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Drafted by/Mail to:

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**Presented & Recorded @6/@9/2@@@ 10:25:41

**Book : @086@5 Page : @2087 - @20@9

NORTH CAROLINA

AMENDED SUPPLEMENTARY DECLARATION
OF COVENANTS, CONDITIONS AND RESTRICTIONS,
LOTS TH-1 AND TH-6,
WAKE COUNTY

**SUNSET RIDGE NORTH, PHASE 2, SECTION 2

THIS AMENDED SUPPLEMENTARY DECLARATION made this <u>g</u> day of June, 2000, by SUNSET FOREST, LLC (Declarant).

WITNESSETH:

WHEREAS, Declarant is the owner of certain real property located in Holly Springs Township, Wake County, North Carolina, which is more particularly described as Lots TH-1 and TH-6 as shown on a map entitled SUNSET RIDGE NORTH, PHASE 2, SECION 2, as recorded in Book of Maps 1998, page 2058, Wake County Registry, reference to which is hereby made; and,

WHEREAS, Declarant desires to amend a provision and add an additional provision as contained in the existing Supplementary Declaration as applicable to Lots TH-1 and TH-6 as shown on the plat as referenced hereinabove, which Supplementary Declaration is recorded in Deed Book 8183, page 2798, Wake Co. Registry.

NOW, THEREFORE, Declarant hereby amends the MINIMUM SQUARE FOOTAGE provision, as applicable to Lots TH-1 and TH-6, as contained in paragraph 1 of the Supplementary Declaration as recorded in Deed Book 8183, page 2798, Wake County Registry, as follows:

"1. <u>UNIT SIZE</u>. No unit shall be erected or allowed to remain on either of the lots numbered TH-1 and TH-6 as shown on the recorded plat referenced hereinabove if the floor area of the main structure, exclusive of one-story open porches and garages, shall be less than 1250 square feet."

FURTHER, Declarant hereby adds an additional provision to said Supplementary Declaration as applicable to Lots TH-1 and TH-6 as follows:

"15. <u>UTILITY SERVICE ENCROACHMENTS</u>. Each owner of a lot numbered TH-1 and TH-6, and each owner of a dwelling unit constructed thereon, as shown on the plat referenced hereinabove, is deemed to grant on behalf of himself, his heirs, successors and assigns, a perpetual easement for the construction, operation and maintenance of any utility service lateral(s) which cross said servient owner's lot in order to serve an adjacent lot or unit when such utility service lateral(s) is/are installed as a part of the intital construction by Declarant or by the builder of the units located on said lot(s)."

Except as specifically amended hereby, all other terms and provisions as contained in the hereinabove-cited Supplementary Declaration shall remain in full force and effect. This amended restriction shall run with the land and be binding on and inure to the benefit of the parties, their heirs, successors and assigns.

IN WITNESSS WHEREOF, the undersigned has hereunto set its hand and seal, the day and year first above-written.

SUNSET FOREST, LLC

by:

Manager

NORTH CAROLINA, WAKE COUNTY

I, Notary Public, do hereby certify that CARDOVIA L. BLACKMON, JR., MANAGER OF SUNSET FOREST, LLC personally appeared before me this day and acknowledged the execution of the foregoing instrument. Witness my hand and official seal, this the ______ day of June, 2000.

OFFICIAL SEAL
North Carolina Wake County
S. ELAINE HUDSPETH
Notary Public

My Commission Expires November 3, 2001

Votary Public

My commission expires: 11-3-2001

Laura M Riddick Register of Deeds Wake County, NC



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Yellow probate sheet is a vital part of your recorded document. Please retain with original document and submit for rerecording.



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

North Carolina - Wake County

The foregoing certificate of	
5.	Elainly Hodspoty
Notory(ica) Public is (s	are) contified to be connect. This instrument
	are) certified to be correct. This instrument red at the date and time and in the book and f.
	Laura M. Riddick, Register of Deeds By: Assistant/Deputy Register of Deeds
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