

BK:01182 PG:0988

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HOKE COUNTY NC	
CAMILLE D. HURST	
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END PAGE	0998
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EXCISE TAX	(None)

Prepared By and Return To:  
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Reaves Law, PLLC  
PO Box 53187  
Fayetteville, NC 28305

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

(Part of the Bedford Community)

**THIS FIRST AMENDMENT TO THE DECLARATION OF COVENANTS,  
CONDITIONS AND RESTRICTIONS FOR THE MIDLANDS AT BEDFORD  
AND THE HIGHLANDS AT BEDFORD** (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").

**WITNESSETH:**

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, 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

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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.

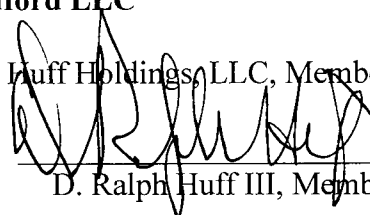
**[The Remainder of This Page Intentionally Left Blank;  
Signature Page Attached Hereto]**

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

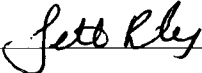
By:   
D. Ralph Huff III, Member/ Manager

**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: 9 February 2017

Official Signature of Notary: 

Notary's Printed Name: Jill Riley

My commission expires: 8-3-2020

[Affix Notary Seal or Stamp]

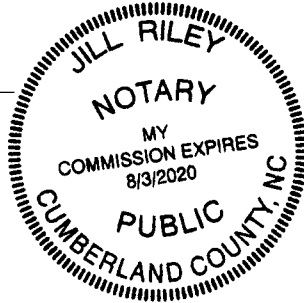


EXHIBIT A

Tract 1 – Phase Two Acreage

Legal Description  
21.345 Acres  
Bedford Phase 2

BEGINNING at the common rear (western) corner of Lots 29 & 30 of The Midlands at Bedford Phase 1 as recorded in Plat Cabinet 4, Slide 4-76, Map 007 of the Hoke County, North Carolina Registry and running with the rear line of Lots 30-37 of said subdivision South 00 degrees 27 minutes 00 seconds West, 591.60 feet to the common rear corner of Lots 37, 38 & 278;

thence with the northern line of Lot 278 North 89 degrees 33 minutes 00 seconds West, 120.00 feet to the northwest corner of Lot 278 in the eastern right-of-way margin of Pendleton Street;

thence with said right-of-way margin North 00 degrees 27 minutes 00 seconds East, 6.84 feet to a point;

thence crossing Pendleton Street North 89 degrees 33 minutes 00 seconds West, 50.00 feet to the northeast corner of Lot 253;

thence with the northern line of Lot 253 North 89 degrees 33 minutes 00 seconds West, 120.00 feet to the northwest corner of Lot 253;

thence with the rear (western) line of Lots 253-250 South 00 degrees 27 minutes 00 seconds West, 367.85 feet to the southwest corner of Lot 250 lying in the northern line of Lot 44;

thence with said northern line of Lot 44 South 59 degrees 29 minutes 34 seconds West, 60.50 feet to the common rear (northern) corner of Lots 44 & 45;

thence with the rear line of Lot 45 North 89 degrees 33 minutes 00 seconds West, 68.12 feet to the northwest corner of Lot 45 lying in the eastern right-of-way margin of Brentmoor Drive;

thence crossing Brentmoor Drive North 89 degrees 33 minutes 00 seconds West, 50.00 feet to a point in the western right-of-way margin of Brentmoor Drive;

thence with said right-of-way margin South 00 degrees 27 minutes 00 seconds West, 46.63 feet to a point of curvature;

thence continuing with said right-of-way margin with a curve to the left on a radius of 325.00 feet an arc distance of 34.80 feet (chord South 02 degrees 37 minutes 04 seconds East, 34.79 feet) to the northeast corner of Lot 46;

