



Doc ID: 01700260002 Type: CRP  
 Recorded: 01/25/2006 at 01:03:20 PM  
 Fee Amt: \$17.00 Page 1 of 2  
 Workflow# 1997532  
 Buncombe County, NC  
 Otto W. DeBruhl Register of Deeds  
 BK **4170** PG **1157-1158**

Prepared by: *vetn* Cogburn Goosmann Brazil & Rose, P.A. (Box 81) (Ashley Woods) ~~ABD~~/cm

State of North Carolina

County of Buncombe

**Supplemental Declaration of Terms, Conditions, Restrictions and Protective Covenants for Ashley Woods Subdivision**

This Supplemental Declaration of Terms, Conditions, Restrictions and Protective Covenants for Ashley Woods Subdivision made and entered into this the 20<sup>th</sup> day of JANUARY, 2006 by and between Carnes and Woodard Builders, Inc., a North Carolina corporation (herein "Declarant" or "Developer") and all Future Owners of Lots in Ashley Woods Subdivision (herein "Subdivision").

**Witnesseth:**

**That Whereas**, a Declaration of Terms, Conditions, Restrictions and Protective Covenants for Ashley Woods Subdivision was recorded in Record Book 2293, at Page 112 and as supplemented and amended by that Supplement recorded in Record Book 2574, at Page 590 and in Record Book 3482, at Page 337 of the Buncombe County, NC Register's Office (herein "Declaration"); and

**Whereas**, Developer is the owner of Lot 14, Phase One-A as shown on that plat recorded in Plat Book 80, at Page 113 of the Buncombe County, NC Register's Office; and

**Whereas**, pursuant to the rights reserved unto the Developer under the Declaration, the Developer desires to modify, supplement and amend the Restrictions and Plat so as to combine the said Lot 14 with the adjoining "open space" as shown on the plat.

**Now Therefore**, the Developer does hereby modify, supplement and amend the Declaration and the above-referenced plat as follows:

1. The Declaration and that Plat recorded in Plat Book 80, at Page 113 are hereby modified and amended such that the "open space" containing 0.152 acres as shown on that Plat recorded in Plat Book 80, at Page 113 of the Buncombe County, NC Register's Office is hereby withdrawn such that such "open space" is and shall hereafter be deemed to be combined with the adjoining Lot 14 as originally shown on that plat recorded in Plat Book 80, at Page 113 such that the said Lot 14 of Phase One-A as shown on that revised plat recorded in Plat Book 111, at Page 124 is and shall be considered as one lot to the same extent as if such Lot 14 of Phase One-A of Ashley Woods Subdivision had originally been shown on the original plat recorded in Plat Book 80, at Page 113.

Henceforth, Lot 14 of Phase One-A of Ashley Woods Subdivision shall be deemed to refer

2

to and mean Lot 14, Phase One-A as shown on that plat recorded in Plat Book 111, at Page 124 of the Buncombe County, NC Register's Office.

- 2. The set back requirements and utility reservations as originally shown on that plat recorded in Plat Book 80, at Page 113 are hereby modified and extinguished as they relate to the said Lot 14 and shall henceforth be as shown on that plat recorded in Plat Book 111, at Page 124 of the Buncombe County, NC Register's Office.

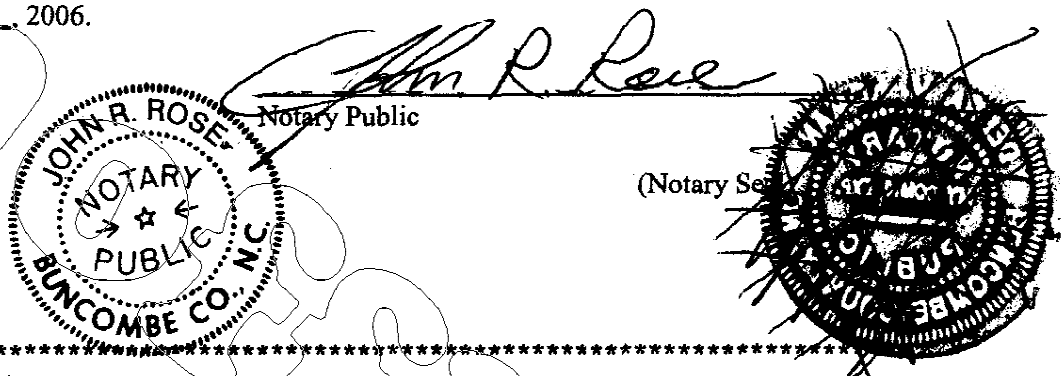
In Witness Whereof, the Developer has caused the due execution of this instrument.

Developer: Carnes and Woodard Builders, Inc.  
 a North Carolina corporation  
 By: Robert E. Carnes, Jr.  
 Robert E. Carnes, Jr., President

State of North Carolina  
County of Buncombe

I, a Notary Public for the County and State aforesaid, do hereby certify that Robert E. Carnes, Jr. personally came before me this day and acknowledged that he is the President of Carnes and Wood Builders, Inc., a North Carolina corporation and that by authority duly given and as the act of such entity, he signed the foregoing instrument in its name as its act and deed. Witness my hand and Notarial Seal, this 20 day of January, 2006.

Commission Expires:  
4.18.06



\*\*\*\*\*  
The foregoing certificate of \_\_\_\_\_ is certified to be correct. This instrument and this certificate are duly registered at the date and time and in the Book and Page shown on the first page hereof.

By: \_\_\_\_\_ Buncombe County Register of Deeds  
Deputy/ Assistant - Register of Deeds

cynthia \ ashley woods\ supplement Lot 14