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Donna H. Phelps, Deputy

JACQUELINE S. FRIERSON, PERQUIMANS CO, NC

BOOK 443 PAGE 420 (3)

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STATE OF NORTH CAROLINA

COUNTY OF PERQUIMANS

**AMENDMENT TO RESTATED DECLARATION
(ALBEMARLE PLANTATION)**

This AMENDMENT TO THE AMENDED AND RESTATED DECLARATION OF ALBEMARLE PLANTATION (the "First Amendment") is made as of this twenty fourth day of September, 2015 by **ALBEMARLE PLANTATION PROPERTY OWNERS ASSOCIATION, INC.**, a North Carolina corporation, hereinafter referred to as the "Association".

RECITALS:

A. Albemarle Plantation is a residential community, which is located in Perquimans County, North Carolina. The Association recorded a Restated Declaration of Covenants, Conditions and Restrictions for Albemarle Plantation dated August 1, 2012, and recorded in Book 410, Page 751, Perquimans County Registry (the "Restated Declaration").

B. Under the provisions of Article 11, Section 5 of the Restated Declaration, the Association reserved the right to modify or amend said Restated Declaration except as limited in Section 13.06 of Article Three (3) without prior notice and without the consent of any person or entity, for any purpose, provided such amendment or modification does not materially alter the basic plan of the development.

C. Association has elected to amend the Restated Declaration to increase the number of members of the Architectural Standards Committee.

NOW, THEREFORE, Association, pursuant to the provisions of Article 11, Section 5 of the Restated Declaration hereby amends said Restated Declaration as follows:

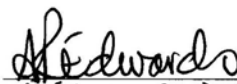
ARTICLE TEN

Section 2 is deleted and replaced with:

Section 2. ARCHITECTURAL STANDARDS COMMITTEE (ASC): The Board of Directors, at its first meeting, shall establish an Architectural Standards Committee (ASC). The ASC shall consist of not less than five (5) or more than seven (7) members. The members of the ASC shall serve at the pleasure of the Board of Directors. The ASC is authorized to retain the services of consulting architects, landscape architects, engineers, inspectors, attorneys and or any other professionals it deems appropriate in order to advise and assist it in performing its functions under this Article.

IN WITNESS WHEREOF, this Amendment to the Restated Declaration has been signed and executed by the Declarant and adopted the word "SEAL" as its seal, the day and year first above written.

Albemarle Plantation Property Owners Association,
Inc. a North Carolina non-profit corporation

By: 
Name: ANTHONY R. EDWARDS
Its: SECRETARY

STATE OF NORTH CAROLINA

COUNTY OF PERQUIMANS

I, Donna H. Phelps, a Notary Public of the County of Perquimans and State aforesaid, certify that Anthony R. Edwards personally came before me this day and acknowledged that he/~~he~~ is Secretary of Albemarle Plantation Property Owners Association, Inc., a North Carolina Corporation, and that by authority duly given by the Board of Directors as the act of the Corporation, the foregoing instrument was signed in its name by ~~is xxxxx President of said North Carolina Corporation and~~ him as its secretary.

Witness my hand and official stamp or seal, this 29th day of September, 2015.

(NOTARY SEAL)

Donna H. Phelps

Notary Public

My Commission Expires: 03/15/2016