

WAKE COUNTY, NC 283
LAURA M RIDDICK
REGISTER OF DEEDS
PRESENTED & RECORDED ON
12/07/2012 AT 12:49:33

BOOK:015050 PAGE:00287 - 00290

Prepared by and mail after recording to:
Michael F. King, Esq.
K&L Gates LLP (Vault Box # 123)
P.O. Box 17047
Raleigh, NC 27619

STATE OF NORTH CAROLINA

COUNTY OF WAKE

**FIRST AMENDMENT TO DECLARATION OF
COVENANTS, CONDITIONS, RESTRICTIONS, EASEMENTS,
CHARGES AND LIENS FOR LENNOX AT BRIER CREEK**

THIS FIRST AMENDMENT TO DECLARATION OF COVENANTS, CONDITIONS, RESTRICTIONS, EASEMENTS, CHARGES AND LIENS FOR LENNOX AT BRIER CREEK (this “Amendment”) is made and entered into effective as of the date of its recordation in the Office of the Register of Deeds for Wake County, North Carolina by **STANDARD PACIFIC OF THE CAROLINAS, LLC**, a Delaware limited liability company (“Declarant”).

Declarant is the Declarant under that certain Declaration of Covenants, Conditions, Restrictions, Easements, Charges and Liens for Lennox at Brier Creek recorded on July 16, 2007 in Book 12655 at Pages 1690-1747 in the Office of the Register of Deeds for Wake County, North Carolina (the “Declaration”).

Article 11, Section 2 of the Declaration provides that Declarant may unilaterally amend this Declaration during the Declarant Control Period for any purpose and Declarant desires to amend the Declaration to remove all restrictions on the leasing of the Lots.

NOW, THEREFORE, Declarant, by this Amendment, does hereby amend the Declaration as follows:

- 1. Defined Terms. All capitalized terms used herein, unless otherwise defined herein, shall have the meanings set forth in the Declaration.
- 2. Leasing Restrictions. Article III, Section 5 of the Declaration is hereby deleted in its entirety.
- 3. Effect of Amendment. The Declaration is hereby modified to the extent set forth herein, but only to the extent set forth herein. All provisions of the Declaration not modified by this Amendment shall remain in full force and effect in accordance with their original terms as set forth in the Declaration.

IN WITNESS WHEREOF, the undersigned, being the Declarant herein, has executed this Amendment as of the date set forth in the acknowledgement below.

Standard Pacific of the Carolinas, LLC,
a Delaware limited liability company
By: [Signature]
Name: Elliot Mann
Title: President

MECKLENBURG County, North Carolina

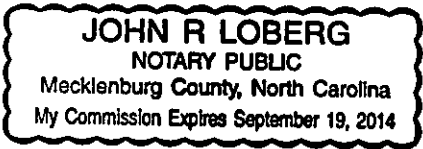
I certify that the following person personally appeared before me this day and acknowledged to me that he or she voluntarily signed the foregoing document for the purpose stated therein and in the capacity indicated: Elliot Mann.

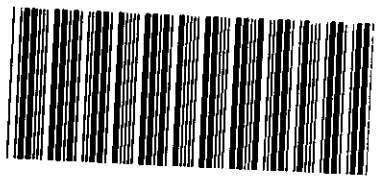
Date: 12.6.12

My Commission Expires:
9.19.14

[Signature]
Notary Public
Print Name: JOHN R. LOBERG

[Affix Notary Stamp or Seal]





BOOK:015050 PAGE:00287 - 00290

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**Wake County Register of Deeds
Laura M. Riddick
Register of Deeds**

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