



FOR REGISTRATION REGISTER OF DEEDS
 KIMBERLY S. HARGROVE
 HARNETT COUNTY, NC
 2009 APR 22 11:43:20 AM
 BK:2616 PG:749-760 FEE:\$44.00

INSTRUMENT # 2009005884

Prepared by and return after recording to: Weatherspoon & Voltz LLP
 P.O. Box 10324, Raleigh, North Carolina 27605

STATE OF NORTH CAROLINA

COUNTY OF HARNETT

**SUPPLEMENTAL DECLARATION OF COVENANTS, CONDITIONS, EASEMENTS
 AND RESTRICTIONS FOR THE GATE AT LEXINGTON PLANTATION
 SUBDIVISION**

This Supplemental Declaration of Covenants, Conditions, Easements and Restrictions for The Gate at Lexington Plantation Subdivision (the "Supplemental Declaration") is made this the 15th day of December, 2008 by Lexington Plantation Investors, LLC, a North Carolina limited liability company (the "Declarant"); Homeco Builders, Inc., a NC corporation ("Homeco"); Caviness Land Development Co. a/k/a Caviness Land Development, Inc., a NC corporation ("Caviness"); W.M. Kent Pierce, Inc., a NC corporation ("W.M. Kent Pierce"); H & H Constructors, Inc., a NC corporation ("H & H"); Cates Building, Inc., a NC corporation ("Cates"); Jason Price Construction, Inc., a NC corporation ("Jason Price") and Antione C. Fernandes (single) ("Fernandes"), collectively known as the "Owners".

WITNESSETH

WHEREAS, the Owners are the record owners of certain real property in Harnett County, North Carolina known as The Gate at Lexington Plantation Subdivision which is more particularly described in the Declaration described below (the "Property"); and

WHEREAS, the Declarant recorded a certain Declaration of Covenants, Conditions, Easements and Restrictions for The Gate at Lexington Plantation Subdivision in Book 2494, Page 361, Harnett County Registry and re-recorded in Book 2518, Page 451, Harnett County Registry (the "Declaration") for the development and maintenance of the Property; and

WHEREAS, the Owners now desire to annex as additional property subject to the Declaration those certain parcels or tracts of land inadvertently omitted from the above-referenced Declaration located within The Gate at Lexington Plantation Subdivision as shown on the plats recorded in Plat Book 2008, Pages 205-208, Harnett County Registry, such property being more particularly described in Exhibit A (collectively, the "Additional Property"); and

NOW, THEREFORE, in consideration of the covenants and agreements contained in this Amendment and other good and valuable consideration, and intending to be legally bound, Declarant agrees as follows:

1. Pursuant to the authority in Article II, Section 5 of the Declaration, the Owners hereby annex the Additional Property into the Property and subject it to the Declaration. Exhibit A attached hereto and incorporated herein by reference shall expand the Property subject to the Declaration to include the Additional Property.

2. This Supplemental Declaration shall be construed in accordance with the laws of the State of North Carolina. All capitalized terms not defined in this Supplemental Declaration shall have the meaning ascribed in the Declaration.

3. This Supplemental Declaration shall be binding upon and inure to the benefit of, and shall be enforceable by, each Owner, its heirs, successors and assigns in title to the Property or any portion thereof.

[Signature pages to follow]

IN WITNESS WHEREOF, Declarant has caused this Amendment to be executed as of the day and year first above written.

DECLARANT/OWNER:

Lexington Plantation Investors, LLC,
a North Carolina limited liability company

By: Jimmy Pierce
Jimmy Pierce, Manager

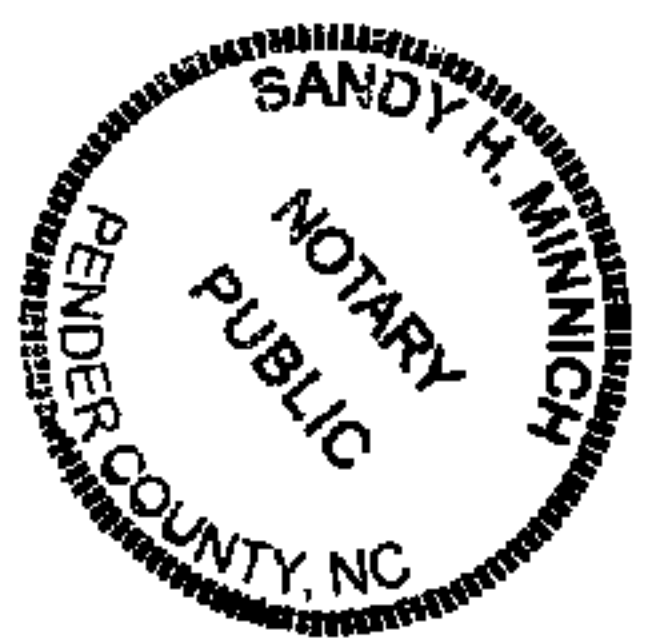
STATE OF NORTH CAROLINA
COUNTY OF Pender

