC 28305

**FIFTH AMENDMENT TO THE
DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS
FOR THE MIDLANDS AT BEDFORD, THE HIGHLANDS AT BEDFORD,
AND THE EASTLANDS AT BEDFORD**

(Part of the Bedford Community)

THIS FIFTH AMENDMENT TO THE DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS (this "Amendment") is made and entered into, as of the date set forth in the below notary acknowledgment, by **H&M Bedford LLC**, a Delaware limited liability company (the "Declarant").

W I T N E S S E T H:

WHEREAS, Transferor is the named "Declarant" (by transfer of Declarant rights) in that certain Declaration of Covenants, Conditions and Restrictions for The Midlands at Bedford and The Highlands at Bedford recorded in Book 1116, Page 570, as amended by Assignment and Transfer of Declarant Rights recorded in Book 1179, Page 426, as amended by First Amendment in Book 1182, Page 988, as amended by Second Amendment in Book 1215, Page 909, as amended by Third Amendment in Book 1252, Page 844, as amended by Fourth Amendment in Book 1279, Page 540, Hoke County, NC Registry (together, the "Declaration");

WHEREAS, pursuant to Article III, Section 2 of the Declaration, the Declarant reserved the unilateral right to annex additional land into Bedford residential covenant scheme (said scheme having been created by the Declaration), and to subject such additional land to the terms of the Declaration; and

WHEREAS, the Declarant hereby desires to exercise such annexation right, as set forth herein.

NOW, THEREFORE, pursuant to its rights as set forth in Article III, Section 2 of the Declaration (as well as pursuant to rights as may be found elsewhere in the Declaration), the Declarant hereby declares and amends the Declaration, as follows:

1. The above recitals are incorporated herein by reference;
2. The land described in Exhibit A attached hereto and incorporated herein by reference is hereby annexed into the Bedford residential covenant scheme, and is hereby made subject to the terms of the Declaration (the "Annexed Land". (A map of the Annexed Land is attached hereto as Exhibit B).
3. Except as modified hereinabove, the Declaration shall remain in full force and effect; and the terms and conditions of the Declaration are hereby ratified and reaffirmed in their entirety. All capitalized terms used herein, which are not expressly defined herein, shall have the meanings attributed to the in the Declaration.

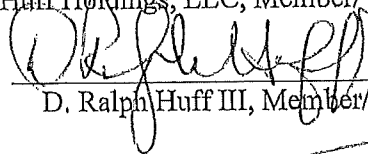
**[The Remainder of This Page Intentionally Left Blank;
Signature Page Attached Hereto]**

IN WITNESS WHEREOF, the undersigned Declarant has executed this Amendment as of the date set forth in the below notary acknowledgment

DECLARANT:

H&M Bedford LLC

By: Ralph Huff Holdings, LLC, Member/ Manager

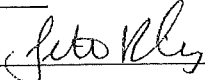
By: 
D. Ralph Huff III, Member/ Manager

STATE OF NORTH CAROLINA

COUNTY OF CUMBERLAND

I certify that the following person personally appeared before me this day, each acknowledging to me that he signed the foregoing document for the purpose stated therein and in the capacity indicated; D. Ralph Huff III, as Member/ Manager of Ralph Huff Holdings, LLC, a North Carolina limited liability company, said company acting in its capacity as Member/ Manager of H&M Bedford LLC, a Delaware limited liability company,

Date: July 7, 2020

Official Signature of Notary: 

Notary's Printed Name: Jill Riley

My commission expires: 8-3-2020

[Affix Notary Seal or Stamp]

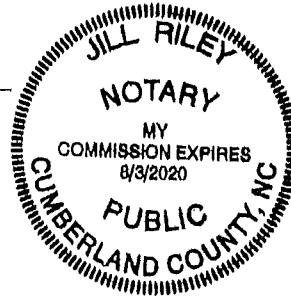


EXHIBIT A

Legal Description

7.621 Acres

Portion of Future Highlands Phase 3 - Pelican Property Holdings, LLC, et al to
H&M Bedford, LLC

BEGINNING at an existing iron stake located at the northeast corner of a 6.55 acre tract previously conveyed to H & M Bedford, LLC as recorded in Deed Book 1252, Page 0828; said existing iron stake also being the northeast corner of Lot 168 as shown on plat entitled "The Highlands at Bedford, Phase 3" as recorded in Plat Book 4128 Map 007 of the Hoke County, North Carolina Registry; and running with the northern line of said 6.55 acre tract the following courses and distances;

