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J. LEE WARREN JR.
REGISTER OF DEEDS
CUMBERLAND CO., N.C.

**SUPPLEMENTAL AND AMENDED DECLARATION OF COVENANTS
JAMES CREEK SECTION TWO PART A**

Prepared by / Return to: Jeff Dunham
THIS SUPPLEMENTAL AND AMENDED DECLARATION OF COVENANTS is made and entered into this and day of November, 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 6987, Page 005, 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 South at Treyburn, Section Two, Part A as recorded in Plat Book 115, Page 68, Cumberland County, North Carolina Registry; and

WHEREAS, the Developer desires Section Two, Part A as set forth on plat in Plat Book 115, Page 68 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 South at Treyburn Section Two, Part A, a plat of which is recorded at Plat Book 115, Page 68 aforesaid Registry, be and hereby is subject

to that certain Declaration recorded in Book 6987, Page 005.

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

Hoke Loop Partners, LLC, by:
Elmwood Partners, LLC its manager, by:

By: Thomas L Bradford
Name: Thomas L. Bradford
Title: Member/Manager

D. Ralph Huff
Name: D. Ralph Huff
Title: Member/Manager

State OF NORTH CAROLINA -- COUNTY OF CUMBERLAND

I, Louise Andres, a Notary Public of said County and State do hereby certify that Thomas L. Bradford and D. Ralph Huff as member/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 executed the foregoing and annexed instrument for and on behalf of the limited liability company and that they acknowledged the due execution of the foregoing instrument for the purposes therein expressed for and on behalf of and for herself individually.

WITNESS my hand and Notarial Seal, this the 2nd day of , November 2005

Louise Andres
NOTARY PUBLIC

My commission expires: 6-3-2007