thence with the northern line of Lot 46 South 84 degrees 18 minutes 51 seconds West, 122.56 feet to the northwest corner of Lot 46;

thence with the western line of Lot 46 South 00 degrees 27 minutes 00 seconds West, 30.73 feet to the northeast corner of Lot 47;

thence with the northern line of Lot 47 North 89 degrees 33 minutes 00 seconds West, 119.95 feet to the northwest corner of Lot 47 lying in the eastern right-of-way margin of Bedford Drive;

thence crossing Bedford Drive South 89 degrees 27 minutes 40 seconds West, 50.00 feet to a point in the western right-of-way margin of Bedford Drive;

thence with said right-of-way margin with a curve to the left on a radius of 394.04 feet an arc distance of 8.46 feet (chord South 01 degrees 09 minutes 06 seconds East, 8.46 feet) to the northeast corner of Lot 83 of the Highlands at Bedford Phase 1 as recorded in Plat Cabinet 4, Slide 4-77, Map 002;

thence with the northern line of said Highlands at Bedford Phase 1 (Lots 83-71) the following courses and distances;

South 88 degrees 13 minutes 59 seconds West, 50.00 feet to a corner;

South 70 degrees 32 minutes 57 seconds West, 70.41 feet to the common rear corner of Lots 83 and 82;

South 63 degrees 15 minutes 25 seconds West, 97.43 feet to the common rear corner of Lots 82 and 81;

South 67 degrees 05 minutes 41 seconds West, 74.99 feet to the common rear corner of Lots 81 and 80;

South 74 degrees 31 minutes 12 seconds West, 74.99 feet to the common rear corner of Lots 80 and 79;

South 81 degrees 56 minutes 43 seconds West, 74.99 feet to the common rear corner of Lots 79 and 78;

South 86 degrees 15 minutes 08 seconds West, 81.75 feet to the common rear corner of Lots 78 and 77;

South 80 degrees 11 minutes 00 seconds West, 173.64 feet to the common rear corner of Lots 76 and 75;

South 72 degrees 31 minutes 26 seconds West, 166.85 feet to the common rear corner of Lots 74 and 73;

South 80 degrees 30 minutes 13 seconds West, 85.82 feet to the common rear corner of Lots 73 and 72;

South 44 degrees 49 minutes 31 seconds West, 91.93 feet to the common rear corner of Lots 72 and 71;

North 87 degrees 54 minutes 07 seconds West, 80.89 feet to the northwest corner of Lot 71 lying in the eastern right-of-way margin of Union Street;

thence crossing Union Street North 82 degrees 06 minutes 59 seconds West, 50.00 feet to a point in the western right-of-way margin of Union Street;

thence with said margin of Union Street with a curve to the left on a radius of 255.80 feet an arc distance of 64.61 feet (chord South 00 degrees 38 minutes 51 seconds West, 64.44 feet) to a corner of the 7.52 acre Open Space Tract;

thence leaving Union Street and running with the boundary of the Open Space Tract the following courses and distances;

South 83 degrees 24 minutes 40 seconds West, 150.00 feet to a corner;

North 01 degrees 32 minutes 19 seconds East, 114.74 feet to a corner;

North 06 degrees 22 minutes 36 seconds East, 120.53 feet to a corner in the boundary of the upper wetlands line;

thence with said boundary of the upper wetlands the following courses and distances;

North 59 degrees 50 minutes 32 seconds East, 54.22 feet to a point;

North 68 degrees 09 minutes 06 seconds East, 53.82 feet to a point;

North 58 degrees 19 minutes 51 seconds East, 34.36 feet to a point;

North 35 degrees 10 minutes 41 seconds West, 38.58 feet to a point;

North 39 degrees 49 minutes 49 seconds East, 70.15 feet to a point;

North 28 degrees 52 minutes 00 seconds East, 56.27 feet to a point;

North 04 degrees 59 minutes 38 seconds East, 47.00 feet to a point;

