



Prepared by and upon recording please return to:

Pulte Home Company, LLC
1225 Crescent Green Drive, Suite 250
Cary, NC 27518
Attention: Chris Raughley

**FIRST SUPPLEMENTAL DECLARATION TO
DECLARATION OF COVENANTS, CONDITIONS, RESTRICTIONS AND
EASEMENTS FOR CANTERBURY**

This FIRST SUPPLEMENTAL DECLARATION TO THE DECLARATION OF COVENANTS, CONDITIONS, RESTRICTIONS AND EASEMENTS FOR CANTERBURY (this "Supplement") is made as of the 3rd day of April, 2020, by PULTE HOME COMPANY, LLC, a Michigan limited liability company ("**Declarant**").

WHEREAS, Declarant executed, delivered and recorded that certain Declaration of Covenants, Conditions and Restrictions for Canterbury dated as of the 15th day of June, 2018, and recorded such instrument in the Register of Deeds Office of Durham County (the "**Registry**") in Book 8446, Pages 253-319 (the "**Declaration**");

WHEREAS, the purpose of this Supplement is to add the shared walls definition to the Declaration.

NOW, THEREFORE, Declarant, in consideration of the foregoing recitals, which are incorporated herein by this reference, does hereby declare as follows:

1. Recitals; Definitions. The above recitals and the definitions set forth therein are true and correct and are hereby incorporated into this Supplement as if set forth at length herein. Any capitalized terms not otherwise defined herein shall have the meanings assigned thereto in the Declaration.

2. Definitions. The following is hereby added to Article I – Definitions:

"Shared Wall" or **"Shared Walls"** means one or more retaining walls originally installed by Declarant and/or the Association for the purpose of providing additional structural support for improvements within Canterbury, which are located (i) entirely on Common Area, (ii) on two or

more Lots, (iii) on Common Area and one or more Lots, or (iv) located entirely on one Lot and (a) has at least one exposed face (i.e., one above-ground surface) exceeding one-hundred and fifty (150) square feet in area, and (b) has an above-ground height of (X) at least four (4) feet for a continuous span of fifteen (15) feet or (Y) in excess of 10 feet at any point.

By way of example, any of the following would constitute a Shared Wall: (X) a wall on a single Lot having an above-ground height of four (4) feet for a length of thirty-eight (38) feet, or (Y) a wall on a single Lot that has a ten (10) foot long section with an above-ground height of four (4) feet, a twenty-five (25) foot long section with an above-ground height of three and one-half (3.5) feet, and a six (6) foot long section with an above-ground height of four (4) feet, or (Z) a wall on a single Lot that has an eighteen (18) foot long section with an above-ground height of ten (10) feet.

IN WITNESS WHEREOF, the undersigned Declarant has executed this Supplement as of the date and year first written above.

DECLARANT:

PULTE HOME COMPANY, LLC,
a Michigan limited liability company

By: Chris Raughley
Chris Raughley
Vice President of Land Development

STATE OF NORTH CAROLINA

COUNTY OF WAKE

I, James C. Hughey, Notary Public of Wake County, North Carolina, certify that Christopher Raughley personally came before me this day and acknowledged to he is Vice President of Land Development of Pulte Home Company, LLC, a Michigan limited liability company, and that he is as Vice President, being authorized to do so, executed the foregoing on behalf of the company.

Witness my hand and official seal, this the 3rd day of April, 2020.

My commission expires:

2/20/22
[AFFIX SEAL BELOW]

James C. Hughey
Notary Public

James C. Hughey
Print Name of Notary

