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 Pitt County, NC
 Judy J. Tart Register of Deeds

BK 2560 PG 325-332

FILED

PREPARED BY: L. ALLEN HAHN, P.A.

NORTH CAROLINA
 PITT COUNTY

AMENDMENT TO DECLARATION OF COVENANTS, CONDITIONS & RESTRICTIONS
 OF TABERNA, PHASE I, SECTION I, SECTION II, PHASE II AND PHASE III

THIS AMENDMENT to Declaration of Covenants, Conditions, and Restrictions, made and entered into this the 27th day of August, 2008 by the undersigned person being the original Declarant of Phases II and III, together with all persons who voluntarily associate themselves and their respective properties together with the Articles of Incorporation, Declaration and By-Laws of TABERNA SECTION III HOMEOWNERS ASSOCIATION, INC., a North Carolina Non-Profit Corporation;

W-I-T-N-E-S-S-E-T-H:

WHEREAS, a Declaration of Covenants for TABERNA, PHASE I, SECTION I as those lots appear in Map Book 61, at Page 8 was recorded in Book 1717, at Page 295 and a Declaration of Covenants for TABERNA, PHASE I, SECTION II as those lots are shown in Map Book 62, at Page 38 was recorded in Book 1790, at Page 257, and TABERNA, PHASE II as those lots are designated in Map Book 656, at Page 83 which Declaration is in Book 2072, at Page 165, and PHASE III which map is recorded in Map Book 67, at Page 12 and the Declaration recorded in Book 2191, at Page 363;

AND WHEREAS, it has been determined by the undersigned persons together with the Developer (Declarant) of PHASE II and PHASE III that it would be in the best interest of all parties to this Amendment that PHASE I (SECTION I and SECTION II), PHASE II and PHASE III join together into a common owner's Association for the purpose of maintaining the entrance ways and the berms associated with all three phases of the subdivision to protect the values, safety and welfare of the properties and owners of lots in the various sections and phases.

AND WHEREAS, ROBERT D. PARROTT, as the Developer and Declarant of Phase II and Phase III has formed a non-profit corporation in the name of TABERNA SECTION III HOMEOWNERS

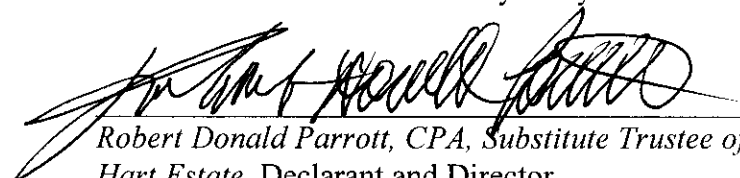
ASSOCIATION, INC. and has subjected all of the lots in Phase III to the Articles of Incorporation, Declaration and By-Laws as established for that phase. Owners in Phase III and their lots which they have purchased have been previously subjected to the Articles of Incorporation, By-Laws and Declaration of TABERNA SECTION III HOMEOWNERS ASSOCIATION, INC. and by way of acceptance of their various deeds have agreed to be members of the homeowners association and abide by its rules, By-Laws and regulations.

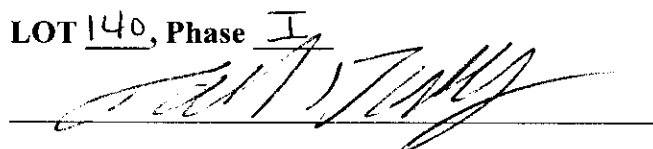

Those persons executing this Amendment to Declaration of Covenants, Conditions and Restrictions do hereby voluntarily by way of their execution of this document agree to subject their individual lots to all of the provisions of the Articles of Incorporation of TABERNA SECTION III HOMEOWNERS ASSOCIATION, INC. which is recorded in Deed Book 2243, at Page 512, together with the By-Laws which are recorded in Book 2560, at Page 314 of the Pitt County Registry and will subject their lots to all the rules and regulations and By-Laws.

HENCEFORTH and after the recording of this document, all of the lots in which owners have executed this document shall always in the future be subject to the Declaration of Covenants for Phase III, Articles of Incorporation and By-Laws for TABERNA SECTION III HOMEOWNERS ASSOCIATION, INC. and will be subject to their rules and regulations, including the payment of homeowner's dues as established in those documents.

All parties hereto understand and agree that failure to pay the required and necessary dues to the Homeowner's Association will allow the Homeowner's Association to assess the unpaid lot and lot owner accordingly. The Homeowner's Association shall also have the right to file a lien for all sums assessed and unpaid in the Office of the Clerk of Superior Court and to enforce the lien pursuant to the provisions of North Carolina General Statute 44A.

