

COUNTY OF CHEROKEE

FIRST DECLARATION OF AMENDMENT TO THE DECLARATION  
OF RESTRICTIONS, CONDITIONS, EASEMENTS, COVENANTS,  
AGREEMENTS, LIENS, AND CHARGES OF WILDCAT

This Declaration of Amendment made and entered into this 9<sup>th</sup> day of August, 1996 by

ARVIL COOK DEVELOPMENT COMPANY, LLC,  
Hereinafter termed "Declarant"

WITNESSETH:

WHEREAS, Declarant entered into a certain Declaration of Restrictions, Conditions, Easements, Covenants, Agreements, Liens, and Charges of Wildcat as recorded in Deed Book 751, Page 142, Cherokee County, North Carolina Registry, reference to which is made hereby for incorporation herein; and

WHEREAS, said instrument provides for amendment by Declarant; and

WHEREAS, Declarant desires to amend and impose additional burdens upon the lands covered by said instrument;

NOT THEREFORE, Declarant declares that the following additional burdens shall be imposed upon the lands governed by said instrument:

ROOFS

No metal roofs will be allowed.

ARCHITECTURAL PLANS

All residential structures shall be based upon plans approved by the Developer.

IN WITNESS WHEREOF, the Declarant has hereunto set their hands and seals, or if corporate, have caused this instrument to be signed in its corporate name by its duly authorized officers and its seal to be hereunto affixed by authority of its Board of Directors or if a limited liability company has caused the Managers of the company to sign in their capacity the day and year first above written.

ARVIL COOK DEVELOPMENT COMPANY, LLC

By: \_\_\_\_\_ (SEAL)  
ARVIL COOK, Manager

By: \_\_\_\_\_ (SEAL)  
CAROL ANN COOK, Manager

STATE OF NORTH CAROLINA

COUNTY OF CHEROKEE

I *Noland W. Smith*, a Notary Public of said state and county, do hereby certify that ARVIL COOK and CAROL ANN COOK, Managers personally appeared before me this day and acknowledged the due execution of the foregoing instrument.

WITNESS my hand and Notarial Seal this 25<sup>th</sup> day of *September*, 1996.

My Commission expires:

*5-31-2001*

\_\_\_\_\_  
Notary Public