

NORTH CAROLINA
RANDOLPH COUNTY

RELEASE SUBSTITUTION OF
OF FRONT SET BACK LINE

THIS AGREEMENT OF RELEASE AND AMENDMENT, made and entered into this 21st day of October, 1992, by and between the owners of all lots in Section 4 of DAYSPRING SUBDIVISION as shown by plat recorded in Plat Book 32, Page 18, in the Randolph County Registry;

W I T N E S S E T H:

WHEREAS, the undersigned are the owners of all the real property shown on the plat of Dayspring Subdivision, Section 4, as recorded in Plat Book 32, Page 18, in the office of the Register of Deeds of Randolph County, North Carolina; and

WHEREAS, the Restrictive Covenants for said subdivision dated April 20, 1990 and recorded in Book 1257, Page 171, require a set back line for buildings on all lots of at least thirty-five (35) feet from the front property line; and

WHEREAS, the owner of Lot No. 61 of Dayspring Subdivision, Section 4 has requested that the other said owners of all property in said Dayspring Subdivision, Section 4 join with him in releasing and waiving the said thirty-five (35) foot front set back line as to Lot No. 61.

NOW, THEREFORE, the undersigned being all the owners of Dayspring Subdivision, Section 4, as shown by plat recorded in Plat Book 32, Page 18, in the Randolph County Registry, in consideration of one dollar (\$1.00) to each in hand paid and other good and valuable considerations do hereby release and waive the said thirty-five (35) foot wide front set-back requirement set forth in paragraph numbered 3 in the restrictive covenants recorded in Book 1257, Page 171, in the Randolph County Registry.

The parties do waive by this agreement any rights in themselves or their heirs, successors and assigns to enforce the said original thirty-five (35) foot front set back line as set forth in said restrictive covenants as to Lot No. 61.

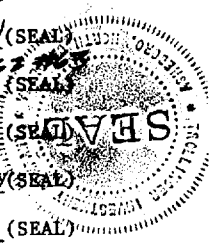
IN TESTIMONY WHEREOF, the undersigned owners of all real property comprising said Dayspring Subdivision, Section 4, have hereunto set their hands and seals or have caused this instrument to be executed under authority duly given the day and year first above written.

BX 1340 PG 1330

BR 1340 PG 1331

Monty McGinn #76 (SEAL)
 Reece Ledbetter #73 (SEAL)
 Mark Leonard #10 (SEAL)
 Thomas Malkemes #45 (SEAL)
 Kathy Malkemes #45 (SEAL)
 Scott Engle #61 (SEAL)
 Andrea J. Engle #61 (SEAL)
 Deborah Routh #68 (SEAL)
 Linda McGinn #76 (SEAL)
 Matthew Boyd #75 (SEAL)
 Danny Mull, Jr. #74 (SEAL)
 Frances Ledbetter #73 (SEAL)
 Karen R. Perry #72 (SEAL)
 Wendy D. Jones #71 (SEAL)
 Travis Jones #71 (SEAL)
 Shelley K. Boyd #75 (SEAL)
 Mark Routh #68 (SEAL)

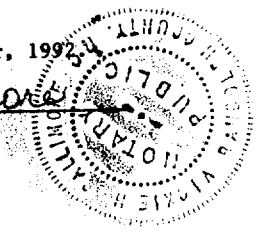
Earl Tomlin #64 (SEAL)
 Jerry Morton #66 (SEAL)
 Sue Morton #66 (SEAL)
 Eddie Nunn #69 (SEAL)
 Rhonda Nunn #69 (SEAL)
 C.R. Evans #61 (SEAL)
 Margaret Evans #61 (SEAL)
 Paul Trollingler, President (SEAL)
 George T. Trollingler, Asst. Secretary (SEAL)



STATE OF NORTH CAROLINA
 COUNTY OF RANDOLPH

I, Vickie H. Gallimore, a Notary Public of the county and state aforesaid, do hereby certify that Monty McGinn, Reece Ledbetter, Mark Leonard, Thomas Malkemes, Kathy Malkemes, Scott Engle, Andrea J. Engle, Deborah Routh, Linda McGinn, Matthew Boyd, Danny Mull, Jr., Frances Ledbetter, Karen R. Perry, Wendy D. Jones, Travis Jones, Shelley K. Boyd, Mark Routh, Earl Tomlin, Jerry Morton, Sue Morton, Eddie Nunn, Rhonda Nunn, C. R. Evans and Margaret Evans, personally appeared before me this day and acknowledged the due execution of the foregoing instrument.

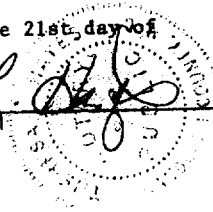
WITNESS my hand and notarial seal, this the 21st day October, 1992.
 My commission expires: March 19 1995
Vickie H. Gallimore
 Notary Public



NORTH CAROLINA
 RANDOLPH COUNTY

I, a Notary Public of the county and state aforesaid, certify that George T. Trollingler, personally appeared before me this day and acknowledged that he is Asst. Secretary of Trollingler Investment Company, a North Carolina corporation, and that by authority duly given and as an act of the corporation, the foregoing instrument was signed in its name by its President, sealed with its corporate seal and attested by him as its Asst. Secretary.

WITNESS my hand and official stamp or seal, this the 21st day of October, 1992.
 My commission expires: October 28, 1996
Theresa L. Hayes
 Notary Public



NORTH CAROLINA — Randolph County
 The foregoing certificate(s) of

Vickie H. Gallimore & Theresa L. Hayes, N.P.'s

is (are) certified to be correct. This instrument was presented for registration and recorded in this office at Book 1340
 Page 1330, This 27th day of October, 19 92 at 10:32 o'clock A. M.

Ann Shaw, Register of Deeds
 By Paul Trollingler, Deputy Register of Deeds