(N.P SEAL)

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6- 5-2007 AM 10:00:13
J. LEE WARREN JR.
REGISTER OF DEEDS
CUMBERLAND CO., N.C.

Prepared by/Return to: F. Stuart Clarke; Thorp, Clarke & Neville, P.A.

P.O. Box 670, Fayetteville, NC 28302

NORTH CAROLINA	)	SUPPLEMENTAL DECLARATION TO
	)	DECLARATION OF THE VILLAS OF
	)	LOCKWOOD PARK CONDOMINIUMS
CUMBERLAND COUNTY	)	PHASE VI

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 VI (Six). The legal description is set out on Exhibit "A" attached hereto.
- 2. The units of Phase VI (Six) 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), Phase IV (Four), Phase V (Five), Phase VI (Six), shall now be an undivided 2.0833% interest except Unit 101 of Phase III shall have an undivided 4.1666% 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 VI, 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  $32^{10}$  day of May, 2007.

FOX AND LOYD PROPERITES, LLC

F. Royal Loyd, Jr., Member-Manage

### NORTH CAROLINA **CUMBERLAND COUNTY**

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

Properties, LLC

Thisthe

2007.

Official Signature of Notary My Commission Expires:

Exhibit "A"
June 4, 2007

Legal Description
1.789 Acre Tract
The Villas of LOCKWOOD PARK CONDOMINIUMS
PHASE SIX

BEGINNING at an iron stake in the southern right-of-way of Morganton Road (right-of-way varies), said point being the northwestern corner of The Villas OF LOCKWOOD PARK CONDOMINIUMS, PHASE FIVE as recorded in Condo Plat Book 7, Page 94, Cumberland County, North Carolina Registry, and running with the western line of said Phase Five South 06 degrees 45 minutes 27 seconds West, 245.92 feet to a point in the centerline of Hybarts Branch at the southwestern corner of said Phase Five, and also being in the southern line of The Villas OF LOCKWOOD PARK CONDOMINIUMS tract as recorded in Condo Plat Book 7, Page 03, also of said registry;

Thence with said centerline of Hybarts Branch and said southern line the following courses and distances:

North 70 degrees 05 minutes 56 seconds West, 38.81 feet to a point;
North 84 degrees 54 minutes 41 seconds West, 50.36 feet to a point;
North 73 degrees 29 minutes 41 seconds West, 100.32 feet to a point;
North 74 degrees 38 minutes 06 seconds West, 50.09 feet to a point;
North 72 degrees 21 minutes 29 seconds West, 50.25 feet to a point;
North 88 degrees 58 minutes 56 seconds West, 55.49 feet to a point;
North 74 degrees 32 minutes 32 seconds West, 51.42 feet to a point;
North 89 degrees 11 minutes 02 seconds West, 50.01 feet to a point;
South 88 degrees 31 minutes 42 seconds West, 50.09 feet to a point;
North 59 degrees 11 minutes 56 seconds West, 24.14 feet to a point;
North 57 degrees 35 minutes 43 seconds West, 50.99 feet to a point;
North 26 degrees 46 minutes 58 seconds West, 31.27 feet to a point in the aforementioned southern right-of-way of Morganton Road;

Thence with said right-of-way the following courses and distances:

North 80 degrees 40 minutes 45 seconds East, 34.61 feet to a point; South 08 degrees 51 minutes 01 seconds East, 3.87 feet to a point; North 81 degrees 12 minutes 28 seconds East, 562.83 feet to the beginning.

Containing 1.789 acres.

Property is subject to a 30 foot easement for utilities and any other easements of record.

Prepared by MOORMAN, KIZER & REITZEL, INC.

## BK7606PG0608

### Exhibit "B"

# Numerical Designations for Each Unit in Phase VI THE VILLAS OF LOCKWOOD PARK CONDOMINIUMS

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

Garage Unit 1 Garage Unit 2 Garage Unit 3 Garage Unit 4

### BK7606PG0609

### Exhibit "C"

Percentage of Undivided Interest in Common Areas and Facilities The Villas of Lockwood Park Condominiums, Phase I - VI

Unit Number	Percentage Interest
PHASE I	2.0833
101	2.0833
102	2.0833
103	2.0833
104	2.0833
201	2.0833
202	2.0833
203	2.0833
204	2.0833
PHASE II	
101	2.0833
102	2.0833
103	2.0833
104	2.0833
205	2.0833
206	2.0833
207	2.0833
208	2.0833
PHASE III	
101	4.1666
102	2.0833
103	2.0833
204	2.0833
205	2.0833
206	2.0833
207	2.0833
PHASE IV	
101	2.0833

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102		2.0833
103		2.0833
104		2.0833
201		2.0833
202		2.0833
203		2.0833
204		2.0833
PHASE V	•	
101		2.0833
102		2.0833
103		2.0833
104		2.0833
201		2.0833
202		2.0833
203		2.0833
204		2.0833
<u>PHASE VI</u>		
101		2.0833
102		2.0833
103		2.0833
104	•	2.0833
201		2.0833
202		2.0833
203		2.0833
204		2.0833
Garage Unit 1		0.00
Garage Unit 2		0.00
Garage Unit 3		0.00
Garage Unit 4		0.00

Page 6 of 6