North 67 degrees 37 minutes 05 seconds West 26.90 feet an existing re-bar;
South 84 degrees 04 minutes 56 seconds West, 202.65 feet to an existing re-bar;
South 62 degrees 43 minutes 50 seconds West, 122.18 feet to an existing re-bar;
South 68 degrees 56 minutes 46 seconds West, 78.04 feet to an existing re-bar;
North 76 degrees 28 minutes 54 seconds West, 43.89 feet to an existing re-bar;
North 38 degrees 14 minutes 25 seconds West, 63.34 feet to an existing re-bar located in the eastern right of way margin of Union Street; thence
North 59 degrees 43 minutes 13 seconds West, 53.85 feet to an existing re-bar;
North 37 degrees 41 minutes 17 seconds West, 140.55 feet to an existing rebar located at the northwest corner of Lot 161 as shown on plat entitled "The Highlands at Bedford, Phase 3" as recorded in Plat Book 4128 Map 007; thence with a new line
North 37 degrees 41 minutes 17 seconds West, 10.47 feet to a point located in eastern edge of existing wetlands;

Thence running generally with the edge of the wetlands the following courses and distances;

North 79 degrees 13 minutes 45 seconds East, 11.83 feet to a point;
North 44 degrees 22 minutes 55 seconds East, 64.49 feet to a point;
North 35 degrees 20 minutes 55 seconds East, 52.00 feet to a point;
North 48 degrees 21 minutes 44 seconds East, 47.32 feet to a point;
North 39 degrees 05 minutes 56 seconds East, 46.60 feet to a point;
North 15 degrees 00 minutes 52 seconds East, 41.17 feet to a point;
North 25 degrees 31 minutes 16 seconds East, 68.33 feet to a point;
North 37 degrees 02 minutes 56 seconds East, 76.00 feet to a point;
North 65 degrees 15 minutes 45 seconds East, 58.68 feet to a point;
North 36 degrees 04 minutes 48 seconds East, 93.75 feet to a point;
North 33 degrees 15 minutes 48 seconds East, 41.60 feet to a point;
North 07 degrees 17 minutes 46 seconds West, 51.93 feet to a point;
North 01 degrees 20 minutes 20 seconds East, 41.94 feet to a point;
North 44 degrees 31 minutes 47 seconds West, 26.88 feet to a point;
North 20 degrees 52 minutes 24 seconds East, 56.53 feet to a point;

North 52 degrees 35 minutes 47 seconds East, 22.05 feet to a point;
North 71 degrees 48 minutes 42 seconds East, 28.88 feet to a point;
North 69 degrees 55 minutes 50 seconds East, 24.80 feet to a point;
North 89 degrees 55 minutes 01 seconds East, 27.59 feet to a point;
South 84 degrees 19 minutes 20 seconds East, 24.40 feet to a point;
North 89 degrees 55 minutes 58 seconds East, 17.07 feet to a point;
South 76 degrees 39 minutes 40 seconds East, 22.24 feet to a point;
South 42 degrees 13 minutes 24 seconds East, 23.76 feet to a point;
South 60 degrees 25 minutes 22 seconds East, 21.95 feet to a point;
South 54 degrees 17 minutes 10 seconds East, 30.76 feet to a point;
South 86 degrees 37 minutes 22 seconds East, 50.59 feet to a existing concrete monument located in the western line of the Kinlaw Development Company tract as recorded in Deed Book 359 Page 740 and as shown in Plat Book 2-54 Map 002;

Thence with the western line of the above Kinlaw Development Company tract, South 00 degrees 15 minutes 52 seconds West, 98.58 feet to an axle located at the southwest west corner of said tract and in the eastern line of the tract of which this is a part;