North 00 degrees 03 minutes 48 seconds West, 27.25 feet to a point;

thence leaving the wetlands and running South 77 degrees 19 minutes 08 seconds East, 151.42 feet to a point;

thence South 65 degrees 44 minutes 13 seconds East, 50.97 feet to a point;

thence North 76 degrees 40 minutes 59 seconds East, 215.01 feet to a point;

thence North 83 degrees 02 minutes 05 seconds East, 107.48 feet to a point;

thence North 84 degrees 39 minutes 48 seconds East, 85.38 feet to a point;

thence North 81 degrees 57 minutes 50 seconds East, 55.57 feet to a point;

thence North 73 degrees 02 minutes 06 seconds East, 91.31 feet to a point;

thence North 61 degrees 24 minutes 40 seconds East, 90.09 feet to a point;

thence North 68 degrees 50 minutes 19 seconds East, 74.43 feet to a point;

thence North 17 degrees 01 minutes 09 seconds West, 120.00 feet to a point;

thence with a curve to the right on a radius of 635.20 feet an arc distance of 193.67 feet (chord North 81 degrees 42 minutes 56 seconds East, 192.92 feet) to a point of compound curvature;

thence with a curve to the right on a radius of 25.00 feet an arc distance of 39.27 feet (chord South 44 degrees 33 minutes 00 seconds East, 35.35 feet) to a point of tangency;

thence South 00 degrees 27 minutes 00 seconds West, 62.49 feet to a point;

thence South 89 degrees 33 minutes 00 seconds East, 170.00 feet to a point;

thence North 00 degrees 27 minutes 00 seconds East, 780.00 feet to a point;

thence South 89 degrees 33 minutes 00 seconds East, 120.00 feet to a point;

thence North 73 degrees 32 minutes 58 seconds East, 52.26 feet to a point;

thence South 89 degrees 33 minutes 00 seconds East, 120.00 feet to a point;

thence South 00 degrees 27 minutes 00 seconds West, 8.00 feet to a point;

thence South 89 degrees 33 minutes 00 seconds East, 120.00 feet to a point;

thence North 77 degrees 14 minutes 50 seconds East, 51.36 feet to a point;

thence South 89 degrees 33 minutes 00 seconds East, 120.00 feet to the PLACE AND POINT OF BEGINNING.

Containing 21.345 acres, more or less.

And being the boundary of the future Phase 2 of Bedford.

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

Tract 2 – Excess Residential Acreage

BK:01182 PG:0995

Legal Description

29.69 Acres

Excess Residential Acreage

BEGINNING at the common rear (eastern) corner of Lots 14 & 15 of The Midlands at Bedford Phase 1 as recorded in Plat Cabinet 4, Slide 4-76, Map 007 of the Hoke County, North Carolina Registry and running with the rear lines of Lots 15-26 of said subdivision the following courses and distances:

North 19 degrees 10 minutes 00 seconds East, 77.71 feet to a corner;

North 01 degrees 30 minutes 00 seconds East, 50.00 feet to a corner;

North 16 degrees 10 minutes 38 seconds West, 78.26 feet to a corner;

North 30 degrees 14 minutes 27 seconds West, 30.63 feet to a corner;

North 00 degrees 27 minutes 00 seconds East, 700.00 feet to the northeast corner of Lot 26;

thence with the northern line of Lot 26 and beyond North 89 degrees 33 minutes 00 seconds West, 170.00 feet to a point in the western right-of-way margin of Stonebriar Avenue;

thence with said right-of-way margin South 00 degrees 27 minutes 00 seconds West, 3.96 feet to the northeast corner of Lot 29;

thence with the northern line of Lot 29 North 89 degrees 33 minutes 00 seconds West, 120.00 feet to the northwest corner of Lot 29;

thence with the rear (western) line of said Lot 29 South 00 degrees 27 minutes 00 seconds West, 73.95 feet to the common rear corner of Lots 29 and 30;

