

This AMENDMENT TO DECLARATION of Covenants, Conditions and Restrictions
made and entered into this 31st day of October, 1984 by and between A. Hardy

Mills, Builder, Inc., (hereinafter referred to as Declarant) and Paul E. Schubert;
Kimberly Sue Carawon, Joanne H. Morris, Sammie S. Bullock, Jr., Shelia D. Bullock,
A. Hardy Mills and wife, Brenda R. Mills; Ronald Allen Parrish; Richard R. Strong;
Edward Keith Ricks, Doreen Gentline Ricks, Kathy M. Parker, John R. Baggett, III
Eugene R. Bukowski, Jr. and wife, Susan J. Bukowski; Jean C. Lenaeus; Richard

L. Maurer and wife, Sandra T. Maurer; Nancy L. Grischkowsky; Ernest C. Hughes

and wife, Janet H. Hughes, Hiram Frank Grainger and wife, Patricia Grainger;
Natalie D. Battett, Arlene M. Nixon, Arlene J. Richardson, Cynthia C. Nunn,
William K. Collins and wife, Ann Turner Collins, Edward W. Davis, Jr. and

wife, Jo Ann Harrell Davis, ~~Davis Thomas Flaherty, Sr. and wife, Nancy H.~~

Harold P. Nunn, William Wade Lacey, Nancy Elizabeth Lacey, Carol B. Therrin,
~~Flaherty~~; Josiah L. Hughes and wife, Mary Sue Hughes; Eugene D. Witherspoon,

Jr. and wife, Barbara Jeanne Witherspoon; Susan H. James; Larry A. Summers and

wife, Anne-Marie B. Summers; Craig A. Gomez and wife, Lisa Gomez; James R.

Cates and wife, Susan W. Cates; Carolina Builders Corporation; ~~James~~;

and Carol M. Cantrell (Hereinafter Owners).

W I T N E S S E T H:

WHEREAS, Cary Properties I and Cary Properties II placed a Declaration
on certain lots known and designated as "Strathmore at Cary", said lots now
being known as part of Waterford Place and said Declaration being recorded in
Book 3185, Page 88, Wake County Registry; and

WHEREAS, said Declaration defines Lot as follows: "Lot" shall mean
and refer to any plot of land shown upon any recorded subdivision map of the
properties with the exception of the Common Area, and

WHEREAS, Declarant and the parties hereto desire to exclude lots as
shown on maps of Strathmore from the definition of Lots.

WHEREAS, The Declaration, Article VII, Section 2 provides for annexation
of additional properties and

WHEREAS, it was the intention of Declarant that annexation should apply
to all areas of "Waterford Place" as well as Country Estate Townhouses, and

WHEREAS, Declarant desires to construct a ranch style unit which will
have a minimum square footage of 950 square feet, with a maximum of 15 units
to be built with the square footage of 950 square feet; and

WHEREAS, Declarant and more than 90% of the owners of units in Waterford
Place have agreed and consented to said modifications.

NOW THEREFORE, in consideration of \$1.00 and other valuable considerations the parties hereto do hereby agree as follows:

1. That the Declaration of Covenants, Conditions and Restrictions recorded in Book 3185, Page 88, Wake County Registry be amended so to provide in Article IX that the minimum size of unit be reduced to 950 square feet provided that for every unit which is built below 1100 square feet that Declarant will build a unit of at least 1430 square feet in size. In no event will the number of units below 1100 square feet be more than 15 in number.

2. That the lots subject to said Declaration shown on map of Strathmore to be excluded from the definition of Lot, it being the intention of Declarant that Lots be shown on maps of Waterford Place.

3. That the annexation right described in Article VII, Section 2, shall apply to all of the area on the east side of Maynard Road as shown in the master plan of Waterford Place.

A. HARDY MILLS BUILDER, INC.



- BY: A. Hardy Mills ✓
- Paul E. Schubert (SEAL) ✓
PAUL E. SCHUBERT
- A. Hardy Mills (SEAL) ✓
A. HARDY MILLS
- Brenda R. Mills (SEAL) ✓
BRENDA R. MILLS
- Ronald Allen Parrish (SEAL) ✓
RONALD ALLEN PARRISH
- Richard R. Stronge (SEAL) ✓
RICHARD R. STRONGE
- Eugene R. Bukowski, Jr. (SEAL) ✓
EUGENE R. BUKOWSKI, JR.
- Susan J. Bukowski (SEAL) ✓
SUSAN J. BUKOWSKI
- Jean C. Lenaeus (SEAL) ✓
JEAN C. LENAUS