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FILED  
GRANVILLE COUNTY  
12/27/2005 2:04 PM  
KATHRYN CREWS AVERETT  
Register Of Deeds

PREPARED BY AND HOLD FOR: NATHAN M. GARREN.

NORTH CAROLINA

**AMENDMENT TO PROTECTIVE COVENANTS  
FOR ASHTON GLEN**

GRANVILLE COUNTY

This amendment to the protective covenants for Ashton Glen is made this 23rd day of November, by Crosswind Properties, LLC, and Wynn Construction, Inc. hereinafter collectively called Declarant, of Granville County, North Carolina.

**WITNESSETH:**

Whereas, Declarant subjected the lots in the subdivision known as Ashton Glen to certain protective covenants recorded in Book 1077, Page 509, Granville County Registry; and

Whereas, Declarant is desirous of amending said protective covenants; and

Whereas, Paragraph 21 of said protective covenants permits the Declarant to amend said protective covenants.

Now, therefore, Declarant does hereby amend said covenants by adding thereto Paragraph 27 which reads as follows:

The Declarant shall at the appropriate time create a homeowners association for the purpose of enforcing these protective covenants and to assess and collect from each homeowner that annual fee necessary to provide maintenance of the entrance sign, entrance landscaping and to pay the monthly charge to Duke Power if any. Any owner of a lot or lots other than the Declarant shall be assessed the annual fee for each lot owned, which if not paid when due shall

12-30-05 Delivered to Stormin Johnson for Nathan M. Garren Atty.

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become a lien against the lot or lots and shall be enforced in accordance with Chapter 47F North Carolina Planned Community Act of the North Carolina General Statutes. So long as the Declarant owns 25 per cent of the lots in the subdivision, the Declarant in its sole discretion shall set the dollar amount of the homeowner dues. Notwithstanding, the initial homeowner dues for the subdivision shall not exceed \$135.00 for the 2006 calendar year. Each homeowner in the subdivision shall be deemed a member of the association and shall be entitled to one vote for each lot owned at the annual meeting of the association. The first annual meeting of the association shall be held on a date to be fixed by the Declarant.

IN WITNESS THEREOF, DECLARANT has hereunto set its hand and seal, the day and year first written above.

Crosswind Properties, LLC

By: William H. Wynn (SEAL)  
Manager

Wynn Construction, Inc.

By: William H. Wynn (SEAL)  
President

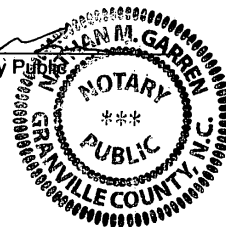
STATE OF NORTH CAROLINA  
COUNTY OF GRANVILLE

I, Nathan M. Garren, a Notary Public of the County and State aforesaid, certify that William H. Wynn, personally appeared before me this day and acknowledged that he is manager of Crosswind Properties, LLC, a North Carolina limited liability company, and that as manager being duly authorized to do so, executed the foregoing on behalf of the limited liability company. Witness my hand and official stamp or seal, this 24 day of November, 2005.

Nathan M. Garren  
Notary Public

My Commission Expires: 10/8/07

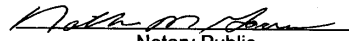
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STATE OF NORTH CAROLINA  
COUNTY OF GRANVILLE

I, Nathan M. Garren, a Notary Public of the County and State aforesaid, certify that William H. William, personally appeared before me this day and acknowledged that he is President of Wynn Construction, Inc., a North Carolina corporation, and that as President being duly authorized to do so, executed the foregoing on behalf of the corporation. Witness my hand and official stamp or seal, this 23<sup>rd</sup> day of November, 2005.

  
Notary Public

My Commission Expires: 10/8/07

