

FILED in JONES County, NC
on Sep 05 2006 at 01:37:14 PM
by GLORIA H. THOMAS
REGISTER OF DEEDS
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NORTH CAROLINA

PREPARED BY
EMANUEL & DUNN, PLLC

JONES COUNTY

THIS AMENDMENT TO DECLARATIONS OF RESTRICTIONS, CONDITIONS AND EASEMENTS, made and entered into this 30th day of August 2006, by and between JAG DEVELOPMENT COMPANY, a North Carolina corporation ("DEVELOPER"), FIRST - CITIZENS BANK & TRUST COMPANY, ("LENDER") and all PROSPECTIVE PURCHASERS of Lots 1 through 31 in Colonial Crossing, Phase 1, a map of which is recorded in Plat Cabinet B, Slide 387-1, in the office of the Register of Deeds of Jones County (the "SUBDIVISION")

WITNESSETH:

THAT WHEREAS, DEVELOPER as the owner of sequentially numbered lots 1 through 31 (hereinafter referred to as "lots") in Colonial Crossing, Phase 1, as shown and designated on a plan of same entitled "Colonial Crossing, Phase 1" of record in the Office of the Register of Deeds of Jones County in Plat Cabinet B, at Slide 387-1, which refer to those Declarations of Restrictions, Conditions and Easements of record in Book 312, at Page 662, in the Office of the Register of

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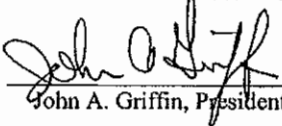
Deeds of Jones County, (hereinafter referred to as "Covenants") desires to amend the Covenants as hereinafter indicated and executes this instrument in order to do so.

NOW, THEREFORE, for and in consideration of the property, in consideration of the mutual promises and covenants herein contained, and in accordance with Paragraph 17 of the Covenants, Developer hereby does amend the Covenants of record in Book 312, at Page 662, in the Office of the Register of Deeds of Jones County, in the following respects:

- (1) The following provision is added to Paragraph 7 of the Covenants: Developer reserves a twenty (20) foot landscape buffer and sign easement which shall be located upon Lot 1, Colonial Crossing, Phase 1, along N.C.S.R. # 1340 (also known as Crump Farm Road,) which shall be twenty (20) feet in width and which shall be of distance equal to the northern line of said Lot 1. Developer also reserves a twenty (20) foot landscape buffer and sign easement which shall be located upon Lot 1, Colonial Crossing, Phase 1, along Colonial Crossing Drive, which shall be twenty (20) feet in width and which shall be of distance equal to the eastern line of said Lot 1. Developer also reserves a twenty (20) foot landscape buffer and sign easement which shall be located upon Lot 10, Colonial Crossing, Phase 1, along N.C.S.R. # 1340 (also known as Crump Farm Road,) which shall be twenty (20) feet in width and which shall be of distance equal to the northern line of said Lot 10. Developer also reserves a twenty (20) foot landscape buffer and sign easement which shall be located upon Lot 10, Colonial Crossing, Phase 1, along Colonial Crossing Drive, which shall be twenty (20) feet in width and which shall be of distance equal to the western line of said Lot 10. The Developer shall maintain in good condition any signage and landscaping located with said landscape buffer and sign easements until the Corporation is formed in accordance with Paragraph 12 of the Covenants.
- (2) The following provision is added to Paragraph 6, Section A of the Covenants: The same house plan may only be used twice within Colonial Crossing, Phase 1.
- (3) The remainder of the Covenants shall remain in full force and effect.

IN TESTIMONY WHEREOF, each party hereto has executed this Indenture as duly authorized by its board of directors, this the day and year first above written.

JAG DEVELOPMENT COMPANY

BY:  (SEAL)
John A. Griffin, President

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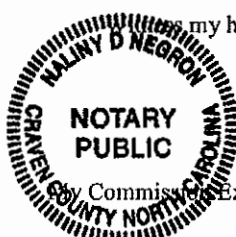
FIRST-CITIZENS BANK & TRUST COMPANY

By [Signature]
President

ATTEST:
[Signature]
Asst. Secretary

NORTH CAROLINA
CRAVEN COUNTY

I, Naliny D. Negron, a Notary Public in and for said county and state do certify that before me personally appeared John A. Griffin, and voluntarily acknowledged that he/she is the _____ President of JAG DEVELOPMENT COMPANY, a North Carolina corporation, and by the authority duly given and as the act of the corporation, the foregoing instrument was signed in its name by its _____ President.



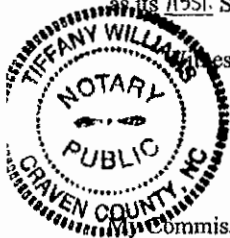
Witness my hand and notarial seal, this 30th day of August, 2006.

[Signature]
Notary Public
Naliny D. Negron
Notary Public Printed Name

My Commission Expires: April 23, 2011.

NORTH CAROLINA
CRAVEN COUNTY

I, Tiffany Williams, a Notary Public in and for said county and state do certify that before me personally appeared Scott E. Wilson, and voluntarily acknowledged that he/she is the Asst. Secretary of First-Citizens Bank & Trust Company, a North Carolina corporation, and by the authority duly given and as the act of the corporation, the foregoing instrument was signed in its name by its SVice President, and attested by _____ as its Asst. Secretary.



Witness my hand and notarial seal, this 28th day of August, 2006.

[Signature]
Notary Public
Tiffany Williams
Notary Public Printed Name

My Commission Expires: March 31, 2009