IN TESTIMONY WHEREOF, ROBERT DONALD PARROTT, CPA, Substitute Trustee of the FRANK HART ESTATE, Declarant and sole Director of TABERNA SECTION III HOMEOWNERS ASSOCIATION, INC. together with all of those persons who have voluntarily subjected their various lots in Phases I and II of Taberna have hereunto set their hands and seals this the day and year first above written.

 (SEAL)
Robert Donald Parrott, CPA, Substitute Trustee of the Frank Hart Estate, Declarant and Director

LOT 140, Phase I
 (SEAL)
 (SEAL)

LOT 8, Phase I

Theresa Burroughs (SEAL)

Devon C. Burgh (SEAL)

LOT , Phase III

Shane M. Palmer (NM) (SEAL)

_____ (SEAL)

LOT 6, Phase 1

Karen Rainey (NM) (SEAL)

_____ (SEAL)

LOT 95, Phase III

Jingyang Zhu (SEAL)

Xinmei Wang (SEAL)

LOT 30, Phase I

Tim Waller (SEAL)

Richard Waller (SEAL)

LOT 24, Phase I

Jennifer Ferguson (SEAL)

Alan Hamlin (SEAL)

LOT 146 Phase II

[Signature] - NM (SEAL)

_____ (SEAL)

LOT 18, Phase I

Marquez Jackson (SEAL)

Tishu Jackson (SEAL)

LOT ¹⁴⁴~~22~~, Phase ~~1~~ 2

David D Ramsey (SEAL)

[Signature] (SEAL)

LOT 47, Phase II

Chris (Dai) Nelson (SEAL)

Emyle B. Nelson (SEAL)

LOT 149, Phase I

Jana Sim (SEAL)

Christy Sim (SEAL)

LOT 46, Phase II

Ardeet Wabani (SEAL)

[Signature] (SEAL)

LOT ____, Phase ____

____ (SEAL)

____ (SEAL)

LOT ____, Phase ____

____ (SEAL)

____ (SEAL)

LOT ____, Phase ____

____ (SEAL)

____ (SEAL)

LOT ____, Phase ____

____ (SEAL)

____ (SEAL)

LOT ____, Phase ____

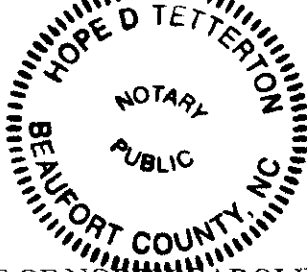
____ (SEAL)

____ (SEAL)

STATE OF NORTH CAROLINA
COUNTY OF PITT

I, Hope D Tetterton, a Notary Public of the ^{Beaufort} ~~the aforesaid~~ County and State do hereby certify that Gail Daly +, either personally known to me or proven by satisfactory evidence (said evidence being NCDL), personally appeared before me this day and acknowledged the voluntary due execution of the foregoing instrument by he/she/they for the purposes stated therein.

Witness my hand and Notarial Seal, this the 16 day of September, 2008

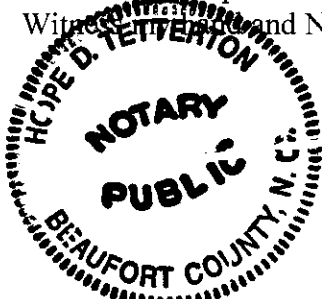


Hope D Tetterton
NOTARY PUBLIC
My Commission Expires: 1-15-2011

STATE OF NORTH CAROLINA
COUNTY OF PITT

I, Hope D Tetterton, a Notary Public of the ^{Beaufort} ~~the aforesaid~~ County and State do hereby certify that Thaiboa Burroughs + Denovan C Burroughs, either personally known to me or proven by satisfactory evidence (said evidence being NCDL), personally appeared before me this day and acknowledged the voluntary due execution of the foregoing instrument by he/she/they for the purposes stated therein.

Witness my hand and Notarial Seal, this the 28 day of August, 2008

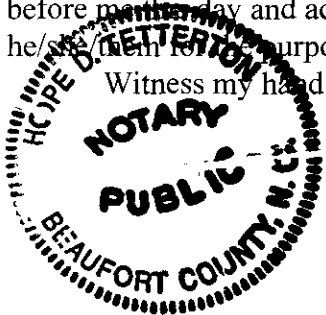


Hope D Tetterton
NOTARY PUBLIC
My Commission Expires: 1-15-2011

STATE OF NORTH CAROLINA
COUNTY OF PITT

I, Hope D Tetterton, a Notary Public of the aforesaid County and State do hereby certify that Shane M. Palmer, either personally known to me or proven by satisfactory evidence (said evidence being NCDL), personally appeared before me this day and acknowledged the voluntary due execution of the foregoing instrument by he/she/they for the purposes stated therein.

