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RECEIVED
7-28-2005 PM 3:27:51
J. LEE WARREN JR.
REGISTER OF DEEDS
CUMBERLAND CO., N.C.

SUPPLEMENTAL AND AMENDED DECLARATION OF COVENANTS
JAMES CREEK SECTION 1 PART B

Prepared by / Return to: Jeff Dunham

THIS SUPPLEMENTAL AND AMENDED DECLARATION OF COVENANTS is made and entered into this 27th day of July, 2005 by Hoke Loop Partners, LLC, hereinafter referred to as "Developer":

WITNESSETH:

WHEREAS, Developer executed and caused to be recorded a certain Restrictive Covenants of James Creek at Treyburn in Book 6740, Page 325, Cumberland County, NC, Registry (hereinafter the "Declaration"), the terms of which are incorporated herein by this reference; and

WHEREAS, said Declaration by its terms applied to and covered to that portion of the James Creek subdivision shown on plat recorded in Plat Book 112, Page 160, of the Cumberland County, NC, Registry; and

WHEREAS, said Declaration provided that future sections of James Creek Subdivision would become subject to the Declaration after recording of the plat for said new section and recording of a Supplemental Declaration which expressly made the new section subject to them by either of the entities named as Developer; and

WHEREAS, Developer is the owner of and has caused to be recorded a plat of James Creek Section 1, Part B as recorded in Plat Book 114, Page 122, Cumberland County, North Carolina Registry; and

WHEREAS, the Developer desires Section 1, Part B as set forth on plat in Plat Book 114, Page 122 to be subject to bound by the Covenant except as amended herein, and further desires that the said real property as shown on said plat be held, transferred, sold, conveyed, given, donated, leased, occupied and used subject to the Declaration, as amended herein;

NOW, THEREFORE, in consideration of the premises, the Developer hereby expressly declares that the property described as James Creek Section 1, Part B, a plat of which is recorded at Plat Book 114, Page 122 aforesaid Registry, be and hereby is subject to that certain

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Declaration recorded in Book 6740, Page 325.

IN WITNESS WHERE, Developer has set its hand and seal the day and year first above written.

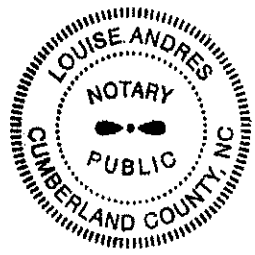
By: *Thomas L. Bradford*
 Name: Thomas L. Bradford
 Title: Member/Manager of *Elmwood Partners, LLC*
D. Ralph Huff
 Name: D. Ralph Huff
 Title: Member/Manager of *Elmwood Partners, LLC*
the manager of Hoke Loop Partners, LLC

State of NORTH CAROLINA - County of CUMBERLAND

I, the undersigned Notary Public of the County and State aforesaid, certify that THOMAS L. BRADFORD AND D. RALPH HUFF as members/managers of *Elmwood Partners, LLC*, the manager of Hoke Loop Partners, LLC personally appeared before me this day and being by me duly sworn say that they acknowledged the due execution of the foregoing instrument for the purposes therein expressed for and on behalf of and for the limited liability company
 Witness my hand and Notarial Seal or Stamp this 27th day of July, 2005

My Commission Expires: 06-03-2007

Louise Andres
 Notary Public



The foregoing Certificate(s) of *Louise Andres*

is/are certified to be correct. This instrument and this certificate are duly registered at the date and time and in the Book and Page shown on the first page hereof.

By: *J. Lee Warren, Jr.* REGISTER OF DEEDS FOR CUMBERLAND COUNTY, Deputy/Assistant - Register of Deeds

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0146

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FILED
CUMBERLAND COUNTY NC
J. LEE WARREN, JR.
REGISTER OF DEEDS
FILED Jun 21, 2011
AT 03:33:00 pm
BOOK 08666
START PAGE 0146
END PAGE 0146
INSTRUMENT # 19978
RECORDING \$14.00
EXCISE TAX (None)

RF

Street Maintenance Agreement
Return To: Attorney Steve Bunce

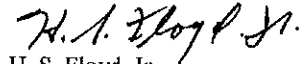
June 13, 2011

To Whom It May Concern:

I, H. S. Floyd, Jr., President of Floyd Properties and Development Inc. FKA Floyd Construction Co., Inc., agree to maintain and assume responsibility of all streets in the development known as James Creek North, Section 3, until such a time when the North Carolina Dept. of Transportation assumes the responsibility.

Respectfully,

FLOYD PROPERTIES AND DEVELOPMENT INC.

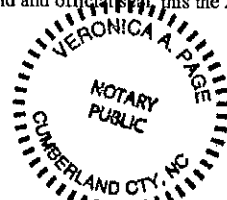


H. S. Floyd, Jr.
President

State of North Carolina
County of Cumberland

I, Veronica A. Page, a Notary Public for Cumberland County, North Carolina, certify that H. S. Floyd, Jr. personally came before me this day and acknowledged that he is the President of Floyd Properties and Development Inc., and he as President, being authorized to do so, executed the foregoing on behalf of the Corporation.

Witness my hand and official seal, this the 21st day of June, 2011.


Notary Public

My commission expires: March 23, 2016

(N.P. SEAL)