

**AMENDMENT TO THE
DECLARATION OF PROTECTIVE COVENANTS
AND RESTRICTIONS FOR ALL SECTIONS OF
MIRLO BEACH SUBDIVISION**

WHEREAS, the Mirlo Beach Homeowners Association, Inc. has heretofore filed a Declaration of Protective Covenants and Restrictions on November 21, 1994, as appears in Book 963, Pages 0583 through 0618 of the Dare County, North Carolina, Register of Deeds pertaining to all existing sections of Mirlo Beach Subdivision, as shown on subdivision maps duly recorded in Map Book 2, Page 58; Plat Cabinet B, Slide 367; Plat Cabinet C, Slide 15-D; Plat Cabinet C, Slide 26-D; Plat Cabinet C, Slides 82D and E; and Plat Cabinet C, Slides 92C and D; and

WHEREAS, said Declaration of Protective Covenants and Restrictions were further amended by amendment thereto dated March 16, 1999, duly recorded in Book 1250, Pages 738 through 740, Dare County Registry; and

WHEREAS, in the aforesaid covenants and amendment there was a provision contemplating that Lot "A" of the Third Section of Mirlo Beach may be further subdivided and in fact Article III (4) contemplated that said Lot "A" may be subdivided into single-family residential lots; and

WHEREAS, the owner of said Lot "A", Ventures Oceanic, Inc., in accordance with the terms of said Declaration of Restrictive Covenants, has in fact subdivided said Lot "A" into five (5) residential lots; and

WHEREAS, in accordance with said Article III, Section 4, of the aforesaid Declaration, Ventures Oceanic, Inc., and Mirlo Beach Homeowners Association, Inc., as successor in interest to the original declarant, Mirlo Investment Company, Inc. does hereby subject the lots A-1 through A-5 as shown on that certain map or plat entitled "A Plat of a Division of Lot "A", Third Section, Mirlo Beach", prepared by Wesley M. Meekins, Jr., dated December 3, 2000, which map or plat is duly recorded in Plat Cabinet E, Slides 614 and 615, Dare County Registry, to the terms and conditions of the Amended Declaration of Protective Covenants and Restrictions for all sections of Mirlo Beach Subdivision recorded in Book 963, Page 583, Dare County Registry and the further amendment duly recorded in Book 1250, Pages 738 through 740, Dare County Registry and all aforesaid amendments thereto and further declare that said covenants shall run with the lands for whom so owned and the owners thereof as described on the above referenced plat and that the owners thereof shall become members of the Mirlo Beach Homeowners Association, Inc., all in accordance with the terms and conditions of said covenants and the amendments thereto.



In witness whereof, said Ventures Oceanic, Inc. and Mirlo Beach Homeowners Association, Inc. have caused this instrument to be executed in their names by their President, all as the act and deed of said corporations and by authority duly and legally given.

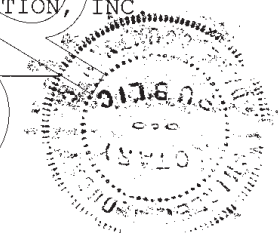
This the 12th day of April, 2002.

VENTURES OCEANIC, INC.

BY: Roger P. Minkins
President

MIRLO BEACH HOMEOWNERS ASSOCIATION, INC.

BY: A. J. Sawhorse
President



NORTH CAROLINA
DARE COUNTY

I, a Notary public of the County and State aforesaid, certify that Roger P. Minkins, personally came before me this Day and acknowledged that he is President of Ventures Oceanic, Inc., a North Carolina 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 stamp or seal this the 12th day of April, 2002.

Shirley J. Dubay
Notary Public

My Commission expires:

January 22, 2006

NORTH CAROLINA
DARE COUNTY

I, a Notary public of the County and State aforesaid, certify that A. J. Sawhorse, personally came before me this Day and acknowledged that he is President of Mirlo Beach Homeowners Association, Inc., a North Carolina 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 stamp or seal this the 12th day of April, 2002.

Shirley J. Dubay
Notary Public

My Commission expires:

January 22, 2006





NORTH CAROLINA
DARE COUNTY

The foregoing certificate of Shirley J. Dubay,
a Notary Public of Dare County, North Carolina, is certified
to be correct. This instrument and this certificate are duly
registered at the date and time and in the Book and Page
shown on the first page hereof.

Brian M Gray BY: _____
Register of Deeds Deputy/Assistant Register of Deeds

Unofficial Copy