Witness my hand and Notarial Seal, this the 27 day of August, 2008

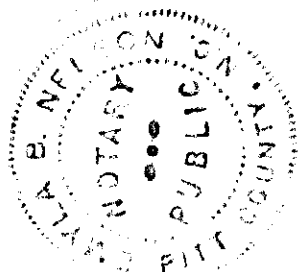


Hope D Tetterton
NOTARY PUBLIC
My Commission Expires: 1-15-2011

STATE OF NORTH CAROLINA
COUNTY OF PITT

I, Emylea B. Nelson, a Notary Public of the aforesaid County and State do hereby certify that Karen Rainey, either personally known to me or proven by satisfactory evidence (said evidence being NCDL), personally appeared before me this day and acknowledged the voluntary due execution of the foregoing instrument by he/she/they for the purposes stated therein.

Witness my hand and Notarial Seal, this the 9th day of September, 2008

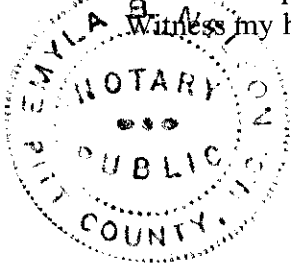


Emylea B. Nelson
NOTARY PUBLIC
My Commission Expires: Mar 4, 2012

STATE OF NORTH CAROLINA
COUNTY OF PITT

I, Ermyla B. Nelson, a Notary Public of the aforesaid County and State do hereby certify that Jingping Zhu + Kathy Wang, either personally known to me or proven by satisfactory evidence (said evidence being NCDL), personally appeared before me this day and acknowledged the voluntary due execution of the foregoing instrument by he/she/they for the purposes stated therein.

Witness my hand and Notarial Seal, this the 15th day of September, 2008

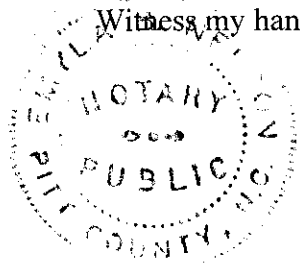


Ermyla B. Nelson
NOTARY PUBLIC
My Commission Expires: March 4, 2012

STATE OF NORTH CAROLINA
COUNTY OF PITT

I, Ermyla B. Nelson, a Notary Public of the aforesaid County and State do hereby certify that Tina Wallen + Michelle Wallen, either personally known to me or proven by satisfactory evidence (said evidence being NCDL), personally appeared before me this day and acknowledged the voluntary due execution of the foregoing instrument by he/she/they for the purposes stated therein.

Witness my hand and Notarial Seal, this the 15th day of September, 2008

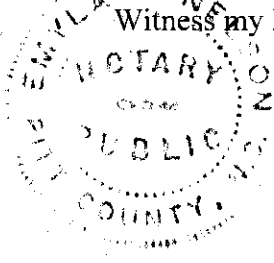


Ermyla B. Nelson
NOTARY PUBLIC
My Commission Expires: March 4, 2012

STATE OF NORTH CAROLINA
COUNTY OF PITT

I, Ermyla B. Nelson, a Notary Public of the aforesaid County and State do hereby certify that Jennifer Ferguson + Eileen Deaman, either personally known to me or proven by satisfactory evidence (said evidence being NCDL), personally appeared before me this day and acknowledged the voluntary due execution of the foregoing instrument by he/she/they for the purposes stated therein.

Witness my hand and Notarial Seal, this the 15th day of September, 2008

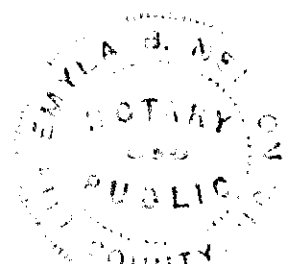


Ermyla B. Nelson
NOTARY PUBLIC
My Commission Expires: Mar 4, 2012

STATE OF NORTH CAROLINA
COUNTY OF PITT

I, Ermyla B. Nelson, a Notary Public of the aforesaid County and State do hereby certify that Tiffany Harper, either personally known to me or proven by satisfactory evidence (said evidence being NCDL), personally appeared before me this day and acknowledged the voluntary due execution of the foregoing instrument by he/she/they for the purposes stated therein.

Witness my hand and Notarial Seal, this the 15th day of September, 2008



Ermyla B. Nelson
NOTARY PUBLIC
My Commission Expires: Mar 4, 2012

STATE OF NORTH CAROLINA
COUNTY OF PITT

I, Emylea B. Nelson, a Notary Public of the aforesaid County and State do hereby certify that Marquez Jackson + Thisehel Jackson, either personally known to me or proven by satisfactory evidence (said evidence being NCDL), personally appeared before me this day and acknowledged the voluntary due execution of the foregoing instrument by he/she/them for the purposes stated therein.