I, the undersigned Notary Public of the County and State aforesaid, certify that Jimmy Pierce personally came before me this day and acknowledged that he/she is the MANAGER of Lexington Plantation Investors, LLC, a North Carolina limited liability company, and that by authority duly given and as the act of such entity, he/she signed the foregoing instrument in its name on its behalf as its act and deed. Witness my hand and Notarial stamp or seal this 1st day of February, 2008. 2009

My Commission Expires: 10-2-10

Sandy H. Minnich
Notary Public

Printed Name: SANDY H. MINNICH



IN WITNESS WHEREOF, Homeco has caused this Amendment to be executed as of the day and year first above written.

OWNER:

Homeco Builders, Inc.
a North Carolina corporation

By: Jimmy Pierce
Printed Name: Jimmy Pierce
Title: President

STATE OF NORTH CAROLINA

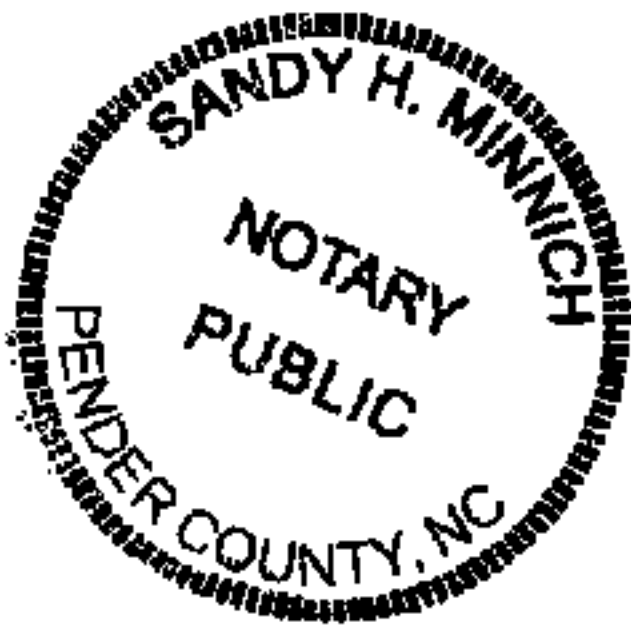
COUNTY OF Pender

I, the undersigned Notary Public of the County and State aforesaid, certify that Jimmy Pierce personally came before me this day and acknowledged that he/she is the President of Homeco Builders, Inc., a North Carolina corporation, and that by authority duly given and as the act of such entity, he/she signed the foregoing instrument in its name on its behalf as its act and deed. Witness my hand and Notarial stamp or seal this 1st day of February 2008-2009.

My Commission Expires: 10-9-10

Sandy H. Minnich
Notary Public

Printed Name: Sandy H Minnich



IN WITNESS WHEREOF, W.M. Kent Pierce has caused this Amendment to be executed as of the day and year first above written.

OWNER:

W.M. Kent Pierce, Inc.,
a North Carolina corporation

By: [Signature]
Printed Name: W.M. KENT PIERCE
Title: President

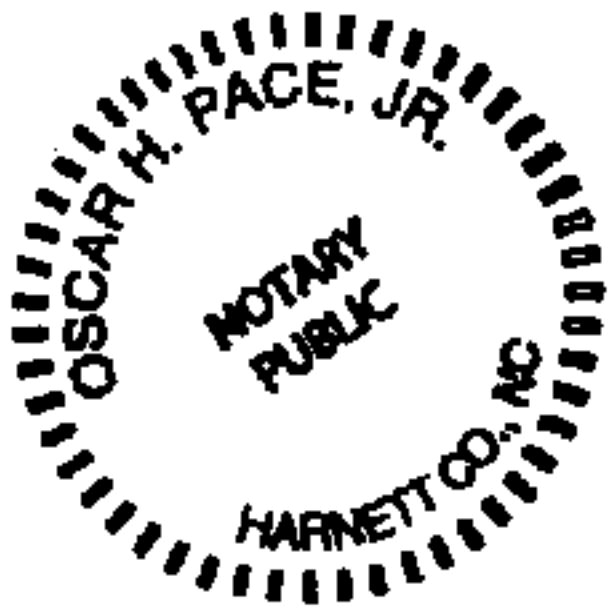
STATE OF NORTH CAROLINA

COUNTY OF Harnett

I, the undersigned Notary Public of the County and State aforesaid, certify that W.M. Kent Pierce personally came before me this day and acknowledged that he/she is the President of W.M. Kent Pierce, Inc., a North Carolina corporation, and that by authority duly given and as the act of such entity, he/she signed the foregoing instrument in its name on its behalf as its act and deed. Witness my hand and Notarial stamp or seal this 10 day of February, 2008

My Commission Expires: 6/3/09

[Signature]
Notary Public
Printed Name: Oscar H. Pace, Jr.



