

WAKE COUNTY, NC 601
LAURA M RIDDICK
REGISTER OF DEEDS
PRESENTED & RECORDED ON
04/01/2009 AT 15:28:52

BOOK:013464 PAGE:02458 - 02464

Prepared by and return after recording to:

Hope Derby Carmichael
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P.O. Box 10669
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STATE OF NORTH CAROLINA

AMENDMENT TO THE DECLARATION OF
CONDOMINIUM FOR PARK
DEVEREUX CONDOMINIUM

WAKE COUNTY

THIS AMENDMENT TO THE DECLARATION OF CONDOMINIUM for Park Devereux Condominium, is made as of this 27th day of March, 2009, by the Park Devereux Condominium Homeowners Association, Inc., upon vote of its members representing not less than eighty percent (80%) of the total allocated votes in the Park Devereux Condominium Homeowners Association, Inc. (hereinafter, the "Association"), and by eligible mortgage holders who represent at least 51% of the votes of unit estates that are subject to mortgages held by eligible holders.

WITNESSETH:

WHEREAS, Rene Langford, Inc., the original Declarant, recorded a Declaration of Condominium for Park Devereux Condominium on January 11, 2000, in Book 8500, Page 1212, of the Wake County Registry and caused this Declaration of Condominium for Park Devereux Condominium to be re-recorded on January 24, 2000, in Book 8507, Page 2243, of the Wake County Registry (hereinafter collectively referred to as the "Declaration"); and

WHEREAS, Parking Space #309 and Storage Unit #309 as set forth in Exhibit B1 to the Declaration, which is incorporated herein by reference and reference to which is hereby made for a more particular description, were assigned to Unit 309; and

WHEREAS, Burton Buffaloe, the owner of Unit 309, and Lori Foster Thompson, the owner of Unit 303, desire that Parking Space #309 and Storage Unit #309 be re-assigned from

Unit 309 to Unit 303 and that the Declaration be amended to reflect the same, as indicated by the signatures of such owners below; and

WHEREAS, such re-assignment constitutes a material change to the Declaration requiring an amendment of the Declaration; and

WHEREAS Section 22 of the Declaration provides that the Declaration may be amended by a vote of at least 80% of the total allocated votes in the Association and by eligible mortgage holders who represent at least 51% of the votes of unit estates that are subject to mortgages held by eligible holders, and that said amendment shall become effective when duly recorded in the Office of the Register of Deeds in Wake County, North Carolina; and

WHEREAS, the Unit Owners who represent at least 80% of the total allocated votes in the Association and eligible mortgage holders who represent at least 51% of the votes of unit estates that are subject to mortgages held by eligible holders agree to the re-assignment of Parking Space #309 and Storage Unit #309 from Unit 309 to Unit 303 and desire to amend Exhibit B1 to the Declaration;

NOW, THEREFORE, Exhibit B1 to the Declaration is amended as follows:

1. The parking spot designation "309" shall be deleted and inserted in lieu thereof shall be the designation "303," as indicated on the attached Amended Exhibit B1.
2. The storage unit designation "Stor. 309" shall be deleted and inserted in lieu thereof shall be "Stor. 303," as indicated on the attached Amended Exhibit B1.
3. Except as amended hereinabove, the remaining portions of the Declaration and Exhibits to the Declaration shall remain unchanged and in full effect. Nothing herein shall be construed to increase the undivided interest in the common areas and facilities allotted to Unit 303.

WHEREAS, the original Declaration, recorded as Declaration of Condominium for Park Devonux Condominium on January 1, 2000, in Book 8500, Page 1212, of the Wake County Registry and entered this Declaration of Condominium for Park Devonux Condominium to be re-recorded on January 24, 2000, in Book 8507, Page 2248, of the Wake County Registry, hereinafter collectively referred to as the "Declaration"; and

WHEREAS, Parking Space #309 and Storage Unit #309 as set forth in Exhibit B1 to the Declaration, which is incorporated herein by reference and reference to which is hereby made for a more particular description, were assigned to Unit 309; and

WHEREAS, Burton Buffaber, the owner of Unit 309, and Lori Foster Thompson, the owner of Unit 303, desire that Parking Space #309 and Storage Unit #309 be re-assigned from

CLINE DAVIS ARCHITECTS, PA



WHITE OAK PROPERTIES, INC.

Declaration of Condominium Exhibit "B1"

THE INDICATED PARKING SPACES AND STORAGE CLOSETS ARE ASSIGNED TO THE UNITS AS SHOWN.

WHEREFORE, the undersigned has set her hand and seal indicating her consent to the Amended Declaration and re-assignment of Parking Space #309 and Storage Unit #309 from Unit 309 to Unit 303:

LORI FOSTER THOMPSON

Lori Foster Thompson
Signature of Owner, Unit 303

27 MARCH 2009
Date

STATE OF North Carolina
COUNTY OF Wake

I, Liciana A. Pearson, a Notary Public of the County and State aforesaid, certify that Lori Foster Thompson, of whose identity I have personal knowledge, personally appeared before me and acknowledged that the signature above is her signature and that she voluntarily executed the foregoing instrument for the purpose stated therein and in the capacity indicated.

Witness my hand and official stamp or seal, this 27th day of March, 2008.
NAP

Liciana A. Pearson
Notary Public

Liciana A. Pearson
Notary Public

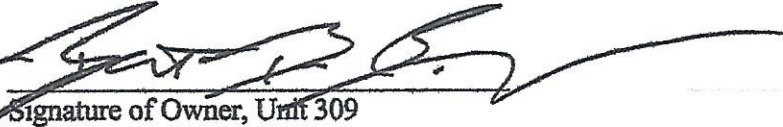
Liciana A. Pearson
Printed Name

My Commission Expires: 10-23-2010



WHEREFORE, the undersigned have set his hand and seal indicating his consent to the Amended Declaration and re-assignment of Parking Space #309 and Storage Unit #309 from Unit 309 to Unit 303:

BURTON BUFFALOE


Signature of Owner, Unit 309

3/27/09
Date

STATE OF North Carolina
COUNTY OF Wake

ACKNOWLEDGEMENT

I, Sue Harrell Woodlief, Notary Public of the County and State aforesaid, certify that Burton Buffalo, of whose identity I have personal knowledge, personally appeared before me and acknowledged that the signature above is his signature and that he voluntarily executed the foregoing instrument for the purpose stated therein and in the capacity indicated.

Witness my hand and official stamp or seal, this 27 day of March, 2009.



Sue Harrell Woodlief
Notary Public

Sue Harrell Woodlief
Printed Name

My Commission Expires: 11-23-13