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FILED
CUMBERLAND COUNTY NC
J. LEE WARREN, JR.
REGISTER OF DEEDS
FILED Feb 25, 2013
AT 10:02:00 am
BOOK 09120
START PAGE 0178
END PAGE 0181
INSTRUMENT # 07062
RECORDING \$26.00
EXCISE TAX (None)
DJ

**FIRST AMENDMENT TO DECLARATION OF
COVENANTS, CONDITIONS AND RESTRICTIONS
FOR
TRAEMOOR AT LAKEWOOD
SECTION TWO, PHASE TWO**

Prepared By & Return to: John G. Briggs III, Atty., Lewis, Deese, Nance & Briggs LLP,
Post Office Drawer 1358, Fayetteville, North Carolina 28302

This FIRST AMENDMENT TO THE DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS is made and entered into this the 17th day of February, 2013, by **HCC INVESTMENTS, LLC**, a North Carolina Limited Liability Company ("Declarant" or "Developer"), and **BRANCH BANKING & TRUST COMPANY** ("Lender"), and **BB&T COLLATERAL SERVICE CORPORATION** ("Trustee");

WITNESSETH

WHEREAS, Declarant is the original maker and Declarant of the Declaration of Covenants, Conditions and Restrictions for Traemoor at Lakewood, Section Two, Phase Two, recorded in Book 7706, at Page 277, on September 25, 2007 at 08:11:49 am, Cumberland County Registry, North Carolina (the "Declaration"); and

WHEREAS, the Declaration provides in Article X, Section One that the Declaration may be amended at any time by Declarant as long as Declarant owns any lot in the subdivision; and

WHEREAS, Declarant, at the time of this amendment, owns multiple lots located in Traemoor at Lakewood; and

WHEREAS, Lender has a loan secured on certain lots located in said subdivision, and Lender and its Trustee are joining this agreement.

NOW THEREFORE, Declarant does hereby amend the following portions of the Declaration as follows:

1) As to Article III, Section 4, Minimum Size of Each Dwelling: The sentence that reads, "Not Less than two thousand (2000) square foot for the first floor of a two-story dwelling, total to be no less than three thousand (3000) square feet, bonus room can not be used to meet minimum square footage",

shall be removed and replaced with the following language:

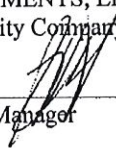
"Not less than One Thousand Five Hundred (1,500) square feet for the first floor of a two-story dwelling, with the total to be no less than Three Thousand (3,000) square feet, however, bonus room can not be used to meet minimum square footage requirements."

THIS AMENDMENT shall be construed under the laws, statutes and ordinances of such governmental authority having jurisdiction. The provisions hereof are independent covenants and should any provision or provisions contained in this Amendment be declared by a Court or other tribunal of competent jurisdiction to be void, unenforceable or illegal, then such provision or provisions shall be severable and the remaining provisions hereof shall remain in full force and effect. The terms, covenants, conditions and agreements herein contained shall be binding upon and inure to the benefit of an shall be enforceable by the parties hereto and their respective successors and assigns.

IN WITNESS WHEREOF, Declarant has caused this Amendment to be signed as of the date first written above.

HCC INVESTMENTS, LLC, a North Carolina
Limited Liability Company, Declarant

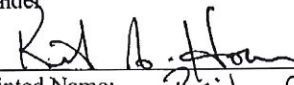
By:



Jackie Hairr, Manager

BRANCH BANKING & TRUST COMPANY
Lender

By:



Printed Name: Reid A. HORNE
Title: Sr. Vice President

BB&T COLLATERAL SERVICE
CORPORATION
Trustee

By: William Brooks
Printed Name: William Brooks
Title: Vice President

STATE OF NORTH CAROLINA
COUNTY OF CUMBERLAND

I certify that the following person(s) personally appeared before me this day and acknowledged to me that he or she voluntarily signed the foregoing document(s) for the purposes stated therein and in the capacity indicated:

Name of Principals: Jackie Hairr, Manager of HCC Investments, LLC, a North Carolina Limited Liability Company, Declarant.

Date: 2-14-13

Donna H. Peterson
Notary Public

DONNA H. PETERSON
Notary Public-North Carolina
CUMBERLAND COUNTY

My Comm. Expires: 5-16-2016

Donna H. Peterson
Printed Name of Notary Public

My Commission Expires 5-16-2016

(N.P. SEAL)

Additional Notaries to Follow:

STATE OF NORTH CAROLINA
COUNTY OF CUMBERLAND

I certify that the following person(s) personally appeared before me this day and acknowledged to me that he or she voluntarily signed the foregoing document(s) for the purposes stated therein and in the capacity indicated:

Name of Principals: Reid A. Horne as Sr Vice President of Branch Banking & Trust Company, Lender.

Date: 2/14/13 Naomi L. Holloway
Notary Public

My Comm. Expires: 8th Aug 2015
Naomi L. Holloway
Printed Name of Notary Public

(N.P. SEAL)

STATE OF NORTH CAROLINA
COUNTY OF CUMBERLAND

I certify that the following person(s) personally appeared before me this day and acknowledged to me that he or she voluntarily signed the foregoing document(s) for the purposes stated therein and in the capacity indicated:

Name of Principals: William Brooks as Vice President of BB&T Collateral Service Corporation, Trustee.

Date: 2/14/13 Naomi L. Holloway
Notary Public

My Comm. Expires: 8th Aug 2015
Naomi L. Holloway
Printed Name of Notary Public

(N.P. SEAL)