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by Susan Rector
Register of Deeds

This document was prepared by: David R. Payne (No Title Search Prepared)
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373 Biltmore Avenue, Suite B
Asheville, NC 28801

**FIRST AMENDMENT TO DECLARATION OF COVENANTS, CONDITIONS,
HOMEOWNER'S ASSOCIATION, RESTRICTIONS, AND EASEMENTS
OF CLEAR VIEW SUBDIVISION**

THIS AMENDMENT TO DECLARATION, dated November 25, 2008, by
Burleson & Son Builders, LLC, "Developer and/or Declarant", Randy and Sharon Buckner,
individually, and all future owners and purchasers of the lots within the subdivision designated
as "Clear View" and/or "Clear View Drive", Madison County, North Carolina.

RECITALS:

1. The parties to this agreement all own a portion of property (hereinafter called "Property") that consists of all of the land shown on the subdivision plat entitled "**Clear View Subdivision**"; recorded in Madison County, North Carolina Register of Deeds in Plat Book 5, at Page 1000.
2. The Developer has already declared that the Property be held, sold and conveyed subject to the Covenants, Conditions, Restrictions and Easements set forth in Deed Book 442 at Page 570 of the Madison County Registry (hereinafter referred to as the "Declaration").
3. The Developer, Sharon Buckner, who purchased Lot 1 in the subdivision and is now subject to the Declaration, and Randy Buckner, who owns a possible marital interest in the property as the husband of Sharon Buckner, hereby desire to amend the Declaration as set forth below.

AMENDMENT

Paragraph 7 of Article I, entitled Covenants, Conditions, and Restrictions, shall hereby be amended to read as follows:

7. The main floor of the dwelling on any lot shall be no less than 1,500 square feet of living area for a one-story house, or if the dwelling is a two-story house, at least one of the stories must contain at least 1,200 square feet of finished floor space in the living area and if the dwelling is split-level or tri-level structure, then it must contain at least 2,000 square feet of floor space in the finished living area. Open porches, garages, breezeways, carports and basements shall not be considered in computing minimum floor areas required. No building shall be more than two and one-half stories in height. There shall be no exposed, unfinished block shown on any foundation. All foundations shall be finished in either brick, stone or masonry or parged veneer finish. However, if there is an exposed chimney on the exterior of the dwelling the same shall be finished with brick or siding but shall not be a parged finish. No obnoxious color scheme may be employed on the outside finish of any dwelling located within the subdivision. Developer must approve all colors before installation or prior to painting. "Loud" colors which include, but are not limited to, bright red, bright green, pink, orange, etc. shall not be permitted.

All other terms in the original Declaration shall remain as stated.

WITNESS the due execution of this First Amendment to Declaration of Covenants, Conditions, Homeowner's Association, Restrictions, and Easements of Clear View Subdivision.

BURLESON & SON BUILDERS, LLC, Developer

L. Shawn Burleson Member
By: L. Shawn Burleson, Member

Randy Buckner
Randy Buckner

Sharon Buckner
Sharon Buckner

State of North Carolina
County of Buncombe

I, Lorraine K. Baker, a Notary Public of the County and State aforesaid, certify that L. Shawn Burleson, member of and on behalf of Burleson & Son Builders, LLC, "Developer" of Clear View Subdivision, personally appeared before me this day and acknowledged the execution of the foregoing instrument.

WITNESS my hand and official stamp or seal, this the 25th day November, 2008

Lorraine K. Baker
Notary Public

My Commission expires: 12-7-2009



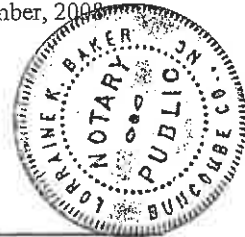
State of North Carolina
County of Buncombe

I, Lorraine K. Baker, a Notary Public of the County and State aforesaid, certify that Randy and Sharon Buckner personally appeared before me this day and acknowledged the execution of the foregoing instrument.

