

AMENDMENT TO COVENANTS - SYLVAN HABITAT

This Amendment is made as of July 8, 2006 to the Declaration of Covenants for Sylvan Habitat recorded in Book 72, Page 856, Transylvania County Registry, by Sylvan Resources, LLC, and by the vote of more than seventy-five percent of all real property owners in the Development.

Section 6.13 of Article VI is amended by substituting the following:

Section 6.13 (a)Subdivision of Lots. No Lot may be subdivided into smaller lots without the permission of seventy-five percent of all owners. Provided, however, that lots which were originally platted as separate lots and which have been consolidated with other lots (such as Lots 3 and 5) may be re-subdivided upon approval of the Board of the Association, and upon payment of the annual assessments which would have accrued on the second lot during the time the lots were consolidated. The Sylvan Habitat Master plan anticipated five lots adjoining Sassafras Lane (Lots 14, 15, 16 and 17, plus stable lot), and Sylvan Resources, LLC and its successors shall retain the right to file subdivision plats or to revise existing plats for those lots (or to consolidate them into larger parcels) without Board or Owners' approval, as long as the total number of lots does not exceed five.

(b) Consolidation of Lots. Adjoining lots can be consolidated into single parcels with the permission of the Board of Directors, with the sole exception of Camps 11 and 12, where consolidation has already been approved. Re-subdivision would require Board approval and payment of assessments which would have accrued on the second lot during the period of consolidation. The Sylvan Habitat Master plan anticipated five lots adjoining Sassafras Lane (Lots 14, 15, 16 and 17, plus stable lot), and Sylvan Resources, LLC and its successors shall retain the right to file subdivision plats or to revise existing plats for those lots (or to consolidate them into larger parcels) without Board or Owners' approval, as long as the total number of lots does not exceed five.

I certify that I am Secretary of Sylvan Habitat Property Owners Association, Inc., and that owners representing more than seventy-five percent of the Lots in Sylvan Habitat voted at the annual meeting of Property Owners to adopt this Amendment on July 8, 2006.

SYLVAN HABITAT PROPERTY OWNERS ASSOCIATION, INC.

By: _____
Secretary

STATE OF _____
COUNTY OF _____

I, _____, a Notary Public of the specified County and State, certify that Paul Fekete personally appeared before me this day and acknowledged that he is the Secretary of Sylvan Habitat Property Owners Association, Inc., a North Carolina corporation, and that he signed the foregoing instrument as the act of the Association.

Witness my signature and official stamp or seal, this ____ day of _____, 2006

My commission expires: _____

Notary Public