

2051 (2)
Tax Map Nos. 27.20-3-74 / 27.20-3-75 / 27.20-3-76 / 27.20-3-77 / 27.20-3-78 /
27.20-3-79 / 27.20-3-93 / 27.20-3-94 / 27.20-3-95 4864
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**AMENDMENT
TO
DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS
OF
THE VILLAGE AT TINKER CREEK**

THIS AMENDMENT TO DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS of THE VILLAGE AT TINKER CREEK, made and entered into this 21st day of March, 2005, by CBI DEVELOPERS, L.L.C., Declarant.

WITNESSETH:

WHEREAS, the Declaration of Covenants, Conditions and Restrictions of THE VILLAGE AT TINKER CREEK was recorded in the Clerk's Office of the Circuit Court of Roanoke County, Virginia, on September 9, 2002, as Instrument No. 200217807; and

WHEREAS, the Declarant has heretofore amended said Declaration to add additional land; and

WHEREAS, the Declarant desires to add further additional land to be governed by the Declaration pursuant to Article I, Section 3 of the Declaration.

NOW, THEREFORE, the Declarant, CBI DEVELOPERS, L.L.C., hereby amends said Declaration of Covenants, Conditions and Restrictions as follows:

1. That the parcels of land identified as Lots 74 - 79 and Lots 93-95, as shown on the "Subdivision Plat of The Village at Tinker Creek, Section 1, Lots 74 - 79 and Lots 93-95, Situate on Plantation Road, Being the Property of CBI Developers, LLC" prepared by Mattern & Craig, Inc., dated February 9, 2005, and recorded in the aforesaid Clerk's Office in Plat Book 28, Page 153 be, and the same are, hereby incorporated into The Village at Tinker Creek and the Lots set out on said plat are

OSTERHOFF, PRILLAMAN,
NATF, HELSCHER, YOST,
MAXWELL & FERGUSON, PLLC
ATTORNEYS-AT-LAW
ROANOKE, VIRGINIA
24018-0040

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hereby deemed to be governed by the Declaration of Covenants, Conditions and Restrictions for The Village at Tinker Creek as previously recorded.

2. That provisions of the Declaration of Covenants, Conditions and Restrictions shall remain in full force and effect and shall control the development, use and occupancy of the aforesaid Lots.

WITNESS the following signatures and seals as of the day and year first hereinabove written.

CBI DEVELOPERS, L.L.C.

BY [Signature] (SEAL)
ITS Manager

STATE OF VIRGINIA,
CITY/COUNTY OF Roanoke, to-wit:

The foregoing instrument was acknowledged before me this 21st day of March, 2005, on behalf of CBI Developers, L.L.C. by Gerald W. Godsey its Manager.

My commission expires: August 31, 2007

[Signature]
Notary Public

OUTERBRIDGE, PELLAMAN,
NATH, HELSCHER, YOST
MAXWELL & FERGUSON, PLC
ATTORNEYS-AT-LAW
ROANOKE, VIRGINIA
240-60049

INSTRUMENT #200504864
RECORDED IN THE CLERK'S OFFICE OF
ROANOKE COUNTY ON
APRIL 1, 2005 AT 01:15PM
STEVEN A. MCGRAW, CLERK

RECORDED BY: RFM