thence leaving the boundary of the Midlands at Bedford Phase 1 and running North 89 degrees 33 minutes 00 seconds West, 120.00 feet to a point;

thence South 77 degrees 14 minutes 50 seconds West, 51.36 feet to a point;

thence North 89 degrees 33 minutes 00 seconds West, 120.00 feet to a point;

thence North 00 degrees 27 minutes 00 seconds East, 8.00 feet to a point;

thence North 89 degrees 33 minutes 00 seconds West, 120.00 feet to a point;

thence South 73 degrees 32 minutes 58 seconds West, 52.26 feet to a point;

thence North 89 degrees 33 minutes 00 seconds West, 120.00 feet to a point;



thence South 00 degrees 27 minutes 00 seconds West, 780.00 feet to a point;

thence North 89 degrees 33 minutes 00 seconds West, 170.00 feet to a point;

thence North 00 degrees 27 minutes 00 seconds East, 62.49 feet to a point of curvature;

thence with a curve to the left on a radius of 25.00 feet an arc distance of 39.27 feet (chord North 44 degrees 33 minutes 00 seconds West, 35.35 feet) to a point of compound curvature;

thence with a curve to the left on a radius of 635.20 feet an arc distance of 95.74 feet (chord South 86 degrees 07 minutes 56 seconds West, 95.65 feet) to a point in the western line of the tract of which this is a part;

thence with said line North 00 degrees 43 minutes 34 seconds East, 66.11 feet to an existing axle;

thence continuing with said line North 00 degrees 27 minutes 07 seconds East, 989.49 feet to an existing axle at the southwest corner of the Kinlaw Development property as recorded in Deed Book 359, Page 740;

thence with the southern line of said Kinlaw Development property the following courses and distances;

North 89 degrees 33 minutes 55 seconds East, 327.18 feet to a corner;

North 89 degrees 11 minutes 49 seconds East, 415.54 feet to an existing iron;

North 89 degrees 23 minutes 07 seconds East, 295.96 feet to an existing iron at the common rear corner of Lots 158 and 159 of Colonial Charters Subdivision as recorded in Cabinet 2, Slide 2-43, map 001;

thence with the southern line of Lots 158-151 of said Colonial Charters and beyond North 89 degrees 18 minutes 26 seconds East, 980.13 feet to an existing iron stake in the southern end of Flint Drive;

thence with the western line of a tract recorded in Cabinet 2, Slide 2-19, Map 005 South 22 degrees 43 minutes 47 seconds West, 789.87 feet to a existing re-bar;

thence with the northern line of the Parker tract as recorded in Deed Book 964, Page 971 North 88 degrees 51 minutes 41 seconds West, 264.02 feet to a existing re-bar;

thence with the western line of said Parker tract South 00 degrees 54 minutes 03 seconds West, 609.43 feet to a point;

thence with the zoning line North 89 degrees 39 minutes 49 seconds West, 359.47 feet to a corner (angle point) in the rear (eastern) line of Lot 13 of the above referenced Midlands at Bedford Phase 1;


