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9-27-2006 AM 9:50:45
J. LEE WARREN JR.
REGISTER OF DEEDS
CUMBERLAND CO., N.C.

Prepared by/Return to:	F. Stuart Clarke; Thorp, Clarke, Neville & Radford, P.A. P.O. Box 670, Fayetteville, NC 28302
NORTH CAROLINA) SUPPLEMENTAL DECLARATION TO DECLARATION OF THE VILLAS OF
CUMBERLAND COU) LOCKWOOD PARK CONDOMINIUMS, PHASE IV

FOX AND LOYD PROPERTIES, LLC, a NC limited liability company, Owner and Declarant, hereby amends the Declaration of Condominiums of The Villas of Lockwood Park Condominiums recorded in Book 6997, Page 35, Cumberland County Registry, in accordance with Article XXXVII, Section B, amending said Declaration as set out below:

- 1. Additional land is being added to the Condominium property and shall be known as Phase IV (Four). The legal description is set out on Exhibit "A" attached hereto.
- 2. The units of Phase IV (Four) are set out on Exhibit "B".
- 3. The percentage of ownership in the common areas of each unit owner of Phase I (One), Phase II (Two), and Phase III (Three) shall now be an undivided 4% interest except Unit 101 of Phase III shall have an undivided 8% interest, as set out on Exhibit "C".
- 4. All terms and conditions, including all Development rights reserved in the original Declaration are incorporated into and are a part of this Supplemental Declaration.
- 5. The additional property, Phase IV, is made subject to the Declarations including the original Exhibits "D" and "E".

IN WITNESS WHEREOF, FOX AND LOYD PROPERTIES, LLC, has caused these presents to be executed in its name by it Manager.

This the 131 day of September, 2006.

FOX AND LOYD PROPERITES, LLC

By:

₹. Royal Lo**y**d, Jr., Member-Manager

NORTH CAROLINA CUMBERLAND COUNTY

KING SOUTH

I certify that the following person(s) personally appeared before me this day, each acknowledging to me that he or she voluntarily signed the foregoing document for the purpose stated therein and in the capacity indicated: **F. ROYAL LOYD**, **JR.**, **member-manager of Fox and Loyd**

This the 13th day of September, 2006.

This the 13th day of September, 2006.

Official Signature of Motary

My Commission Expires: 1/29

EXHIBIT "A"

September 21, 2006

Legal Description
0.824 Acre Tract
The Villas of LOCKWOOD PARK CONDOMINIUMS
PHASE FOUR

BEGINNING at an existing iron in the southern right-of-way (right-of-way varies) of Morganton Road, said iron being the northwestern most corner of The Villas of LOCKWOOD PARK CONDOMINIUMS, PHASE THREE Addition as recorded in Condo Plat Book 7, Page 54, Cumberland County, North Carolina Registry, and running with the western property line of said PHASE THREE Addition South 00 degrees 14 minutes 52 seconds West, 70.57 feet to a common corner with said Phase Three Addition and PHASE THREE of The Villas of LOCKWOOD PARK CONDOMINIUMS as recorded in Condo Plat Book 07, Page 51 of said registry;

Thence with the western line of said Phase Three the following courses and distances:

South 17 degrees 19 minutes 31 seconds East, 36.75 feet to a point;

South 01 degrees 40 minutes 31 seconds West, 214.11 feet to an existing iron at the southwestern corner of said Phase Three;

Thence running with the southern boundary line of The Villas of LOCKWOOD PARK CONDOMINIUMS tract the following courses and distances:

North 87 degrees 57 minutes 32 seconds West, 99.81 feet to an existing iron;

North 02 degrees 02 minutes 28 seconds East, 31.04 feet to an existing iron in the run of Hybarts Branch;

Thence continuing with said southern boundary line and with the run of Hybarts Branch South 87 degrees 35 minutes 28 seconds West, 22.46 feet to a point;

Thence leaving said Branch and running North 01 degrees 40 minutes 31 seconds East, 267.84 feet to a point in the aforementioned southern right-of-way of Morganton Road:

Thence running with said right-of-way the following courses and distances: North 81 degrees 12 minutes 28 seconds East, 80.33 feet to an existing iron; North 78 degrees 26 minutes 31 seconds East, 30.09 feet to the beginning.

Containing 0.824 acres.

Property is subject to a 30 foot easement for utilities, ingress, egress and regress, a 20 foot sanitary sewer easement and any other easements of record.

Prepared by MOORMAN, KIZER & REITZEL, INC.

Exhibit "B"

Numerical Designations for Each Unit in Phases IV THE VILLAS OF LOCKWOOD PARK CONDOMINIUMS

Unit 101 Unit 102 Unit 103 Unit 104 Unit 201 Unit 202 Unit 203 Unit 204

Exhibit "C"

Percentage of Undivided Interest in Common Areas and Facilities Harbour Pointe Condominiums, Phase I - IV

Unit Number	Percentage Interest
PHASE I	4
101	4
102	4
103	4
104	4
	4
201	4
202	4
203	4
204	4
<u>PHASE II</u>	
101	4
102	4
103	4
104	4
205	4
206	4
207	4
208	4
200	
PHASE III	
101	8
102	4
103	4
204	4
205	4
206	4
207	4
PHASE IV	
101	4

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102	4
103	4
104	4
201	4
202	4
203	4
204	4