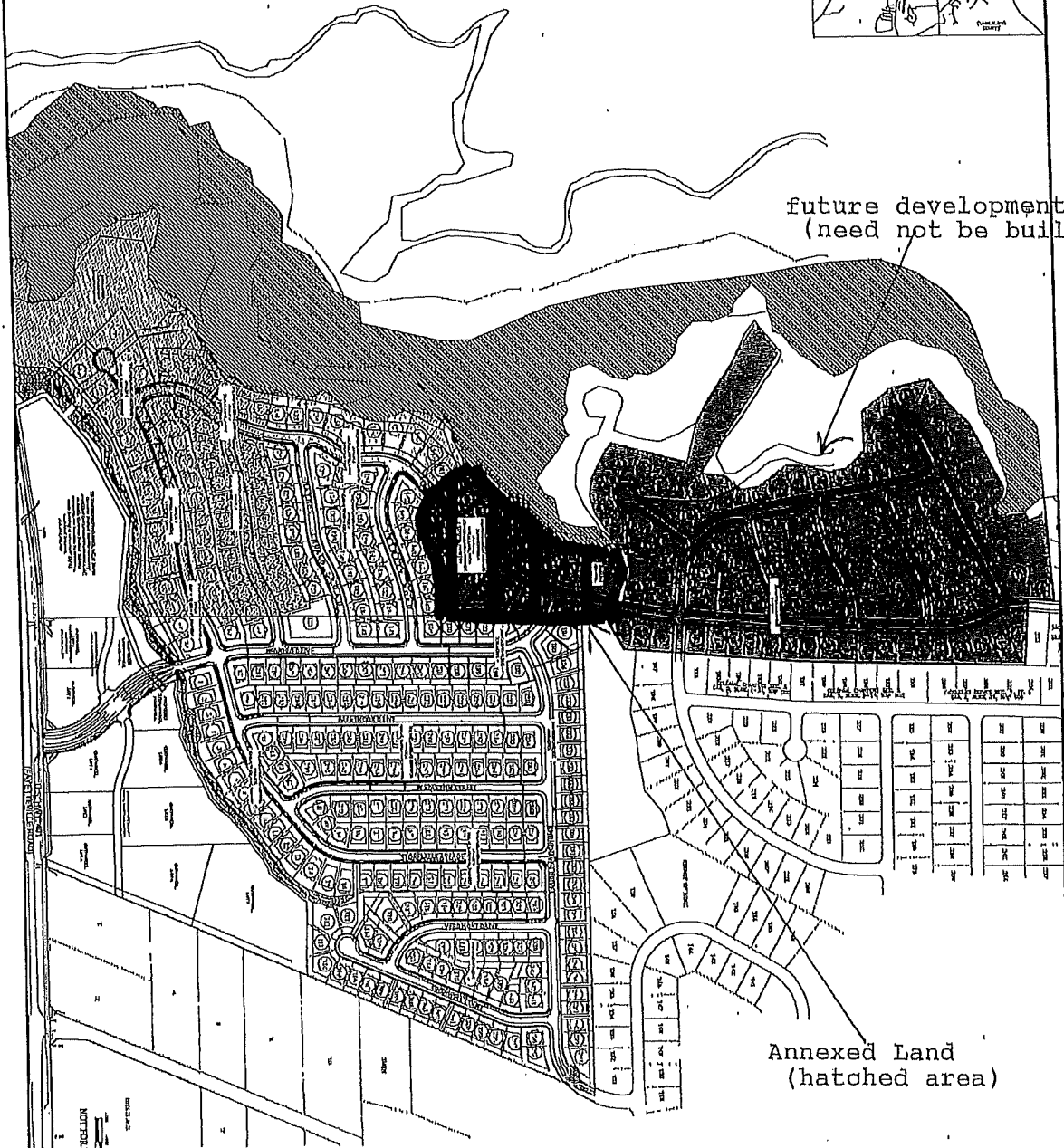
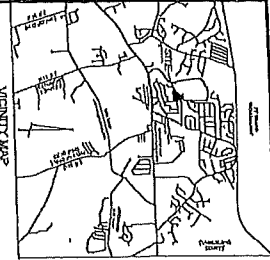
Thence with said eastern line South 00 degrees 26 minutes 59 seconds West, 608.44 feet to the PLACE AND POINT OF BEGINNING.

Containing 7.621 acres, more or less.

The above tract being a portion of the Pelican Property Holding, LLC and Great Oaks Property Holdings, LLC tract as recorded in Deed Book 982 Page 496 of the Hoke County, North Carolina Registry

Prepared by Moorman, Kizer & Reitzel, Inc., Fayetteville, North Carolina.

EXHIBIT B
Annexed Land



future development
(need not be built)

Annexed Land
(hatched area)

"THIS MAP MAY NOT BE A CERTIFIED SURVEY
AND HAS NOT BEEN REVIEWED BY A LOCAL
GOVERNMENT AGENCY FOR COMPLIANCE WITH
ANY APPLICABLE LAND DEVELOPMENT
REGULATIONS AND HAS NOT BEEN REVIEWED
FOR COMPLIANCE WITH RECORDING
REQUIREMENTS FOR PLATS."

	116 Broadfoot Ave. P.O. Box 63774 Fayetteville, N.C., 28306 Phone 910-484-8191 License # F-0108	<table border="1"> <tr> <th>NO.</th> <th>DATE</th> <th>BY</th> <th>REVISION</th> </tr> <tr> <td> </td> <td> </td> <td> </td> <td> </td> </tr> <tr> <td> </td> <td> </td> <td> </td> <td> </td> </tr> </table>	NO.	DATE	BY	REVISION									ANHONY MAP BBD FORD DEVELOPMENT BY H A M B E R F O R D H A M B E R F O R D H O U S E, I N C.	<table border="1"> <tr> <td> </td> <td> </td> <td> </td> <td> </td> </tr> <tr> <td> </td> <td> </td> <td> </td> <td> </td> </tr> <tr> <td> </td> <td> </td> <td> </td> <td> </td> </tr> </table>												
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NOT FOR CONSTRUCTION CONSTRUCTION PLANS	DATE: _____ SCALE: _____ SHEET: _____ OF _____	1 of 1	11/11/2011																									