

05/13/2005 GUILFORD CO. NC
1 MISC DOCUMENTS 961477 \$12.00
2 MISC DOC ADDN PGS \$6.00

RECORDED - 961477
JEFF L. THIGPEN
REGISTER OF DEEDS
GUILFORD COUNTY, NC
BOOK: 6312
PAGE(S): 0425 TO 0428
05/13/2005 15:00:42

1 PROBATE FEE \$2.00

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**FIRST AMENDMENT TO DECLARATION OF COVENANTS,
CONDITIONS AND RESTRICTIONS FOR STREAMSIDE SUBDIVISION**

NORTH CAROLINA

*Smith Moore PLLC
(jw)*

GUILFORD COUNTY

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This First Amendment to Declaration of Covenants, Conditions and Restrictions for Streamside Subdivision is made this 12th day of May, 2005, by **PIERCE HOMES OF CAROLINA, INC.**, a North Carolina corporation with its principal place of business in Greensboro, Guilford County, North Carolina (the "Declarant").

RECITALS:

Declarant caused the Declaration of Covenants, Conditions and Restrictions for Streamside Subdivision to be recorded in Book 6288, Page 2784, in the Office of the Register of Deeds of Guilford County, North Carolina (the "Declaration").

The Declaration subjected certain real property therein described to the covenants, conditions and restrictions set forth in the Declaration, including all of Lots 1 through 29, inclusive, and Lot 49 as shown on the Plat entitled "Streamside Subdivision - Sec. 1" recorded in Plat Book 155, Page 008, re-recorded in Plat Book 158, Page 064, Guilford County Registry (the "Plat"). Lot 49 as shown on the Plat was inadvertently subjected to the Declaration. Declarant

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does not own and has never owned Lot 49 as shown on the Plat. By this First Amendment Declarant wishes to clarify that Lot 49 is not subject to the Declaration.

Further, Declarant wishes to delete in its entirety Article VII, Section 10 of the Declaration and substitute in lieu thereof Article VII, Section 10 as set forth below:

NOW, THEREFORE, Declarant hereby amends the Declaration as follows:

1. Lot 49 as shown on the Plat is not subject to the Declaration.
2. Article VII, Section 10 of the Declaration shall be as follows:

FENCES OR WALLS. Subject to approval by the Architectural Control Committee as provided in Article V of this Declaration, each Owner may construct a privacy fence ("Privacy Fence"), provided such Privacy Fence shall not be located nearer to any front street than the back building line of the residence located on that Lot. All Privacy Fences shall be constructed of wood and/or brick. No portion of any fence erected on any Lot may exceed six (6) feet in height. As provided in Article VI, Section 2, each Owner will be responsible for the maintenance of any Privacy Fence erected on such Owner's Lot and the area enclosed within the Privacy Fence. Construction of a Privacy Fence and maintenance of the area within it shall not diminish or affect in any way the Owner's obligation to pay assessments to the Association as herein provided.

Except as herein expressly amended, the Declaration shall remain in full force and effect as therein provided.

IN WITNESS WHEREOF, the undersigned Declarant has executed this First Amendment to Declaration as of the day and year first above written.

PIERCE HOMES OF CAROLINA, INC.

By: B. J. D. P.
VICE President

STATE OF NORTH CAROLINA

COUNTY OF Guilford

I, the undersigned, a Notary Public of said County and State, do hereby certify that Brian D. Pierce personally appeared before me this day and acknowledged that he/she is the Vice President of **PIERCE HOMES OF CAROLINA, INC.**, a North Carolina corporation, and that he/she, as Vice President, being authorized to do so, executed the foregoing on behalf of the corporation.

WITNESS my hand and official seal or stamp, this the 12th day of May, 2005.

Annette H. Barger
Notary Public

My Commission Expires:

2/4/2006

ANNETTE H. BARGER
NOTARY PUBLIC
GUILFORD COUNTY, NC
My Commission Expires Feb. 4, 2006
(Notary Stamp/Seal)

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JEFF L. THIGPEN, REGISTER OF DEEDS
GUILFORD COUNTY
201 SOUTH EUGENE STREET
GREENSBORO, NC 27402

* * * * *

State of North Carolina, County of Guilford

The foregoing certificate of Annette H Barger

A Notary (Notaries) Public is/are certified to be correct. This instrument and this certificate are duly registered at the date and time shown herein.

JEFF L. THIGPEN, REGISTER OF DEEDS

By: Meredith A. Upmire
Deputy - ~~Assistant~~ Register of Deeds

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Please retain with original document and submit when re-recording.**