WITNESS my hand and official stamp or seal, this the 25th day November, 2008

Lorraine K. Baker
Notary Public

My Commission expires: 12-7-2009





Filed: Madison County, NC
07/07/2014 11:23:29 AM
Susan Rector, Register of Deeds

This document was prepared by: Burleson and Son Builders LLC

Return to: Burleson and Son Builders LLC
151 Flat Creek Church Road
Weaverville, NC 28787

SECOND AMENDMENT TO DECLARATION OF COVENANTS, CONDITIONS, HOMEOWNER'S ASSOCIATION, RESTRICTIONS, AND EASEMENTS OF CLEAR VIEW SUBDIVISION

THIS AMEDEMMENTTO DECLARATION, dated January 8, 2014, Burleson and Son Builders LLC, "Developer and /or Declarant", Randy and Sharon Buckner, Robert A. and Andrea H. Alpi, Christan D. Amundsen individually, and all future owners and purchasers of the lots within the subdivision designated as "Clear View" and/or "Clear View Drive", Madison County, North Carolina.

RECITALS:

1. The parties of this agreement all own a portion of property (hereinafter called Property") that consists of all of the land shown on the subdivision plat entitled "**Clear View Subdivision**", recorded in Madison County, North Carolina Register of Deeds in Plat Book 5, at Page 1000.
2. The Developer has already declared that the Property be held, sold and conveyed subject to the Covenants, Conditions, Restrictions and Easements set forth in Deed Book 442 at Page 570 of the Madison County Registry (hereinafter referred to as the "Declaration").
3. The Developer, Randy and Sharon Buckner, who purchased Lot 1 in the subdivision , Robert and Andrea Alpi , who purchased Lot 6 , and Christan Amundsen who purchased Lot 9 in the subdivision, hereby desire to amend the Declaration as set forth below.

AMENDMENT

Paragraph 8 of Article I, entitled Covenants, Conditions, and Restrictions, Shall herby be amended to read as follows:

8. No building shall be constructed which will exhibit exposed cement, concrete, or cinder block on the exterior thereof, provided, however, that this restriction shall not apply to exposed exterior portions which form , or are part of the foundation of said building. And further no building shall be

constructed which will exhibit exposed siding composed of asbestos shingles. Vinyl siding on homes is allowed, vinyl soffits are allowed. All brick homes or brick siding must be approved by the developer.

All other terms in the original Declaration and Amendment I shall remain as stated.

WITNESS the due execution of this Second Amendment to Declaration of Covenants, Conditions, Homeowner's Association, Restrictions, and Easements of Clear View Subdivision.

BURLESON AND SON BUILDERS LLC, DEVELOPER

L. Shawn Burleson
By: L. Shawn Burleson, Manager

Randy Buckner
Randy Buckner

Sharon Buckner
Sharon Buckner

Robert A. Alpi
Robert A. Alpi

Andrea H. Alpi
Andrea H. Alpi

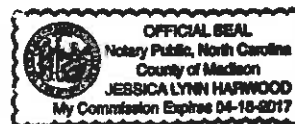
Christan O. Amundsen
Christan O. Amundsen

State of North Carolina
County of Madison

I, Jessica Lynn Harwood, a Notary Public of the County and State aforesaid, certify that L. Shawn Burleson, manager of and on behalf of Burleson and Son Builders LLC, "Developer" of Clear View Subdivision, personally appeared before me this day and acknowledged the execution of the foregoing instrument.

WITNESS my hand and official stamp or seal, this the 30th day of June, 2014.

Jessica Lynn Harwood
Notary Public



My Commission expires: _____

State of North Carolina

County of Buncombe

I, Debra K. Aly, a Notary Public of the County and State aforesaid, certify that Randy and Sharon Buckner personally appeared before me this day and acknowledged the execution of the foregoing instrument.

WITNESS my hand and official stamp or seal, this the 8th day January, 2014.

Debra K. Aly
Notary Public

My commission expires: 10-3-15

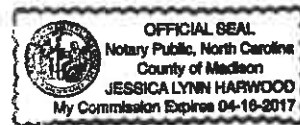
State of North Carolina

County of Madison

I, Jessica Lynn Harwood, a Notary Public of the County and State aforesaid, certify that Robert A. Alpi and Andrea H. Alpi personally appeared before me this day and acknowledged the execution of the foregoing instrument.

WITNESS my hand and official stamp or seal, this the 8th day January, 2014.

Jessica Lynn Harwood
Notary Public



My commission expires: 04-10-2017

State of North Carolina

County of Madison

I, Jessica Lynn Harwood a Notary Public of the County and State aforesaid, certify that
Christan D. Amundsen personally appeared before me this day and acknowledged the execution of
the foregoing instrument.

WITNESS my hand and official stamp or seal, this the 8th day January, 2014.

Jessica Lynn Harwood
Notary Public



My commission expires: 04-16-2017