

PREPARED BY AND MAIL TO:

THOMAS F. ADAMS, JR.
P. O. BOX 19471
RALEIGH, N. C. 27619
NORTH CAROLINA

WAKE COUNTY

PRESENTED
FOR
REGISTRATION

NOV 30 4 57 PM '81

RA. W. KENNIE, JR.
REGISTER OF DEEDS
WAKE COUNTY, N.C.

BOOK 2978 PAGE 488

AMENDMENT TO DECLARATION OF
COVENANTS, CONDITIONS AND
RESTRICTIONS FOR WEATHERSFIELD,
RECORDED IN BOOK OF MAPS 1981,
PAGE 1038, WAKE COUNTY REGISTRY

THIS AMENDMENT TO DECLARATION, made on the 30 day of
November, 1981, by and between WEATHERSFIELD ASSOCIATES, INC.,
and BARROW & ASSOCIATES, INC., d/b/a Barrow-Safrit, Builders,
both North Carolina corporations.

W I T N E S S E T H:

THAT WHEREAS, Weathersfield Associates, Inc. as Declarant
executed and caused to be recorded in the Wake County Registry in
Book 2934, Page 659, an instrument entitled "Declaration of
Covenants, Conditions and Restrictions for Weathersfield", herein
referred to as the "Declaration";

THAT WHEREAS, the parties desire to amend the Declaration
as herein set forth;

NOW, THEREFORE, in consideration of the premises, and
valuable consideration exchanged between the parties hereto and
the execution of this document by each of the parties hereto,
Weathersfield Associates, Inc. and Barrow & Associates, Inc.,
d/b/a Barrow-Safrit, Builders, do hereby agree, each with the
other, to amend the Declaration as follows:

1. That the second paragraph on page 1 of the Declaration
is amended by deleting the legal description of the real property
set out in the paragraph, and inserting in its stead the following
legal description of the real property:

"Being all of the property shown on a map entitled
Weathersfield Place Townhouses, Phase I
dated the 25th day of November, 1981, and recorded in Book
of Maps 1981, Page 1038, Wake County Registry."

2. That Section 8 of Article X of the Declaration is amended
by deleting Section 8, Article X as it appears in the Declaration
and inserting in its stead the following:

"Section 8. Amendment of Declaration Without Approval
of Owners. The Declarant, without the consent or approval

of any other owner, shall have the right to amend this Declaration to conform to the requirements of any law or governmental agency having legal jurisdiction over the property or to qualify the property or any lots and improvements thereon for mortgage or improvement loans made, insured or guaranteed by a governmental agency or to comply with the requirements of law or regulations of any corporation or agency belonging to, sponsored by, or under the substantial control of, the United States Government or the State of North Carolina, regarding purchase or sale in such lots and improvements, or mortgage interest therein, as well as any other law or regulation relating to the control of property, including, without limitation, ecological controls, construction standards, aesthetics, and matters affecting the public health, safety and general welfare. A letter from an official of any such corporation or agency, including, without limitation, the Veterans Administration, U. S. Department of Housing and Urban Development, the Federal Home Loan Mortgage Corporation, Government National Mortgage Corporation, or the Federal National Mortgage Association, or a letter from a mortgage banking company processing subdivision approval by one of the above agencies or corporations, requesting or suggesting an amendment necessary to comply with the requirements of such corporation or agency shall be sufficient evidence of the approval of such corporation or agency, provided that the changes made substantially conform to such request or suggestion.

No amendment made pursuant to this section shall be effective until duly recorded in the Register of Deeds of Wake County."

3. Article X of the Declaration is amended by adding an additional section as follows:

"Section 14. FHA/VA Approval. Notwithstanding any provision in this instrument to the contrary, as long as

there is a Class B membership, and if the Declarant desires to qualify sections of this subdivision for Federal Housing Administration or Veterans Administration approval (but not otherwise), the following actions will require the prior approval of the Federal Housing Administration or the Veterans Administration: annexation of additional properties, dedication of common areas, exchange of common area for other portions of the properties, an amendment of this Declaration of Covenants, Conditions and Restrictions."

