

AMENDMENT TO DECLARATION OF RESTRICTIONS

SECTION ONE, SAIL HAVEN

THIS AMENDMENT TO DECLARATION, made this 18th day of April, 1978, by HUBERT E. ALLEN and wife, ANNE B. ALLEN, and A. REXFORD WILLIS, JR. and wife, PATTY S. WILLIS, hereinreferred to as "Declarants";

W I T N E S S E T H:

WHEREAS Declarants by instrument dated November 30, 1976, recorded in Book 187 at page 611, Pamlico County Registry (hereinafter called "the Declaration") established certain restrictive covenants on their lands in Number Five (5) Township, Pamlico County, North Carolina which are shown on the map entitled "SECTION ONE, SAIL HAVEN", prepared by Edward B. Latham, R. L. S., dated June, 1976 and recorded in Map Book 8 at page 7, Pamlico County Registry; and

WHEREAS Declarants have discovered that the said covenants as contained in said instrument are incomplete and should be amended; and

WHEREAS, none of the lots shown on the said subdivision map has been sold;

NOW, THEREFORE, Declarants hereby declare that all of said lots are held and shall be held, conveyed, hypothecated or encumbered, leased, rented, used, occupied and improved subject to the following Restrictions, all of which are declared and agreed to be in furtherance of the general plan for the subdivision, improvement and sale of said lots and are established and agreed upon for the purpose of enhancing and protecting the value, desirability and attractiveness of the Property. All of the Restrictions shall run with the land

and shall be binding on all parties having or acquiring any right, title or interest in and to the real property or any part or parts thereof subject to such Restrictions. Each lot owner shall have the right to enforce each Restriction.

1. The Declaration is amended by inserting the following "Section 4A" immediately following Section 4 thereof:

A) For corner lots with a street frontage on two sides the set-back line shall be 25 feet from each such street. For Lot 7 which fronts on Morris Creek and on the Canal the set-back line shall be 35 feet from the Canal.

2. The Declaration is further amended by re-writing the second paragraph on page one thereof as follows:

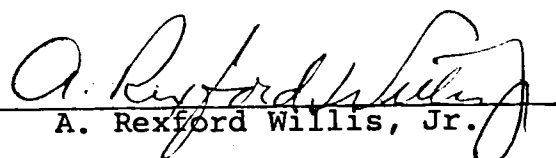
"WHEREAS Declarant is the owner of two subdivisions of real property in Number Five (5) Township, Pamlico County, North Carolina, which are shown on two maps prepared by Edward B. Latham, R. L. S., one dated June, 1976, entitled SECTION I, SAIL HAVEN and recorded in Map Book 8 at page 7, Pamlico County Registry, and the other entitled SECTION TWO, SAIL HAVEN and recorded in Map Book 9 at page 26 of said registry; and"

3. All the provisions of the Declaration are hereby reaffirmed and reddeclared, subject to the foregoing amendment.

IN WITNESS WHEREOF, declarants have hereunto set their hands and seals, the day and year first above written.

 (SEAL)
Hubert E. Allen

 (SEAL)
Anne B. Allen

 (SEAL)
A. Rexford Willis, Jr.

Patty S. Willis

(SEAL)

Patty S. Willis

NORTH CAROLINA

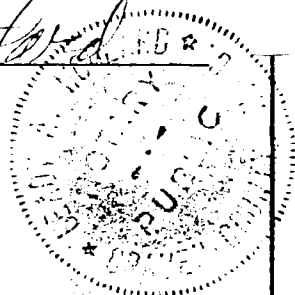
CRAVEN COUNTY

I, Betty A. Woodard, a Notary Public in and for said county and state, certify that HUBERT E. ALLEN and wife, ANNE B. ALLEN, personally appeared before me this day and acknowledged the due execution of the foregoing instrument for the purposes therein expressed.

Witness my hand and official seal, this 18th day of April, 1978.

Betty A. Woodard
Notary Public

My commission expires 2/23/81



NORTH CAROLINA

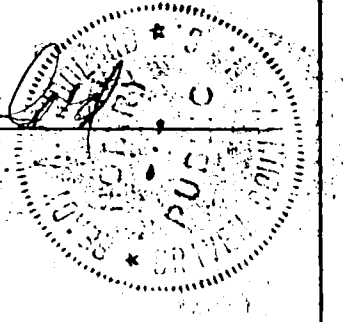
CRAVEN COUNTY

I, Betty A. Woodard, a Notary Public in and for said county and state, certify that A. REXFORD WILLIS, JR. and wife, PATTY S. WILLIS, personally appeared before me this day and acknowledged the due execution of the foregoing instrument for the purposes therein expressed.

Witness my hand and official seal, this 18th day of April, 1978.

Betty A. Woodard
Notary Public

My commission expires 2/23/81



NORTH CAROLINA

PAMLICO COUNTY

The foregoing certificates of *Leady B. Woodard*
of *Craven City, N.C.*

are certified to be correct. This instrument was presented
for registration and recorded in this office in Book 195
at page 651.

This *1st* day of *May*, 1978, at *3:40*
o'clock *P.*m.

Ida J. McArthur
Register of Deeds
by *Joy E. Carawan-Asst.*