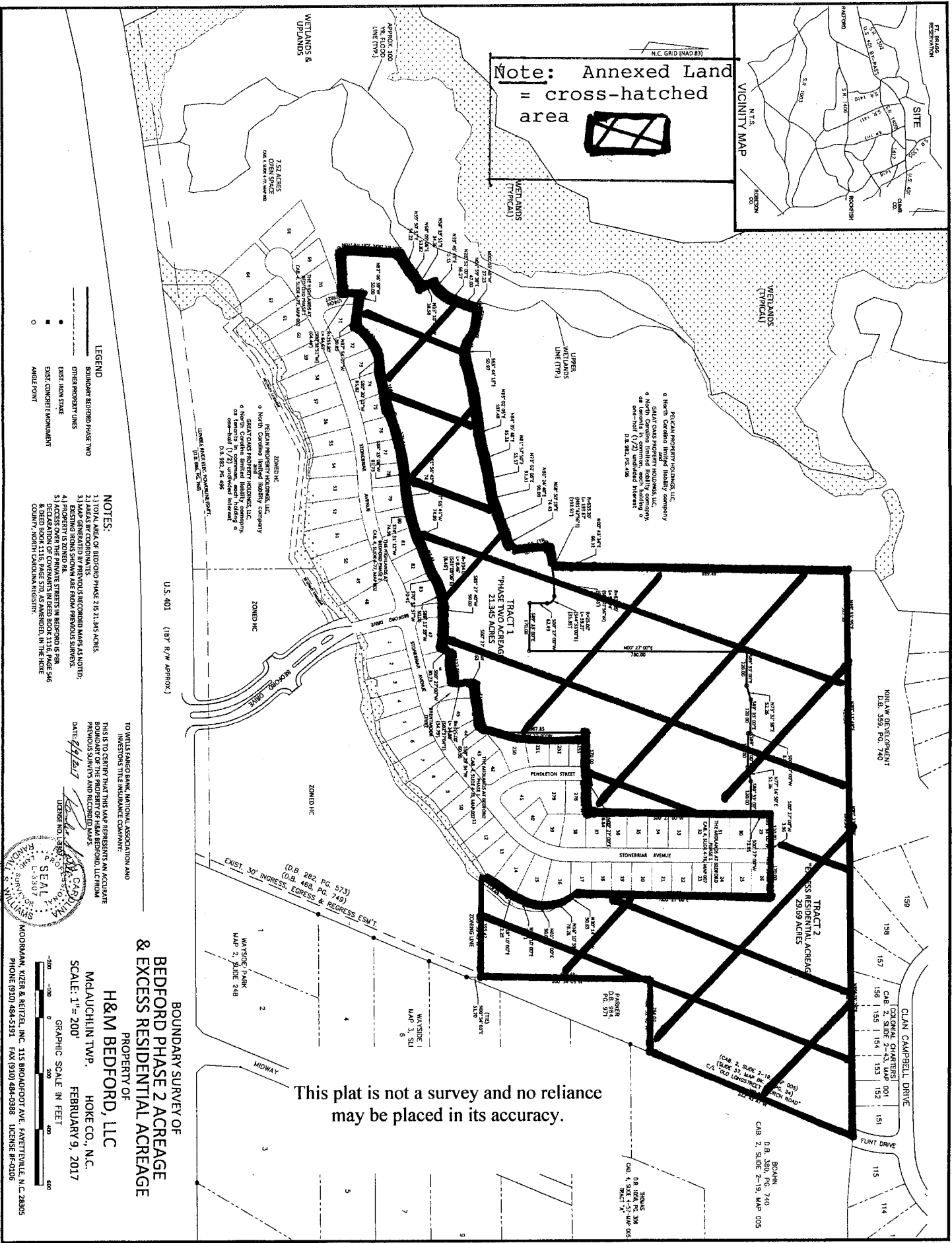
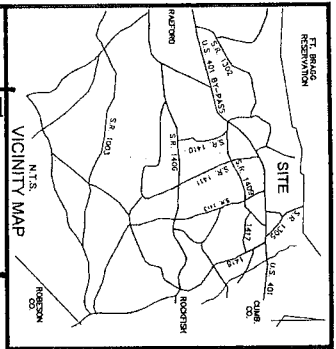
thence with said rear line of Lot 13 and beyond North 39 degrees 14 minutes 42 seconds East, 118.69 feet to a corner (angle point) in the rear line of Lot 14;

thence with said line of Lot 14 North 19 degrees 10 minutes 00 seconds East, 22.29 feet to the PLACE AND POINT OF BEGINNING.

Containing 29.69 acres, more or less.

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

Note: Annexed Land = cross-hatched area

This plat is not a survey and no reliance may be placed in its accuracy.