

BK5249PG0307

PRESENTED
FOR
REGISTRATION

Prepared by and hold for:
REEDY SCHILAWSKI, EARLS AND INGRAM

000539

KENNETH WILKINS
REGISTER OF DEEDS
WAKE COUNTY

STATE OF NORTH CAROLINA
COUNTY OF WAKE
AMENDMENT TO DECLARATION OF
COVENANTS, CONDITIONS AND
RESTRICTIONS FOR COMMON
PROPERTIES IN HARRISON PLACE
SUBDIVISION AND PROVISIONS OF
HARRISON PLACE OWNERS
ASSOCIATION RECORDED IN BOOK
4352, PAGE 816, WAKE COUNTY
REGISTRY.

THIS AMENDMENT TO DECLARATION OF COVENANTS, CONDITIONS
AND RESTRICTIONS FOR COMMON PROPERTIES IN HARRISON PLACE
SUBDIVISION AND PROVISIONS OF HARRISON PLACE OWNERS
ASSOCIATION (the "Amendment") is made this 11th day of
February, 1992, by Harrison Place Owners
Association, Inc., a North Carolina nonprofit corporation
(the "Association") ~~and the undersigned record owners of the
fee simple title to lots in Harrison Place Subdivision (the
"Owners").~~

WITNESSETH:

WHEREAS, SAS INSTITUTE, INC. d/b/a Reedy Creek
Properties (the "Declarant") caused to be recorded that
certain Declaration of Covenants, Conditions and
Restrictions for Common Properties in Harrison Place
Subdivision and Provisions of Harrison Place Owners
Association in Book 4352, Page 816, Wake County Registry
(the "Declaration"); and

WHEREAS, the Association ~~and Owners~~ have agreed that
this Amendment is required to eliminate Associate Membership
in and to the Association, as defined in Article I, Section
7 of the Declaration; and

WHEREAS, as of the date of this Amendment there are no
Associate Members that have applied for or been accepted
into the membership of the Association as provided in the

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Declaration; and

WHEREAS, the Association ~~and Owners~~ desire to eliminate Associate Membership in and to the Association, and all references in the Declaration to Associate Membership; and

WHEREAS, the Declaration provides for two (2) procedures for amending the Declaration as follows:

(1) Article X, Section 1 of the Declaration provides in part as follows:

"The covenants may be amended at any time if two-thirds (2/3) of the vote at a duly called meeting of the Association at which a quorum is present approves the change;...."; and

(2) Article X, Section 9 of the Declaration provides in part as follows:

"Amendment by Owners. The Covenants, conditions and restrictions of this Declaration may be amended during the first thirty (30) year period or thereafter by an instrument signed by the Owners of not less than two-thirds (2/3) of the lots,"; and

~~WHEREAS, the undersigned lot Owners number more than two-thirds (2/3) of the seventy-nine (79) lots in Harrison Place Subdivision; and~~

WHEREAS, the Amendment herein contained was approved at a special meeting of all Members of the Association entitled to vote held on February 11th, 1972 (all Members of the Association being entitled to vote having been duly notified in writing, pursuant to the Declaration, of said proposed Amendment and a quorum being present thereat) by the affirmative vote of more than two-thirds(2/3) of the Members present thereat; and

NOW, THEREFORE, the Association ~~and Owners~~ hereby amend the Declaration of Covenants, Conditions and Restrictions for Common Properties in Harrison Place Subdivision and Provisions of Harrison Place Owners Association recorded in Book 4352, Page 816, Wake County Registry, so as to

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eliminate Associate Membership in and to the Association, said changes to the Declaration to accomplish this general purpose being specifically as follows:

1. That the second paragraph of the recitals on page 1 of the Declaration be amended to read as follows:
"WHEREAS, Declarant may desire to create certain recreational facilities more particularly described as Common Properties for the benefit of residents of Harrison Place Subdivision:"
2. That Article I, Section 7 on page 3 of the Declaration defining "Associate Member" be deleted in its entirety.
3. That Article II, Section 2(c) on page 4 of the Declaration describing "Class C Members" be deleted in its entirety.
4. That Article III, Section 4(f) on page 5 of the Declaration describing the right of the Association to grant limited privileges to Associate Members be deleted in its entirety.
5. That Article IV, beginning on page 5 of the Declaration, ending on page 7 of the Declaration, and entitled "Associate Members" be deleted in its entirety.
6. That in Article X, Section 2, entitled "Notices", on page 16 of the Declaration, all references to "Associate Member" be deleted.

EXCEPT AS HEREIN MODIFIED, THE DECLARATION SHALL CONTINUE IN FULL FORCE AND EFFECT AND IS HEREBY RATIFIED AND CONFIRMED BY THE PARTIES HERETO.

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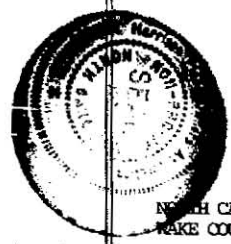
THIS AMENDMENT IS HEREBY CERTIFIED AS AN OFFICIAL ACT OF THE BOARD OF DIRECTORS OF THE ASSOCIATION

HARRISON PLACE OWNERS ASSOCIATION, INC.

BY: [Signature], President

(CORPORATE SEAL)

ATTEST: [Signature], Secretary

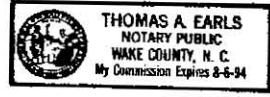


NORTH CAROLINA WAKE COUNTY

I, a Notary Public of the County and State aforesaid, certify that Herman B. Thio personally came before me this day and acknowledged that he is Secretary of Harrison Place Owners Association, Inc., a North Carolina non-profit corporation, and that by authority duly given and as the 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 Secretary. Witness my hand and official stamp or seal, this 11th day of February, 1992.

My commission expires:

[Signature]
Notary Public



NORTH CAROLINA — WAKE COUNTY

The foregoing certificate of Thomas A. Earls
Earls Notary Public is

(are) 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.

KENNETH C. WILKINS, Register of Deeds

By [Signature]
Deputy Register of Deeds