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### THIRD AMENDMENT TO DECLARATION OF PLANNED COMMUNITY OF "RIVERBLUFF"

THIS FIRST AMENDMENT TO DECLARATION OF PLANNED COMMUNITY OF "RIVERBLUFF" (this "Amendment") is made and entered into by River Bluff Partners, LLC, a North Carolina limited liability company ("Declarant").

#### WITNESSETH:

WHEREAS, Declarant is the developer of the Riverbluff planned residential community (the "Subdivision");

WHEREAS, Declarant imposed upon the Subdivision certain master restrictive covenants as set forth in that certain instrument recorded in Book 7577, Page 690, as amended by first amendment in Book 7851, Page 239, as amended by second amendment in Book 7977, Page 843, Cumberland County, NC Registry (together, the "Declaration");

WHEREAS, the Declarant continues to be a Class B member of the Association that governs the Subdivision;

WHEREAS, pursuant to Article XII, Section 12.5 of the Declaration, Declarant reserved the right to amend the Declaration without the consent Class A membership so long as Class B membership exists;

WHEREAS, Declarant desires to amend the Declaration to provide for a technical

correction;

WHEREAS, Declarant amends the Declaration as follows:

NOW, THEREFORE, for and in consideration of the mutual covenants herein contained, and other good and valuable consideration, and pursuant to authority set forth in Article XII, Section 12.5 of the Declaration (as well as authority as may be found elsewhere in the Declaration), the Declarant hereby modifies the Declaration as follows:

1. Article I, Section 1.5 of the Declaration is hereby deleted in its entirety and the following substituted therefor:

“Section 1.5 “Lot” means any numbered lot of land shown on any subdivision map of the Property now or hereafter recorded (with the exception of the Common Area); also, for purposes defining Class B membership (as described in Section 3.2), such shall also mean all future development acreage previously annexed into the Subdivision (as shown on Plat Book 119, Page 180, aforesaid Registry).”

2. Except as specifically amended by this Amendment, the Declaration remains unchanged and in full force and effect, and the undersigned by its execution hereof hereby ratifies, affirms and approves the Declaration, as specifically amended hereby. All capitalized terms in this Amendment that are not defined herein shall have the same meanings given to them in the Declaration.

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

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

**DECLARANT:**

**RIVER BLUFF PARTNERS, LLC**

By: Anthony Cimaglia

Print Name: Anthony Cimaglia

Title: Manager

**STATE OF NORTH CAROLINA**

**COUNTY OF CUMBERLAND**

I certify that the following person personally appeared before me this day, acknowledging to me that he voluntarily signed the foregoing document for the purpose stated therein and in the capacity indicated: Anthony Cimaglia in his capacity as Manager of River Bluff Partners, LLC, a North Carolina limited liability company.

Date: 7-29-2021

Official Signature of Notary: Katherine A. Jones

Notary's Printed Name: Katherine A. Jones

My commission expires: 5-17-2026

[Affix Notary Seal or Stamp]

