

AMENDED DECLARATIONS OF RESTRICTIONS

THIS AMENDED DECLARATION, Made this [REDACTED] day of [REDACTED] 19[REDACTED] by HATTERAS LAND CORPORATION, a North Carolina corporation,

W I T N E S S E T H:

WHEREAS, Hatteras Land Corporation (the "Owner") was the fee simple owner of all that certain property (hereinafter called the "Property") shown on the following plats:

1. Plat entitled [REDACTED] located at Hatteras Island, Dare County, North Carolina, which plat is recorded in the Office of the Register of Deeds of Dare County, North Carolina, [REDACTED], [REDACTED].
2. Plat entitled [REDACTED] [REDACTED] Colony, Section "10" located at Hatteras Island, Dare County, North Carolina, which plat is recorded in the Office of the Register of Deeds of Dare County, North Carolina, [REDACTED], at page 234.
3. Plat entitled [REDACTED] [REDACTED] Colony, Section "Three" located at Hatteras Island, Dare County, North Carolina, which plat is recorded in the Office of the Register of Deeds of Dare County, North Carolina, in [REDACTED] Book 2, at page 221.
4. Plat entitled [REDACTED] [REDACTED] Colony, Section "Four", located at Hatteras Island, Dare County, North Carolina, which plat is recorded in the Office of the Register of Deeds of Dare County, North Carolina, in [REDACTED] Book 2, at page 251.
5. Plat entitled [REDACTED] [REDACTED] Colony, Section "Six", located at Hatteras Island, Dare County, North Carolina, which plat is recorded in the Office of the Register of Deeds of Dare County, North Carolina, in [REDACTED] Book 13.
6. Plat entitled [REDACTED] [REDACTED] Section "Seven", located at Hatteras Island, Dare County, North Carolina, which plat is

recorded in the Office of the Register of Deeds of Dare County, North Carolina, in [REDACTED] 531.

7. Plat entitled [REDACTED] Dare County, North Carolina, which plat is recorded in the Office of the Register of Deeds of Dare County, North Carolina, in [REDACTED] 505.

8. Plat entitled [REDACTED] Dare County, North Carolina, which plat is recorded in the Office of the Register of Deeds of Dare County, North Carolina, in [REDACTED] 604.

9. Plat entitled [REDACTED] Dare County, North Carolina, which plat is recorded in the Office of the Register of Deeds of Dare County, North Carolina, in [REDACTED] 604.

10. Plat entitled [REDACTED] Dare County, North Carolina, which plat is recorded in the Office of the Register of Deeds of Dare County, North Carolina, in [REDACTED] 604.

WHEREAS, the Owner has developed or will develop the lots shown on the plats according to a common scheme of development and did for the purpose of such development, declare and make known covenants and restrictions to which the properties were and are subject, which covenants and restrictions are particularly described and set forth in the following Declarations of Restrictions (hereinafter referred to in the aggregate as the "Declarations") which are incorporated herein and made a part hereof by the following references:

[REDACTED] Declaration of Restrictions dated April 28, 1964, by Hatteras Land Corporation which was recorded on July 8, 1964 in the Office of the Register of Deeds of Dare County, North Carolina in Book [REDACTED]

2. Declaration of Restrictions dated July 13, 1965, by Hatteras Land Corporation which was recorded on August 30, 1965 in the Office of the Register of Deeds of Dare County, North Carolina in Book 128, at page 4;
3. Declaration of Restrictions dated March 18, 1965, by Hatteras Land Corporation which was recorded on April 14, 1965 in the Office of the Register of Deeds of Dare County, North Carolina in Book 124, at page 577;
4. Declaration of Restrictions dated June 21, 1966, by Hatteras Land Corporation which was recorded on October 5, 1966 in the Office of the Register of Deeds of Dare County, North Carolina in Book 136, at page 246;
5. Declaration of Restrictions dated November 17, 1966, by Hatteras Land Corporation which was recorded on March 24, 1967 in the Office of the Register of Deeds of Dare County, North Carolina in Book 139, at page 576;
6. Declaration of Restrictions dated May 16, 1968, by Hatteras Land Corporation which was recorded on June 4, 1968 in the Office of the Register of Deeds of Dare County, North Carolina in Book 148, at page 155;
7. Declaration of Restrictions dated July 31, 1968, by Hatteras Land Corporation which was recorded on September 19, 1968 in the Office of the Register of Deeds of Dare County, North Carolina in Book 152, at page 87;
8. Declaration of Restrictions dated July 31, 1968, by Hatteras Land Corporation which was recorded on September 19, 1968 in the Office of the Register of Deeds of Dare County, North Carolina in Book 152, at page 84;
9. Declaration of Restrictions dated October 20, 1969, by Hatteras Land Corporation which was recorded on November 3, 1969 in





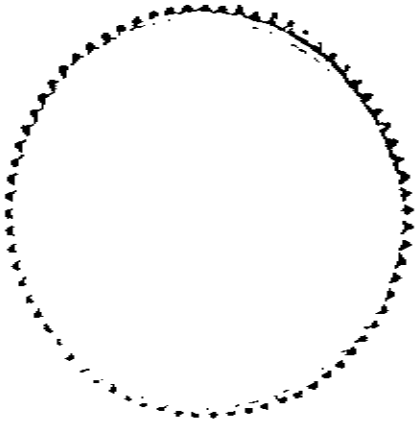


LEGISLATIVE JOINT COMMISSION

To all to Whom these Presents Shall Come, Greetings:

I, ROBERT G. WILSON, Secretary of State of the State of Wisconsin, and Keeper of the Great Seal thereof, do hereby certify that HARRY A. HOLNOSKO, Esq., whose name appears subscribed on our records, is a Native Public within and for the State of Wisconsin, duly commissioned and qualified to that office, with full powers, by the laws of this State, to take proofs or acknowledgments. I do further certify that said HARRY A. HOLNOSKO was commissioned on the 27th day of December, 1959, for a term of four years, expiring on December 21, 1973.

I further certify that to all acts by him to whom full faith and credit are and ought to be given in Judicature and thereout.



In Testimony Whereof, I have hereunto set my hand and affixed the Great Seal of the State at the Capitol, in the City of Madison, this 24th day of November, in the year of our Lord one thousand nine hundred and seventy

[Signature] Secretary of State.



All buildings, structures and their appurtenances are to be maintained in a suitable state of repair and are to be kept painted, where necessary, so as not to be unattractive in physical appearance.

8. No buildings shall be erected on any site in this subdivision, or so altered as to change the design thereon, until the plans of external design thereof have been submitted to and approved in writing by the President of Hatteras Land Corporation, or by its successors or assigns; provided, however, that if the design of any building is not approved or disapproved within thirty (30) days after the date of such submission, or within thirty (30) days after the date on which construction is started on said building, such approval shall not be required, and this covenant shall be deemed to have been fully complied with.

9. No more than one residence shall be erected upon any of the numbered sites aforesaid, but any two adjoining sites may be used as one building site, in which event the side line easements hereinabove reserved shall apply only to the outside perimeter property lines of the combined site.

10. The foregoing conditions, reservations, easements and restrictions shall run with the land and be binding upon all purchasers of sites in said subdivision and upon all persons claiming under them until January 1, 1975, at which time the said conditions, reservations, easements and restrictions shall automatically be extended for further successive periods of ten (10) years each unless, by vote of the then owners of record of a majority of the sites shown on said plat, it is agreed, on or before such expiration dates, to change the said conditions, reservations, easements and restrictions, in whole or in part.

11. Hatteras Land Corporation reserves the right to alter, amend, modify, change or eliminate any or all of the foregoing restrictions.

12. If any purchasers of any site on said plat, or their heirs and/or assigns, shall violate or attempt to violate any of the foregoing conditions, easements, reservations and restrictions, it shall be lawful for any other person or persons owning any other site or sites shown thereon to prosecute any proceedings at law or equity against the person or persons violating or attempting to violate such conditions, reservations, easements and restrictions for the purposes of preventing him or them from so doing, or of recovering damages for such violation.

13. Invalidation of any of the foregoing conditions, reservations and restrictions shall in no wise affect any of the other provisions, which shall remain in full force and effect.

IN WITNESS WHEREOF, Hatteras Land Corporation has caused these presents to be executed on its behalf by Harry McMullan, Jr., its President, and its corporate seal to be affixed hereto by Jean Taylor, its Secretary, the day and year first above written.

HATTERAS LAND CORPORATION

By Harry McMullan, Jr.  
Harry McMullan, Jr., President

ATTEST:

Jean Taylor  
Jean Taylor, Secretary



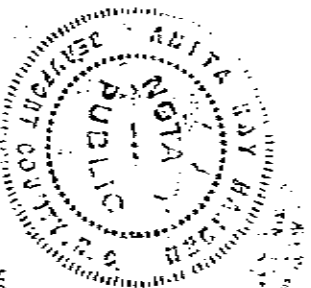
STATE OF North Carolina  
COUNTY OF Beaufort

I, Antie King Hardman, a Notary Public in and for the County and State aforesaid, certify that Jean Taylor personally appeared before me this day and acknowledged that she is Secretary of Hatteras Land Corporation, and that by authority duly given and as the act of the corporation the foregoing instrument was signed in its name by its President, sealed with its corporate seal, and acknowledged by her as its Secretary.

Witness my hand and notarial seal this 24<sup>th</sup> day of May, 1964.

Antie King Hardman  
Notary Public

My Commission Expires Feb. 13, 1965



NORTH CAROLINA  
DARE COUNTY

The foregoing certificate of Jean Taylor, Notary Public in and for the County of Beaufort, State of North Carolina, duly attested by her notarial seal, is adjudged to be correct and according to law.

Let the instrument, with the certificate, be registered.

WITNESS my hand this the 25th day of June, 1964.

FILED FOR REGISTRATION ON THE  
25<sup>th</sup> DAY OF June

Ed W. Davis  
CLERK SUPERIOR COURT, DARE COUNTY, N. C.

1964 AT 11:00 O'CLOCK A.M.  
Ed W. Davis  
REGISTER OF DEEDS

Recorded June 8 1964  
Melvin R. Francis  
Register of Deeds, Dare County, N. C.

By: Ed W. Davis  
Assistant Register of Deeds