IN WITNESS WHEREOF, H & H has caused this Amendment to be executed as of the day and year first above written.

OWNER:

H & H Constructors, Inc.,
a North Carolina corporation

By: [Signature]
Printed Name: D. Ralph Huff
Title: President

STATE OF NORTH CAROLINA

COUNTY OF Harnett

I, the undersigned Notary Public of the County and State aforesaid, certify that D. Ralph Huff personally came before me this day and acknowledged that he/she is the President of H & H Constructors, Inc., a North Carolina corporation, and that by authority duly given and as the act of such entity, he/she signed the foregoing instrument in its name on its behalf as its act and deed. Witness my hand and Notarial stamp or seal this 10 day of Feb, 2008

My Commission Expires: 6/3/09

[Signature]
Notary Public
Printed Name: Oscar H. Pace



IN WITNESS WHEREOF, Cates has caused this Amendment to be executed as of the day and year first above written.

OWNER:

Cates Building, Inc.,
a North Carolina corporation

By: *[Signature]*
Printed Name: Chris Cates
Title: President

STATE OF NORTH CAROLINA
COUNTY OF Cumberland

I, the undersigned Notary Public of the County and State aforesaid, certify that Chris Cates personally came before me this day and acknowledged that he/she is the President of Cates Building, Inc., a North Carolina corporation, and that by authority duly given and as the act of such entity, he/she signed the foregoing instrument in its name on its behalf as its act and deed. Witness my hand and Notarial stamp or seal this 10th day of February, 2009

My Commission Expires: 7/19/2013

[Signature]
Notary Public
Printed Name: Diane Dillasandro



IN WITNESS WHEREOF, Jason Price has caused this Amendment to be executed as of the day and year first above written.

OWNER:

Jason Price Construction, Inc.,
a North Carolina corporation

By: [Signature]
Printed Name: Jason Price
Title: President

STATE OF NORTH CAROLINA

COUNTY OF Harnett


I, the undersigned Notary Public of the County and State aforesaid, certify that Jason Price personally came before me this day and acknowledged that he/she is the President of Jason Price Construction, Inc., a North Carolina corporation, and that by authority duly given and as the act of such entity, he/she signed the foregoing instrument in its name on its behalf as its act and deed. Witness my hand and Notarial stamp or seal this 10 day of February, 2008.

My Commission Expires: 6/3/09

[Signature]
Notary Public
Printed Name: Oscar H. Pace, Jr.



IN WITNESS WHEREOF, Fernandes has caused this Amendment to be executed as of the day and year first above written.

OWNER:

Antione C. Fernandes (SEAL)

STATE OF NORTH CAROLINA

COUNTY OF Harnett

I, the undersigned Notary Public of the County and State aforesaid, certify that Antione C. Fernandes personally appeared before me this day and acknowledged the due execution of the foregoing instrument for the purpose therein expressed. Witness my hand and Notarial stamp or seal this 11 day of February, 2008,⁹

