

FILED IN HENDERSON COUNTY REGISTER OF DEEDS
OFFICE. NEDRA W. MOLES, REGISTER *WB*

DATE: 2/13/07 TIME: 1:35pm

EXCISE TAX STAMP: _____

BOOK: 1306 PAGE: 750

→ Prepared By and
Return To:
Best and Best, PLLC

STATE OF NORTH CAROLINA

COUNTY OF BUNCOMBE

AMENDMENT TO
DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS
FOR
RIVER STONE

THIS AMENDMENT is made on the day hereinafter set forth by WINDSOR/AUGHTRY COMPANY INC., a South Carolina corporation, hereinafter referred to as DECLARANT, this the 12th day of February, 2007.

RECITALS:

1. Declarant caused to be recorded in the office of the Register of Deeds for Henderson County, North Carolina a Declaration of Covenants, Conditions and Restrictions, as recorded in Book 1304, at Page 748, herein referred to "the Declaration."

NOW, THEREFORE, Declarant, pursuant to Article XI, Section 2 of the Declaration, does hereby amend the Declaration as follows:

I. The back drainage easement described in Article IX, Section 1, of the Declaration shall be changed from fifteen feet (15') to twenty-five feet (25').

The Declaration recorded in Book 1304, at Page 748 shall remain in full force and effect, as amended hereby.

~~TO HAVE AND TO HOLD the above said parcel of land and all privileges and appurtenances thereto belonging to the Grantee in fee simple.~~

~~And the Grantor hereby covenants, warrants, obligates and binds himself, his heirs, assigns and assigns forever to defend, maintain, execute, perform, observe and keep whole and whole of all covenants, conditions and obligations which shall in anywise be made hereon by him or his heirs, assigns and assigns forever except for the exceptions herebefore stated~~

DECLARANT

IN WITNESS WHEREOF, the ~~Grantor~~ has executed this instrument, the day and year first above written.

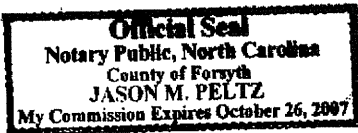
WINDSOR/AUGHTRY COMPANY, INC.
A South Carolina Corporation

By: *R Smart*
Vice President, *Russell Smart*

STATE OF NC
COUNTY OF Burrows

I, *Jason Meltz*, a Notary Public of the State aforesaid and County of Forsyth, certify that *Russell Smart*, who is Vice President of Windsor/Aughtry Company, Inc., a South Carolina Corporation, personally came before me this day and, upon presentation of an acceptable form of identification, voluntarily acknowledged the due execution of the foregoing instrument on behalf of the company for the purposes expressed herein.

Witness my hand and official stamp or seal, this, the 12 day of February, 2006.



JMM
Printed Name: *Jason Meltz*
Notary Public

(Notarial Seal) My commission expires: _____

The foregoing Certificate of 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.