



2008013614

MACON CO, NC FEE \$20.00
PRESENTED & RECORDED

03-25-2009 10:25:08 AM

TODD RABY
REGISTER OF DEEDS
BY: TODD RABY
REGISTER

BK: CRP X-32

PG: 1889-1891

**AMENDMENT TO DECLARATION OF PROTECTIVE COVENANTS,
EASEMENTS AND CONDITIONS FOR DIAMOND FALLS ESTATES, A SUBDIVISION**

This Amendment to Declaration of Protective Covenants, Easements and Conditions for Diamond Falls Estates, A Subdivision, is made effective the recording date hereof.

Whereas, the Original Declaration of Protective Covenants, Easements and Conditions for Diamond Falls, A Subdivision (Original Declaration) was recorded on January 6, 2009 at Book T-32, Pages 934-945, Macon County Registry.

Whereas, the Original Declaration provided in paragraph 28 that it could be amended in whole or in part at any time by a duly recorded amendment signed by the Declarant, Diamond Falls Estates, LLC until it had sold all of the Lots subject to the Original Declaration.

Whereas, the property subject to the Original Declaration is described as a portion of the lands obtained by those deeds recorded at Book C-32, Pages 1327 and Book T-32, Page 932, Macon County Registry and further shown on that Plats recorded at Plat Cards 5997 & 5998, Macon County Registry (The Property) to which reference is made for a more complete description.

Whereas, the undersigned, Declarant, still the owner of Lots subject to the Original Declaration amend the declaration as follows:

Paragraph 2 of the Restrictions Section of the Original Declaration is deleted in its entirety and replaced with the following:

2. Each principal residence constructed on any Lot shall consist of not less than 1200 square feet of enclosed heated floor space if the residence contains a single floor, and not less than 1500 square feet of enclosed heated floor space if the residence contains two floors. No building may exceed two stories in height. The landscaping and grassing of each Lot shall be completed within one year from the time any construction begins on any Lot. All exterior construction shall be completed within one year after it has commenced.

All of the other provisions of the Original Declaration shall remain in full force and effect.

IN WITNESS WHEREOF the Declarant has caused these presents to be properly executed.

DIAMOND FALLS ESTATES, LLC

BY: Shirley Buafo
Shirley Buafo, Member Manager

State of GEORGIA, County of BIBB

I, Kathy Marie Phelps, a Notary Public of the County and State aforesaid, certify that Shirley Buafo, personally came before me this day and acknowledged that the foregoing instrument was signed by her as an official act of Diamond Falls Estates, LLC.

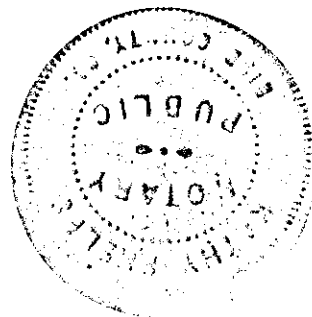
Witness my hand and official stamp or seal, this March 16th, 2009.

Kathy Marie Phelps

Notary Public

My Commission expires: June 7, 2011

Seal-Stamp



Charles Buafo

BY: _____
Charles Buafo, Member Manager

State of GEORGIA, County of BIBB

I, Kathy Marie Phelps, a Notary Public of the County and State aforesaid, certify that Charles Buafo, personally came before me this day and acknowledged that the foregoing instrument was signed by her as an official act of Diamond Falls Estates, LLC.

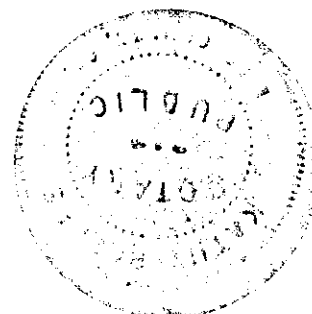
Witness my hand and official stamp or seal, this March 16th, 2009.

Kathy Marie Phelps

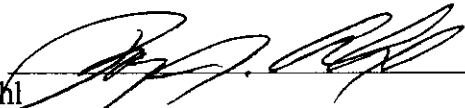
Notary Public

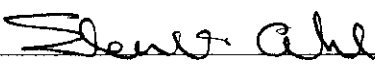
My Commission expires: June 7, 2011

Seal-Stamp



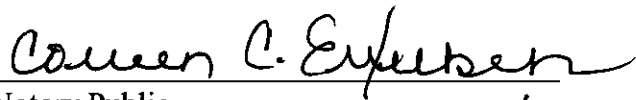
In Witness Whereof, the undersigned Lot Owners have set their hands and seals the dates shown below indicating their agreement to the foregoing amendment to the Declaration.

Signature:  (SEAL)
Roger J. Ahl
Lot Number 142, Phase 1

Signature:  (SEAL)
Eileen V. Ahl
Lot Number 142, Phase 1

State of North Carolina, County of Macon
I, COLLEEN C. ERKLEBEN, a Notary Public of the aforesaid County and State hereby certify that ROGER J. AHL AND EILEEN V. AHL, personally appeared before me this day and acknowledged the due execution of the foregoing instrument for the purposes therein expressed.

Witness my hand and Notarial Seal, this March 24, 2009.


Notary Public
My Commission Expires: 6/29/2011

