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 FORSYTH CO, NC FEE \$17.00
 PRESENTED & RECORDED:
 03-02-2007 02:56 PM
 DICKIE C WOOD
 REGISTER OF DEEDS
 By: SHANNON BOSTIC-GRIFFITH DPTY
BK:RE 2734
PG:1812-1813

ENVELOPE

Drafted by: N. Alan Bennett

Mail: Mr. and Mrs. Kelley Chadwick, 100 Fearington Drive, Kernersville, NC 27284

Amendment to Plan of Development for Oakmont East (Re: Lot 62, Oakmont East – Phase Three)

This Amendment to Plan of Development is made on this the 25th day of January, 2007, by **Calmit Properties**, a North Carolina General Partnership ("Declarant") and **Jerome Kelley Chadwick and wife, Susan L. Chadwick** ("Chadwick").

WITNESSETH:

WHEREAS, Declarant was the owner of certain real property located in Forsyth County, North Carolina which it developed into a subdivision known as "Oakmont East" and said property was subjected to a Plan of Development with Restrictive Covenants, Easements and Provisions which is recorded in Book 2384, Page 4582, Forsyth County Registry ("Original Plan of Development") and which was amended in Book 2629, Page 130, Forsyth County Registry. The plats for Oakmont East have been recorded as follows:

Oakmont East – Phase One (Plat Book 46, Page 6, Forsyth County Registry)
 Oakmont East – Phase 2 (Plat Book 48, Page 72, Forsyth County Registry)
 Oakmont East – Phase Three (Plat Book 48, Page 180, Forsyth County Registry)

WHEREAS, Chadwick is the owner of Lot 62 of Oakmont East – Phase Three (Plat Book 48, Page 180, Forsyth County Registry).

WHEREAS, Chadwick's house located on Lot 62, Oakmont East – Phase Three (Plat Book 48, Page 180, Forsyth County Registry) was built within thirty (30) feet of the rear property line and the original Plan of Development states that each lot shall have a rear yard of a depth of not less than thirty (30) feet.

WHEREAS, Declarant desires to amend the Restrictive Covenants in the Original Plan of Development as to Lot 62, Oakmont East – Phase Three to amend the rear yard depth of this lot to twenty-seven (27) feet.

WHEREAS, Chadwick is executing this Amendment since Chadwick owns Lot 62 of Oakmont East – Phase Three (Plat Book 48, Page 180, Forsyth County Registry).

NOW, THEREFORE, Declarant does hereby amend the Original Plan of Development pursuant to the special declarant's rights contained in the Original Plan of Development to make such amendment as follows:

Paragraph 3 ("Building Setback, Side Yard and Placement of Building") contains a subparagraph c stating that each lot shall have a rear yard of a depth of not less than thirty (30) feet.

This setback is hereby amended as the same pertains to Lot 62 of Oakmont East – Phase Three (Plat Book 48, Page 180, Forsyth County Registry) to state that Lot 62 shall have a rear yard of a depth of not less than twenty-seven (27) feet.

IN WITNESS WHEREOF, Calmit Properties, a North Carolina general partnership and Jerome Kelley Chadwick and wife, Susan L. Chadwick, have hereunto set their hands and seals.

CALMIT PROPERTIES, a North Carolina general partnership

By: Leslie R. Mitchell (Seal)
Leslie R. Mitchell, General Partner

By: Larry L. Callahan (Seal)
Larry L. Callahan, General Partner

CHADWICK

Jerome Kelley Chadwick (Seal)
Jerome Kelley Chadwick

Susan L. Chadwick (Seal)
Susan L. Chadwick

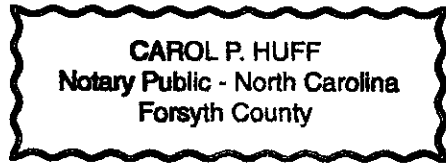
North Carolina, Forsyth County

I certify that the following person(s) personally appeared before me this day, each acknowledging to me that he or she voluntarily signed the foregoing document for the purpose stated therein and in the capacity indicated: **Leslie R. Mitchell and Larry L. Callahan, General Partners in Calmit Properties, a North Carolina general partnership.**

January 25, 2007.

Place notary seal below this line:

Carol P. Huff
Notary Public
Print/Type Name: CAROL P. HUFF
My Commission Expires: 11-30-2010



North Carolina, Forsyth County

I certify that the following person(s) personally appeared before me this day, each acknowledging to me that he or she voluntarily signed the foregoing document for the purpose stated therein and in the capacity indicated: **Jerome Kelley Chadwick and wife, Susan L. Chadwick.**

January 25th, 2007.

Place notary seal below this line:

Carol P. Huff
Notary Public
Print/Type Name: CAROL P. HUFF
My Commission Expires: 11-30-2010