Except as amended herein, the Declaration remains unchanged and in full force and effect.

IN TESTIMONY WHEREOF, this instrument has been executed by Weathersfield Associates, Inc. and Barrow & Associates, Inc., d/b/a Barrow-Safrit, Builders, on this day and year first above written.

WEATHERSFIELD ASSOCIATES, INC.

By Howard L. Perry
President

ATTEST:

Pat L. Barrow
Secretary

BARROW & ASSOCIATES, INC., d/b/a
Barrow-Safrit, Builders

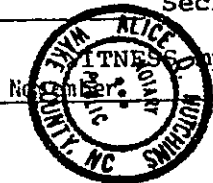
By Pat L. Barrow
President

ATTEST:

Alice Q. Hutchins
Secretary

NORTH CAROLINA
WAKE COUNTY

I, the undersigned, a Notary Public in and for said State and County, do hereby certify that Pat L. Barrow personally appeared before me this day and acknowledged that he is Secretary of WEATHERSFIELD ASSOCIATES, INC., a corporation, and that by authority duly given and as the act of the corporation, the foregoing instrument was signed in its name by its President, Howard L. Perry, sealed with its corporate seal, and attested by him self as its Secretary.



My hand and notarial seal this the 30 day of November, 1981.

Alice Q. Hutchins
Notary Public

My Commission Expires:

10/18/85

6011

NORTH CAROLINA
WAKE COUNTY

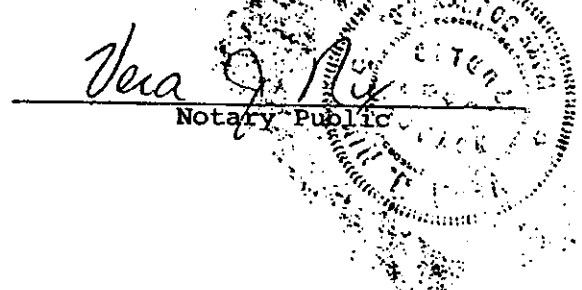
BOOK 2978 PAGE 491

I, the undersigned, a Notary Public in and for said State and County, do hereby certify that Alice O. Hutchins personally appeared before me this day and acknowledged that she is assistant Secretary of BARROW & ASSOCIATES, INC., d/b/a Barrow-Safrit, Builders, a corporation, and that by authority duly given and as the act of the corporation, the foregoing instrument was signed in its name by its President, Pat L. Barrow, sealed with its corporate seal, and attested by herself as its assistant Secretary.

WITNESS my hand and notarial seal this the 30 day of November, 1981.

My Commission Expires:

2/21/85



CERTIFICATION OF AMENDMENT TO COVENANTS,
CONDITIONS AND RESTRICTIONS OF WEATHERSFIELD

By authority of its Board of Directors, Weathersfield Homeowners Association, Inc. hereby certifies that the foregoing instrument has been duly executed by the owners of 100% of the lots of Weathersfield and is therefore a valid amendment to the existing covenants, conditions and restrictions of Weathersfield.

WEATHERSFIELD HOMEOWNERS ASSOCIATION, INC.

By

Pat Barrow
President

ATTEST

Howard L. Perry
Secretary

NORTH CAROLINA
WAKE COUNTY

I, the undersigned, a Notary Public in and for said State and County, do hereby certify that Howard L. Perry personally appeared before me this day and acknowledged that he is Secretary of WEATHERSFIELD HOMEOWNERS ASSOCIATION, INC., a corporation, and that by authority duly given and as the act of the corporation, the foregoing instrument was signed in its name by its President, Pat L. Barrow sealed with its corporate seal, and attested by him self as its Secretary.

WITNESS my hand and notarial seal this the 30 day of November, 1981.

My Commission Expires:

10/18/85

Alice Q. Hutchins
Notary Public

NORTH CAROLINA — WAKE COUNTY

The foregoing certificate

of Alice Q. Hutchins
Notary Public

Notar(y)(ies) Public 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.

R. B. MCKENZIE, JR., Register of Deeds

By

Charles A. Billings
Clerk, Register of Deeds