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STATE OF NORTH CAROLINA
COUNTY OF NEW HANOVER

RECORDED AND VERIFIED
MARY SUZ LOUIS
REGISTER OF DEEDS
NEW HANOVER COUNTY NC.

DEC 14 8 56 AM '92

FIRST AMENDMENT
TO
DECLARATION OF RESTRICTIONS, CONDITIONS, EASEMENTS
COVENANTS, AGREEMENTS, LIENS AND CHARGES
(OR RESTRICTIVE COVENANTS)

KURE DUNES

This is the first amendment to those Restrictive Covenants filed on June 5, 1990 in Book 1499 at Page 0524 of the New Hanover County Registry filed by Kure Beach Associates, a North Carolina Partnership (see Certificate filed in Book 1305 at Page 1007 and first amendment thereto filed in Book 1311 at Page 1816 both of the New Hanover County Registry).

Whereas, Article 3C of the Restrictive Covenants provides that:

"No more than 30% of the square footage of any lot shall be covered by structures and/or paved surfaces, including walkways or patios of brick, stone, slate or similar materials. This covenant is intended to insure continued compliance with stormwater runoff rules adopted by the State of North Carolina and may be enforced by the State of North Carolina through its duly authorized agencies."

10002

Whereas, Kure Beach Associates has been advised by the professional engineer in charge of supervising subdivision improvements for Kure Dunes that the limitation imposed by the above quoted language was not required by law or the permitting process, in force at the time.. Now therefore,

W I T N E S S E T H

Article Four (3C) of the Restrictive Covenants is hereby amended by deleting the last paragraph thereof as the same is set

RETURNED TO

JOE HEARNE
256-2887

265438

out above, so that the limitation imposed thereby shall no longer exist.

In witness whereof, Kure Beach Associates, acting by and through its duly authorized General Partners, has caused this instrument to be signed in the Partnership name this the 31 day of AUGUST, 1992.

KURE BEACH ASSOCIATES

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BY: [Signature] (SEAL)
JOHN B. HARRIS, JR., Partner
BY: [Signature] (SEAL)
H. ARTHUR SANDMAN, Partner
BY: [Signature] (SEAL)
CHARLES M. WINSTON, Partner

STATE OF NORTH CAROLINA

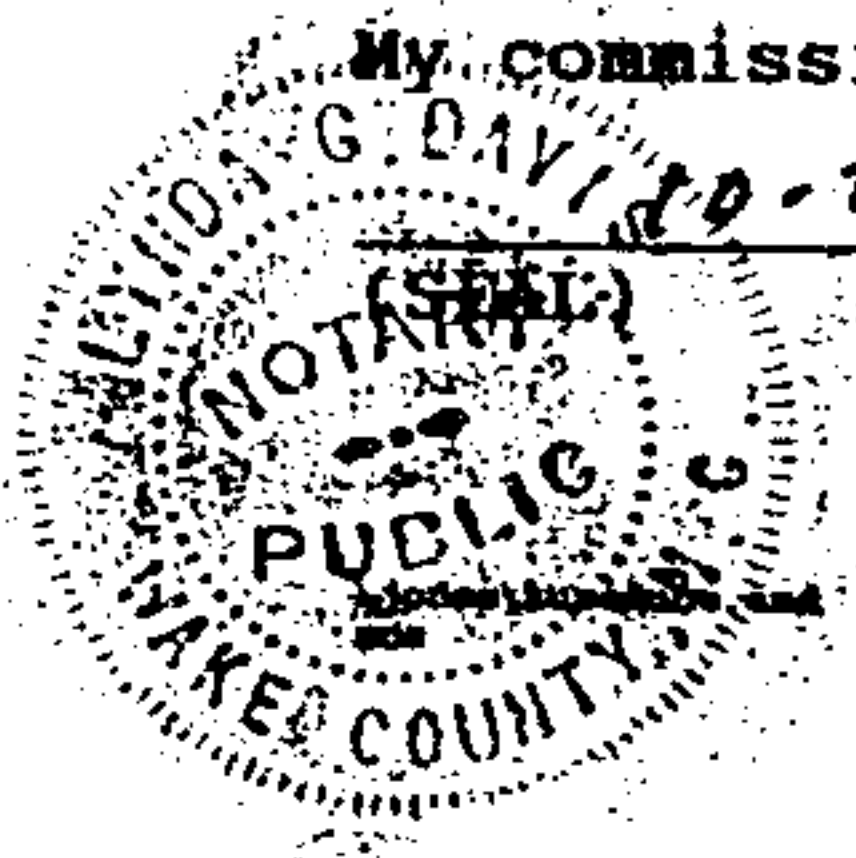
COUNTY OF WAKE

PERSONALLY APPEARED before me, Lynnda B Davis, a Notary Public in and for the County of Wake and State of North Carolina, JOHN B. HARRIS, JR., H. ARTHUR SANDMAN, and CHARLES M. WINSTON, PARTNERS OF KURE BEACH ASSOCIATES, a North Carolina General Partnership, who acknowledged the due execution of the foregoing instrument for the uses and purposes therein expressed for and in behalf of the Partnership.

WITNESS my hand and notarial seal, this 31st day of August, 1992.

Lynnda B Davis
Notary Public

My commission expires:



10-20-92

STATE OF NORTH CAROLINA
New Hanover County

The foregoing/ Annexed Certificate(s) of
Lynnda B Davis

Notary (Notaries) Public is/ are certified to be correct.

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This the 4th day of Dec. 19 92
Mary Sue Oots, Register of deeds

by [Signature]
Deputy/Assistant