

DRAWN BY: Cranford, Schultze & Tomchin
2813 Coltsgate Rd., Ste. 200
Charlotte, NC 28211

MAIL TO: Ridgeline Development Corp.
4500 Cameron Valley Parkwy
Suite 350
Charlotte, NC 28211

AMENDMENT TO DECLARATION
OF COVENANTS, CONDITIONS AND RESTRICTIONS FOR
LATTA SPRINGS SUBDIVISION

This AMENDMENT TO DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS FOR LATTA SPRINGS SUBDIVISION is made this 6th day of Aug., 2001 by Ridgeline-Niblock, LLC, a North Carolina limited liability company (herein "Developer"), Niblock Development Corp., a North Carolina corporation (herein "Niblock") and Peachtree Residential Properties, LLC, a North Carolina limited liability company (herein "Peachtree").

STATEMENT OF PURPOSE AND RECITALS

Developer, Niblock and Peachtree are all of the owners of the real property known as Latta Springs Subdivision which property is subject to a certain Declaration of Covenants, Conditions and Restrictions for Latta Springs Subdivision (herein the "Declaration") which Declaration was recorded in Book 11840 at page 300 in the Mecklenburg County Public Registry. Developer, Niblock and Peachtree desire to amend certain provisions of the Declaration as is hereinafter set forth.

AMENDMENT

Developer, Niblock and Peachtree do hereby amend paragraph 6.2 subparagraph (m) of Article VI of the Use Restrictions of the Declaration so that subparagraph (m) now reads in its entirety as follows:

- (m) Fences and Walls. No fence or wall shall be erected on a Lot closer to the street right-of-way line than the front of the house. In the case of a corner Lot, no fence or wall shall be erected within the side yard setback adjoining the road right-of-way, except as approved by the Architectural Control Committee. Solid or privacy fences shall be erected entirely to the rear of the residence exclusive of decks and porches. "Solid" is defined for purposes of this Declaration as fencing with more than 60% of any of its surface closed as viewed from a point on a line of sight perpendicular to the line of the fence.

The following types of fences or walls shall not be erected on any Lot:

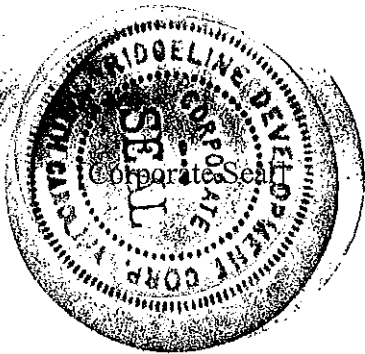
- A. Chain link or other metal fencing is not permitted, except that 2 inch by 4 inch metal mesh may be used with split rail fencing to contain animals or children.
- B. Any fence or wall in excess of six (6) feet in height.
- C. Any fence or wall located within the road right-of-way.

D. Dog runs or animal cages.

The restrictions set forth above shall not pertain to any fencing erected within the Common Area or as part of the permanent entryways to Latta Springs. The construction and design of all fences or walls except those within the Common Area must be approved by the Architectural Control Committee in the manner described hereinafter.

Except as amended herein, all of the provisions of the Declaration shall remain in full force and effect.

IN WITNESS WHEREOF, Developer, Niblock and Ridgeline have caused this Amendment to be executed under seal as of the day and year first above written.



[Corporate Seal]

RIDGELINE-NIBLOCK, LLC,
a North Carolina limited liability company

By: Ridgeline Development Corp., Manager

By: W. H. H. H. H. H.
President

NIBLOCK DEVELOPMENT CORP.

By: W. H. H. H. H. H.
Vice President

PEACHTREE RESIDENTIAL PROPERTIES, LLC

By: W. H. H. H. H. H. [SEAL]
Manager



NORTH CAROLINA

MECKLENBURG COUNTY

I, Cheryl Robin Belcher, a notary public of the County and State aforesaid, certify that W. Kendall Foster personally appeared before me this day and acknowledged that he is the President of Ridgeline Development Corporation, a corporation, which is the Manager of Ridgeline-Niblock, LLC, a North Carolina limited liability company, and that by authority duly given and as the act of the corporation acting as manager of Ridgeline-Niblock, LLC, the foregoing instrument was signed in its name by its President, and sealed with its corporate seal.

Witness my hand and official seal, this 20th day of July, 2001.

(Official Seal)  Cheryl Robin Belcher
Notary Public

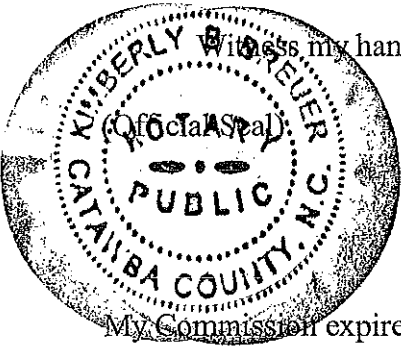
My Commission expires: 09/17/04

NORTH CAROLINA

Catawba COUNTY

I, Kimberly B. Breuer, a notary public of the County and State aforesaid, certify that William Niblock personally appeared before me and acknowledged that he is the Vice President of Niblock Development Corp., a North Carolina corporation, and that by authority duly given and as the act of the corporation, he signed the foregoing instrument and sealed it with its corporate seal.

Witness my hand and official seal, this 6th day of August, 2001.

(Official Seal)  Kimberly B. Breuer
Notary Public

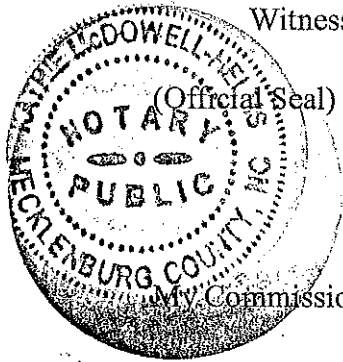
My Commission expires: January 31, 2006

NORTH CAROLINA

MECKLENBURG COUNTY

I, Kathie McDowell-Helms, a notary public of the County and State aforesaid, certify that Michael Ruland personally appeared before me and acknowledged that he is the Manager of Peachtree Residential Properties, LLC, a North Carolina limited liability company, and that by authority duly given and as the act of said limited liability company, he signed the foregoing instrument.

Witness my hand and official seal, this 27 day of July, 2001.



Kathie McDowell-Helms

Notary Public

My Commission Expires 10/26/2004.

My Commission expires: _____