Witness my hand and Notarial Seal, this the 15th day of September, 2008

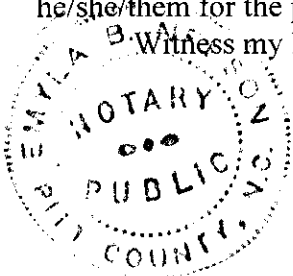


Emylea B. Nelson
NOTARY PUBLIC
My Commission Expires: Mar. 4, 2012

STATE OF NORTH CAROLINA
COUNTY OF PITT

I, Emylea B. Nelson, a Notary Public of the aforesaid County and State do hereby certify that Harold O. Ramsey + Joseph A. Pickett, either personally known to me or proven by satisfactory evidence (said evidence being NCDL), personally appeared before me this day and acknowledged the voluntary due execution of the foregoing instrument by he/she/them for the purposes stated therein.

Witness my hand and Notarial Seal, this the 15th day of September, 2008

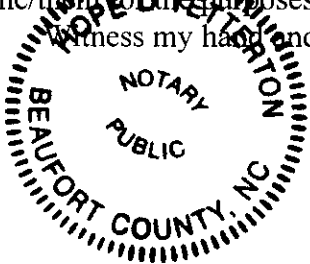


Emylea B. Nelson
NOTARY PUBLIC
My Commission Expires: Mar. 4, 2012

STATE OF NORTH CAROLINA
COUNTY OF PITT

I, Hope D. Tetterton, a Notary Public of the aforesaid County and State do hereby certify that Emylea B. Nelson + Beny David Nelson, either personally known to me or proven by satisfactory evidence (said evidence being NCDL), personally appeared before me this day and acknowledged the voluntary due execution of the foregoing instrument by he/she/them for the purposes stated therein.

Witness my hand and Notarial Seal, this the 17 day of September, 2008

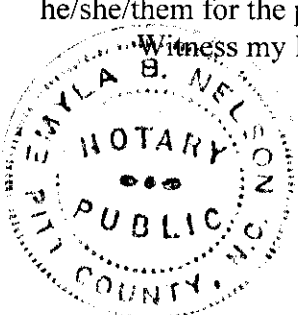


Hope D. Tetterton
NOTARY PUBLIC
My Commission Expires: 1-15-2011

STATE OF NORTH CAROLINA
COUNTY OF PITT

I, Emylea B. Nelson, a Notary Public of the aforesaid County and State do hereby certify that Talon Sims + Christy Sims, either personally known to me or proven by satisfactory evidence (said evidence being NCDL), personally appeared before me this day and acknowledged the voluntary due execution of the foregoing instrument by he/she/them for the purposes stated therein.

Witness my hand and Notarial Seal, this the 15th day of September, 2008

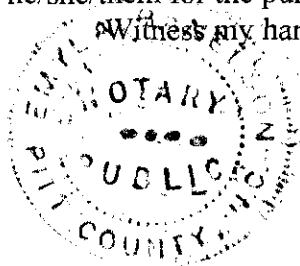


Emylea B. Nelson
NOTARY PUBLIC
My Commission Expires: March 4, 2012

STATE OF NORTH CAROLINA
COUNTY OF PITT

I, Emmyla B. Nelson, a Notary Public of the aforesaid County and State do hereby certify that GADGER ZABALAWI + Amjad ZEITAWI, either personally known to me or proven by satisfactory evidence (said evidence being NCDL), personally appeared before me this day and acknowledged the voluntary due execution of the foregoing instrument by he/she/them for the purposes stated therein.

Witness my hand and Notarial Seal, this the 27th day of September, 2008



Emmyla B. Nelson
NOTARY PUBLIC
My Commission Expires: Mar 4, 2012

STATE OF NORTH CAROLINA
COUNTY OF PITT

I, _____, a Notary Public of the aforesaid County and State do hereby certify that _____, either personally known to me or proven by satisfactory evidence (said evidence being NCDL), personally appeared before me this day and acknowledged the voluntary due execution of the foregoing instrument by he/she/them for the purposes stated therein.

Witness my hand and Notarial Seal, this the _____ day of _____, 2008

NOTARY PUBLIC
My Commission Expires: _____

STATE OF NORTH CAROLINA
COUNTY OF PITT

I, _____, a Notary Public of the aforesaid County and State do hereby certify that _____, either personally known to me or proven by satisfactory evidence (said evidence being NCDL), personally appeared before me this day and acknowledged the voluntary due execution of the foregoing instrument by he/she/them for the purposes stated therein.

Witness my hand and Notarial Seal, this the _____ day of _____, 2008

NOTARY PUBLIC
My Commission Expires: _____

STATE OF NORTH CAROLINA
COUNTY OF PITT

I, _____, a Notary Public of the aforesaid County and State do hereby certify that _____, either personally known to me or proven by satisfactory evidence (said evidence being NCDL), personally appeared before me this day and acknowledged the voluntary due execution of the foregoing instrument by he/she/them for the purposes stated therein.

Witness my hand and Notarial Seal, this the _____ day of _____, 2008

NOTARY PUBLIC