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Parcel Nos.: 09-038.10-428 thru 432
09-034.30-048 thru 052 and
064 through 175

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SUPPLEMENT TO DECLARATION OF RESTRICTIONS

BY

Forest Creek Development, Inc.

Dated: January 29, 1991

SUPPLEMENT TO DECLARATION OF RESTRICTIONS

This Supplement (this "Supplement") is made this 29th day of January, 1991, by Forest Creek Development, Inc., a Delaware corporation (the "Declarant").

RECITALS

A. Declarant is the owner of certain lands and premises known as Timber Farms Phase II described in Exhibit A attached hereto and made a part hereof.

B. Declarant made a Declaration of Restrictions dated July 20, 1989, of record in the Office of the Recorder of Deeds in and for New Castle County, State of Delaware, in Deed Book 907, Page 321, as amended by an Amendment to Declaration of Restrictions dated October 2, 1989, of record in the Office aforesaid Deed Book 939, Page 105, and as amended by a Second Amendment to Declaration of Restrictions dated June 27, 1990, of record in the Office aforesaid in Deed Book 1051, Page 147 (the foregoing Declaration, as amended, being referred to as the "Declaration").

C. Declarant did execute a Maintenance Declaration dated May 10, 1989, in the Office aforesaid, in Deed Book 874, Page 218 (the "Phase I Maintenance Agreement") for the maintenance of open space and common facilities in Timber Farms Phase I.

D. Declarant has executed a Maintenance Declaration dated January 29, 1991, of record in the Office aforesaid in Deed Book 1141, Page 17 (the "Phase II Maintenance Agreement") for the maintenance of open space and common facilities in Timber Farms Phase II.

E. Timber Farms Phase II is one of the Additional Tracts as identified and defined in the Declaration and has been incorporated into the Certificate of Incorporation of Timber Farms Maintenance Corporation, a Delaware nonstock corporation, by virtue of the terms of the Phase II Maintenance Declaration, the Certificate of Incorporation and this Supplement.

F. The purpose of this Supplement is to incorporate Timber Farms Phase II into the Declaration as an Additional Tract pursuant to Article VI of the Declaration.

COVENANTS

NOW, THEREFORE, know all men by these presents that the Declaration is hereby supplemented and amended as follows:

1. The provisions of the Declaration are hereby extended over the lands and premises of Timber Farms Phase II as an Additional Tract pursuant to the provisions of the Declaration.

2. As of the date of this Supplement, the Record Plan shall mean both the Record Plan as identified in the Declaration and the Record Major Subdivision Plan of Timber

Farms Phase II, prepared by Karins & Associates, Inc., recorded in the Office of the Recorder of Deeds in and for New Castle County, State of Delaware, in Microfilm No. 10775, as each or both of the same may be amended, supplemented, superseded or resubdivided hereafter from time to time. The Open Space provided for in the Declaration shall also include the open space identified in the Record Plan for Timber Farms Phase II from time to time. By way of illustration, but not limitation, a Lot shall mean, in addition to its definition contained in the Declaration, any lot of land intended for private, individual, residential use as shown on the Record Plan for Timber Farms Phase II and, therefore, an Owner shall mean and refer to the record title owner, whether one or more persons or entities, of fee simple title to any Lot as shown on the Record Plan for Timber Farms Phase II, in addition to its definition contained in the Declaration. The property rights and easements provided in Paragraph 1 of Article III of the Declaration shall apply to Owners of Lots in Timber Farms Phase I and Timber Farms Phase II and shall, by definition, be reciprocal for Owners of Lots in Timber Farms Phase II and Owners of Lots in Timber Farms Phase I. By way of further illustration, but not limitation, maintenance assessments imposed by the Corporation for permitted purposes shall be for all Open Space or other open areas or common facilities, whether located in Timber Farms Phase I or in Timber Farms Phase II. The provisions of the Declaration

