

**CERTIFICATE OF AMENDMENT TO THE DECLARATION OF COVENANTS,
CONDITIONS AND RESTRICTIONS OF DEERFIELD VILLAGE
SUBDIVISION**

This Certificate of Amendment to the Declaration of Covenants, Conditions and Restrictions of Deerfield Village Subdivision (hereinafter referred to as the “Amendment”) is entered into this 15th day of Aug., 2006.

WITNESSETH:

WHEREAS, the Declaration of Covenants, Conditions and Restrictions of Deerfield Village Subdivision (hereinafter referred to as the “Declaration”) was recorded on November 30, 2004, in the Office of the Clerk of the County Commission of Jefferson County, West Virginia, in Deed Book 998 at Page 684; and

WHEREAS, Ninety percent (90%) of the Owners of the subdivision desire to make certain amendments to the Declaration; and

WHEREAS, Article IX, Section 5 of the Declaration provides in pertinent part as follows:

Subject to the other limitations set forth in this Declaration, this Declaration may be amended during the first twenty (20) year period after it is recorded only by an instrument executed and acknowledged by not less than ninety percent (90%) of Owners. After the first twenty (20) years, this Declaration may be amended by an instrument executed and acknowledged by not less than seventy-five (75%) of the Owners. The amendment instrument shall be recorded among the Land Records for the jurisdiction in which this Declaration is recorded. Unless a later date is specified in any such instrument, any amendment to this Declaration shall become effective on the date of recording; provided, however, that no amendment shall be effective unless it is executed by at least one Class A member, should there be any Class A members.

NOW, THEREFORE, in consideration of the foregoing, the Declaration is hereby amended and declares as follows:

Article IV, Section 3 of the Declaration is amended to add a new subsection (d) to read as follows:

d) Notwithstanding any provision of this Declaration to the contrary, the annual average common expense liability of all owners restricted to residential purposes, exclusive of optional user fees and any insurance premiums paid by the association, may not exceed three hundred dollars (\$300.00) as adjusted pursuant to Chapter 36B, Article 1, Section 114 of the West Virginia Code.

AND, the Declaration also amended and declares as follows:

Exhibit A of the Declaration is amended to read as follows:

EXHIBIT A
DESCRIPTION OF PROPERTY

All of the following described real estate, together with its improvements and appurtenances, situate, lying and being in the Shepherdstown District, Jefferson County, West Virginia, and more particularly bounded and described according to a survey and plat thereof entitled "Final Plat Showing Lots 1-48, Water & Wastewater Treatment Facility Lots of Deerfield Village Subdivision" made by Karen K. Brill, PS, No. 908, of Dewberry/Appalachian Surveys, dated March 5, 2004, recorded in the aforesaid Clerk's Office in Plat Cabinet 21 at Slide 1.

LESS AND EXCEPTING the Waste Water Treatment Plant Lot consisting of 5.526 acres and the Maintenance and Water Treatment Plant Lot consisting of 4.337 acres as these lots are more particularly bounded and described on said plat.

IN WITNESS WHEREOF, this Certificate of Amendment has been executed as of the day and year first herein above written.

(NOTE: All signatures associated with this amendment are on file with the Deerfield Village Board of Directors.)