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FILED  
CUMBERLAND COUNTY NC  
J. LEE WARREN, JR.  
REGISTER OF DEEDS  
FILED Dec 22, 2008  
AT 03:29:00 pm  
BOOK 08040  
START PAGE 0165  
END PAGE 0166  
INSTRUMENT # 49639  
RECORDING \$17.00  
EXCISE TAX (None)

RT

SUPPLEMENTAL AND AMENDED DECLARATION OF COVENANTS,  
CONDITIONS, AND RESTRICTIONS OF  
WESTPARK PLACE TOWNHOMES

*Ret to: McCauley - Person*

THIS SUPPLEMENTAL AND AMENDED DECLARATION OF COVENANTS is made and entered into this 19<sup>th</sup> day of December, 2008 by WESTPARK PLACE, LLC, a North Carolina limited liability company (the "Declarant"):

WITNESSETH:

WHEREAS, Declarant executed and caused to be recorded a certain "Restatement of Declaration of Covenants, Conditions and Restrictions of Westpark Place Townhomes" in Book 7756, Page 371, 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 Westpark Place Townhomes shown on plat recorded in Plat Book 121, Page 77, of the Cumberland County, NC, Registry; and

WHEREAS, said Declaration provided that future sections of Westpark Place 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; and

WHEREAS, Declarant is the owner of and has caused to be recorded a plat of "WESTPARK PLACE PHASE 1 BUILDING 21" in Plat Book 123, Page 142, Cumberland County, North Carolina Registry; and

WHEREAS, the Declarant desires WESTPARK PLACE PHASE 1 BUILDING 21 as set forth on said plat to be subject to bound by the Declaration, 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;

NOW, THEREFORE, in consideration of the premises, the Declarant hereby expressly declares that the property described as WESTPARK PLACE PHASE 1 BUILDING 21" , a plat of which is recorded at Plat Book 123, Page 142, aforesaid Registry, be and hereby is subject to that certain Declaration recorded in Book 7756, Page 371

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

WESTPARK PLACE, LLC

By: *Julie Rufenacht*  
Name: Julie Rufenacht  
Title: Manager

NORTH CAROLINA  
CUMBERLAND COUNTY

I certify that the following person(s) personally appeared before me this day and I have personal knowledge of the identity of the principal(s) or have seen satisfactory evidence of the principal's identity, by a current state or federal identification with the principal's photograph in the form of a driver's license or a credible witness has sworn to the identity of the principal(s); each acknowledging to me that he or she voluntarily signed the foregoing document for the purpose stated therein and in the capacity indicated: Name of Principal:

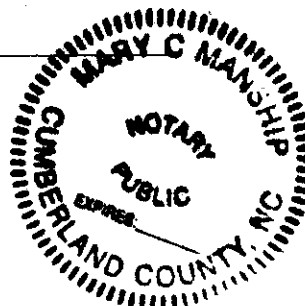
*Julie Rufenacht*

Date: *12/19/08*

*Mary C Manship*  
Notary Public

*Mary C Manship*  
Printed or Typed Name of Notary Public

My commission expires: *5/12/10*



(N.P. SEAL)