STATE OF NORTH CAROLINA

COUNTY OF ORANGE

AMENDMENT TO DECLARATION OF RESTRICTIONS AND COVENANTS FOR HOMESTEAD VILLAGE SUBDIVISION

THIS AMENDMENT made this 30th day of April, 1997 by LANDWRIGHT CORPORATION, a North Carolina corporation, 1408 Christian Avenue, Durham, North Carolina 27705, hereinafter referred to as the "Developer";

WITNESSETH THAT:

WHEREAS, the Developer has previously filed a Declaration of Restrictions and Covenants for Homestead Village Subdivision dated December 22, 1995, and recorded in Book 1420, Page 456, Orange

County Registry; and

WHEREAS, the Developer is the owner of more than 75% of the lots located in Homestead Village Subdivision; and

WHEREAS, the Developer, as owner of more than 75% of the lots in Homestead Village Subdivision, has the right and authority, pursuant to Section 3, Paragraph 2, to amend the Declaration of

Restrictions and Covenants; and

WHEREAS, the Developer desires to amend the Declaration of

Restrictions and Covenants in the following respects, as hereafter stated:

Section 2, Paragraph 3 is deleted entirely, and the following paragraph is substituted in lieu thereof:

No dwelling or other structures shall be located on any lot nearer than 26 feet from the front property line, nor nearer to any interior lot line than 11 feet (15 feet from the side lot line of a corner lot), nor nearer the rear lot line than 11 feet, and a solar set back requirement of 13 feet.

Section 1, Paragraph 10 is amended by inclusion of the following sentence:

10. UNIFORM RATE OF ASSESSMENT: Assessments shall start on all lots upon recordation of the Declaration of Restrictions and Covenants, it being expressly understood and agreed that the Developer may not delay or escape assessments upon lots which it owns.

Except as herein altered, amended or changed, the Declaration of Restrictions and Covenants for Homestead Village Subdivision dated December 22, 1995 and recorded in Book 1420, Page 456, Orange

County Registry, are hereby reaffirmed and continued in full force and effect.

IN WITNESS WHEREOF, the Developer has caused this instrument to be signed in its corporate name and its seal to be affixed by authority of its Board of Directors, as of the day and year first above written.

LANDWRIGHT CORPORATION

By: [signature] Richard H. Wright, III, President

ATTEST: [signature] Asst. Secretary

(CORPORATE SEAL)

NORTH CAROLINA, COUNTY OF Durham

I, a Notary Public of the County and State aforesaid, certify that [handwritten name; see original] personally came before me this day and acknowledged that she is the Assistant Secretary of LANDWRIGHT CORPORATION, a North Carolina corporation, and that by authority duly given and as the act of the corporation, the foregoing instrument was signed in its name by its President, sealed with its corporate seal and attested by her as its Assistant Secretary.

WITNESS my hand and official stamp or seal, this the 30th day of April, 1997. [Notary signature and seal: Mary K. Harding]

My Commission Expires: 5-1-2001

[Recording: May 20, 1997; Book 1585, Pages 433-434. Clerk certification and handwritten execution details remain visible in the original scan.]