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FILED

HOKE COUNTY NC

ONNIE B. DUDLEY

REGISTER OF DEEDS

FILED Jul 29, 2009

TIME 10:53:38 am

BOOK 00868

START PAGE 0149

END PAGE 0150

INSTRUMENT # 05666

RECORDING \$42.00

EXCISE TAX (None)

Prepared by and return to: F. Stuart Clarke, THORP, CLARKE, NEVILLE & KIR
Post Office Box 670, Fayetteville, NC 28302

NORTH CAROLINA

SECOND AMENDMENT TO
DECLARATION OF COVENANTS,
CONDITIONS AND RESTRICTIONS
FOR MAYFIELD, SECTION ONE

HOKE COUNTY

THIS AMENDMENT TO DECLARATION, made this the 24th day of July, 2009, by
FLOYD PROPERTIES AND DEVELOPMENT, INC. f/k/a FLOYD CONSTRUCTION CO.,
INC., a North Carolina Corporation with its principal place of business in Cumberland County,
North Carolina, hereinafter referred to as "Declarant" and "Owner".

WITNESSETH:

WHEREAS, Declarant is the owner of at least one (1) lot in Mayfield, Section One, as shown
on plat recorded in Cabinet 3, Slide 3-78, Map 004-005, McLaughlin Township, Hoke County
Registry; and

WHEREAS Floyd Properties and Development, Inc. is the Declarant of the original
Declaration of Covenants, Conditions and Restrictions for Section One, Mayfield recorded in Book
821, Page 128, Hoke County, NC Registry, and amended in Book 848, Page 295; and

WHEREAS, pursuant to Article X, Section 2. Amendment, Declarant desires to amend the
Declaration of Covenants, Conditions and Restrictions previously filed in Book 821, Page 128, Hoke
County NC Registry, and amended in Book 848, Page 295.

NOW, THEREFORE, Declarant and Owner, pursuant to Article X, Section 2. Amendment,
does hereby amend said Declarations in pertinent part as follows:

ARTICLE II, PROPERTY RIGHTS, is amended by adding Section 4. Retention Ponds as
follows:

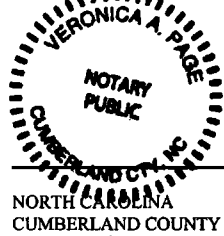
"Section 4. Retention Ponds. Retention ponds are a part of the common area and will be
conveyed to the Homeowners Association from Declarant. The retention ponds will be the

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responsibility of the Homeowners Association which will be responsible for the maintenance, repair and upkeep of the retention ponds.”

Except as specifically amended herein and in Book 848, Page 295, the original Declaration of Covenants, Conditions and Restrictions for Mayfield, Section One, recorded in Book 821, Page 128, Hoke County, NC Registry, shall remain in full force and effect as written.

TO THE TRUE AND FAITHFUL PERFORMANCE OF THESE COVENANTS AND AGREEMENTS, FLOYD PROPERTIES AND DEVELOPMENT, INC., has caused this instrument to be signed in its name by its Vice President all by proper authority duly granted by its Board of Directors, this the 27th day of July, 2009.



FLOYD PROPERTIES AND DEVELOPMENT, INC.

By: Gregory W. Floyd
Gregory W. Floyd, Vice President

NORTH CAROLINA
CUMBERLAND COUNTY

I, Veronica A. Page, the undersigned Notary Public of the County and State aforesaid, certify that GREGORY W. FLOYD, personally came before me this day and acknowledged that he is the Vice President of FLOYD PROPERTIES AND DEVELOPMENT, INC., a North Carolina corporation and that by authority duly given and as an act of such entity, he signed the foregoing instrument in its name on its behalf as its act and deed.

Witness my hand and notarial stamp or seal this the 27 day of July, 2009.

My Commission expires:
5-23-2011

Veronica Page
Notary Public