

Drawn by and mail to James W. Stancil

NORTH CAROLINA  
GASTON COUNTY

**AMENDED  
RESTRICTIVE COVENANTS FOR  
CREEKWALK SUBDIVISION  
PHASES I and II**

THIS AMENDMENT OF RESTRICTIVE COVENANTS FOR CREEKWALK SUBDIVISION, PHASES I and II made and entered into this 13 day of April, 2011, by Rudisill Development, LLC, hereinafter referred to as "Developer":

WITNESSETH:

THAT WHEREAS, the undersigned is the Developer of that certain tract or parcel of land more particularly described as Creekwalk Subdivision, Phases I and II as the same is shown on map and survey recorded in Plat Book 68 at Page 108 and Plat Book 74 at Page 115 of the Gaston County Public Registry:

AND WHEREAS, said lots are subject to certain Restrictive Covenants recorded in Book 4070 at Page 1083 and Book 4358 at Page 624 and amended in Book 4414 at Page 226 and Book 4432 at Page 615 of the Gaston County Public Registry, which Restrictive Covenants the undersigned desires to amend;

AND WHEREAS, Paragraph 32 states that "The developer reserves the right to amend these building and other restrictive covenants at any time for any purpose as long as said right to amend these building and restrictive covenants does not conflict with any governmental laws and zoning ordinances."

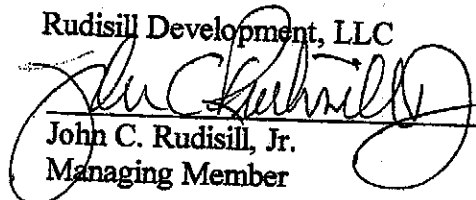
NOW THEREFORE, Paragraph Seventeen (17) of the Protective Covenants recorded in Book 4070 at Page 1083 and Book 4358 at Page 624 and amended as above referenced in the Gaston County Public Registry is hereby amended to read as follows:

17. No fence will be allowed in excess of four (4) feet in height. Fencing will be allowed only at the rear of a residence, beginning at the rear corner of a home. On lots with front and side streets, the fence cannot be closer to the side street than five (5) feet from the property line. In the event of an active sewer, water, gas or power line down the side property line of a lot, than a fence may not be placed any closer than 12 ½ feet from the property line. All fences shall be maintained in a structurally sound and attractive manner. No fence shall be erected on any Lot until the Architectural Control Committee has given its prior written approval of the color, size, design, materials and location for such fence. All fencing materials must be constructed of decorative materials such as wrought iron or aluminum. Privacy fences, wooden fences and chain link fences will not be allowed.

IT IS EXPRESSLY UNDERSTOOD AND AGREED that except as herein amended, said Restrictive Covenants recorded in the Office of the Register of Deeds for Gaston County in Book 4070 at Page 1083 and Book 4358 at Page 624 shall remain in full force and effect.

IN TESTIMONY WHEREOF, the Developer, Rudisill Development, LLC has executed this document the day and year first above written.

Rudisill Development, LLC

 (SEAL)

John C. Rudisill, Jr.  
Managing Member

NORTH CAROLINA  
GASTON COUNTY

I, Nancy D. Marze, a notary public of the County and State aforesaid, certify that John C. Rudisill, Jr. personally appeared before me this day and acknowledged that he is managing member of Rudisill Development, LLC, a North Carolina limited liability company, and that he, in such capacity and being duly authorized to do so, executed the foregoing on behalf of Rudisill Development, LLC as its managing member.

I certify that Signatory personally appeared before me this day, and I have personal knowledge of the identity of the Signatory.

The Signatory acknowledged to me that he voluntarily signed the foregoing document for the purpose state therein and in the capacity indicated.

Witness my hand and official stamp or seal, this 13 day of April, 2011.

My Commission Expires: 5-13-11

Nancy D. Marze  
Notary Public  
Nancy D. Marze