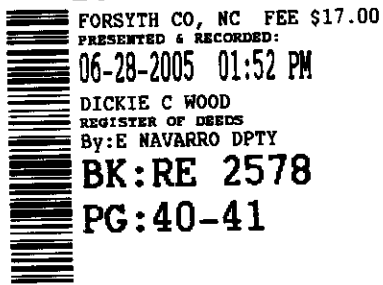


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Drafted by/return to: Brant H. Godfrey (Box 90)

NORTH CAROLINA)	MODIFICATION OF DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS FOR LOTS 28 AND 42, THE CHASE AT KINGSTREE, PHASE II, SECTION 1
)	
FORSYTH COUNTY)	

WHEREAS, HOMSTEAD-RICLAN/KINGSTREE, LLC, a limited liability company organized and existing under the laws of the State of North Carolina, with its principal office and place of business in Forsyth County, North Carolina (hereinafter "Developer"), caused the Declaration of Covenants, Conditions and Restriction for The Chase at Kingtree (hereinafter "Declaration") to be recorded in the Office of the Forsyth County Register of Deeds in Book 2105, Page 1174, which Declaration applies to all lots in The Chase at Kingtree, Phase II, Section 1, as recorded in Plat Book 47, Page 173, Forsyth County Registry; and

WHEREAS, the right of amendment and/or modification of the said Declaration was granted in Article IX, Section 3 to The Chase at Kingtree Property Owners Association, Inc. (hereinafter "Association") upon completion of procedures prescribed therein, such compliance with hereby being certified to by a duly authorized officer of the Association.

NOW, THEREFORE, Association modifies the Declaration of Covenants, Conditions and Restrictions for Lots 28 and 42, The Chase at Kingtree, Phase II, Section 1, as follows:

1. Article VI, Section 4, paragraph i, is hereby modified to allow the a roof pitch of a minimum ration of 6:12.
2. Except as expressly modified herein, the restrictive covenants contained in the Declaration of Covenants, Conditions, and Restrictions for The Chase at Kingtree, as aforesaid, shall remain in full force and effect without change or modification.

IN TESTIMONY WHEREOF, THE CHASE AT KINGSTREE PROPERTY OWNERS ASSOCIATION, INC. has caused this instrument to be signed in its corporate name by a duly authorized officer by authority of its Board of Directors, this the 16th day of JUNE, 2005.

THE CHASE AT KINGSTREE PROPERTY
OWNERS ASSOCIATION, INC.

By Richard Dehart
President

NORTH CAROLINA - FORSYTH COUNTY

I, VIRGINIA M NIXON, a Notary Public of GUILFORD County, North Carolina, certify that RICHARD DEHART personally came before me this day and acknowledged that he is President of **THE CHASE AT KINGSTREE PROPERTY OWNERS ASSOCIATION, INC.**, a corporation, and that he, as President, being authorized to do so, executed the foregoing instrument on behalf of the corporation. Witness my hand and official seal, this 16TH day of JUNE, 2005.



Virginia M. Nixon
Notary Public
My Commission expires: 6/20/07

STATE OF NC - FORSYTH CO

The foregoing certificate(s) of: Virginia M. Nixon
NP(s)
is certified to be correct at the date of recordation shown on the first page thereof,
Dickie C. Wood, Register of Deeds by: [Signature] Deputy/Asst.