My Commission Expires: 6/3/09

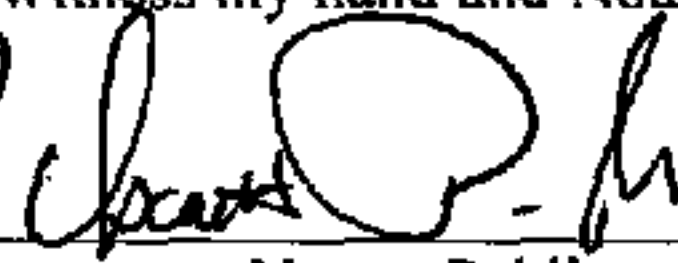
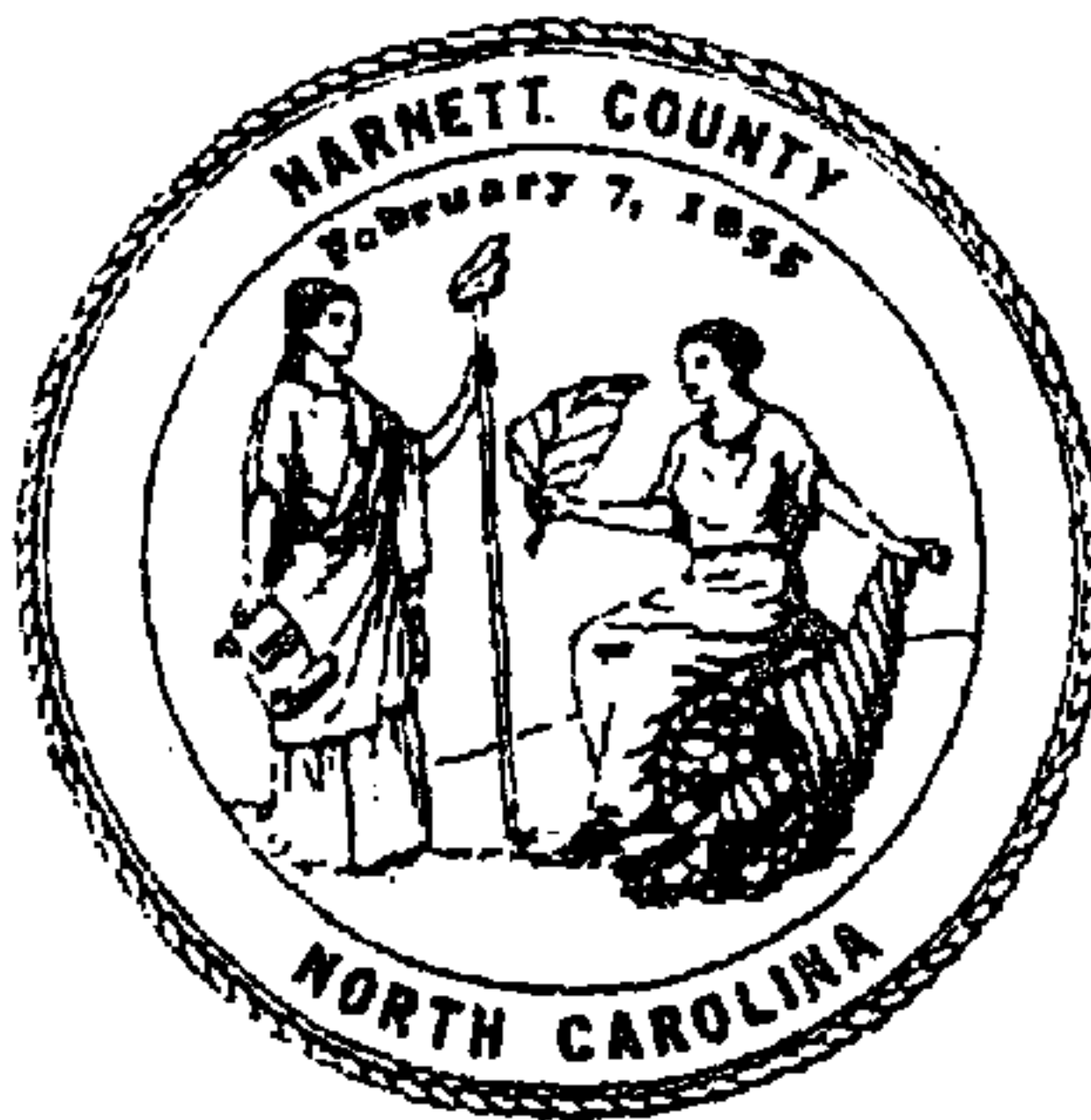

Notary Public
Printed Name: Oscar H. Pace, Jr.



Exhibit A

Additional Property

Being all Lot 250; Lots 329 through 331; Lots 333 through 334; Lots 336 through 342 and Lots 345 through 351, The Gate at Lexington Plantation Subdivision as shown on the plats entitled "Subdivision Plat for Lexington Plantation The Gate at Lexington" prepared by Enoch Engineers, P.A., and recorded in Plat Book 2008, Pages 205-208, Harnett County Registry.



KIMBERLY S. HARGROVE
REGISTER OF DEEDS, HARNETT
305 W CORNELIUS HARNETT BLVD
SUITE 200
LILLINGTON, NC 27546

Filed For Registration: 04/22/2009 11:43:20 AM
Book: RE 2616 Page: 749-760
Document No.: 2009005884
COVENANTS 12 PGS \$44.00
Recorder: TRUDI S WESTER

State of North Carolina, County of Harnett

KIMBERLY S. HARGROVE , REGISTER OF DEEDS

DO NOT DISCARD

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