

BK5471PG0848

STATE OF NORTH CAROLINA
WAKE COUNTY

AMENDMENT TO DECLARATION OF
COVENANTS, CONDITIONS AND
RESTRICTIONS AND DECLARATION
OF COVENANTS FOR CIMMARON,

Mail
The Graham Group Investments
3414 North Duke St.
Durham, NC
27704

This Amendment to the Declaration of Covenants, Conditions and
Restrictions and Declaration of Covenants for Cimmaron, made on
this the 18 day of December, 1992.

WHEREAS, The Declaration of Covenants, Conditions and
Restrictions for Cimmaron was filed in the office of the Wake
County Register of Deeds in Book 3638, Page 522; and amended by
instruments recorded in Book 3834, Page 412 and Book 4794, Page
286; and

WHEREAS, not less than 90% of the lot owners subject to the
Declaration of Covenants, Conditions and Restrictions and the
Declaration of Covenants for Cimmaron have consented and agreed to
this amendment.

NOW, THEREFORE, in consideration of the premises, the parties
do hereby declare that ARTICLE III, Section 1 of the Declaration of
Covenants, Conditions and Restrictions and Declaration of Covenants
for Cimmaron recorded in Book 3638, Page 522, Wake County Register of
Deeds, Wake County, North Carolina, shall be amended by the addition of the following:

(g) The right of the Association to exchange portions of
the existing Common Area for new Common Area of equal or greater
square footage.

Provided, that no such exchange of Common Area shall
become effective unless an instrument agreeing to said exchange
signed by no less than two thirds (2/3) of the members of each

PRESENTED
FOR
REGISTRATION
JAN 14 AM 10:59
KENNETH C. WILKINS
REGISTER OF DEEDS
WAKE COUNTY

BK5471PG0849

class has been recorded in the Office of the Register of Deeds, Wake County, North Carolina.

Except as herein provided, the remaining portions of the Declaration of Covenants, Conditions and Restrictions for Cimmaron are re-acknowledged and shall remain in full force and effect.

This amendment has been submitted to the Town Planner for the Town of Wake Forest and approved in accordance with Article XIII, Section III of the Declaration of Covenants, Conditions and Restrictions for Cimmaron.

This amendment shall not become effective until recorded in the office of the Register of Deeds of Wake County.

IN WITNESS WHEREOF, the lot owners have caused this instrument to be executed:

CERTIFICATION OF VALIDITY OF AMENDMENT TO CONDITIONS AND
RESTRICTIONS OF CIMMARON HOMEOWNERS ASSOCIATION

ATTEST:

Cimmaron Homeowners Association

By: Marianne M. McKnight
Secretary

By: Lillian Godman
President

NORTH-CAROLINA, COUNTY OF WAKE

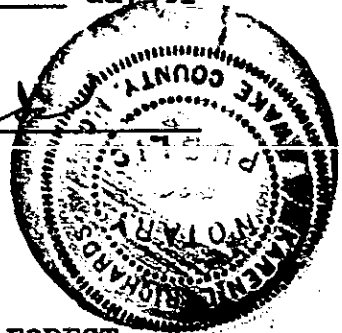
I, Karen L. Baur a Notary Public of the County and State aforesaid, certify that Marianne McKnight & Lillian Godman personally came before me this day and acknowledged that he (she) is _____ Secretary of Cimmaron Homeowners Association a North Carolina corporation, and that by authority duly given and as the act of the

BK5471PG0850

corporation, the foregoing instrument was signed in its name by its
____ President, sealed with its corporate seal and attested by ____
____ as its ____ Secretary.

Witness my hand and official stamp or seal, this 6th day of
January, 1993.^{KE}

James L. Curran
NOTARY PUBLIC



MY COMMISSION EXPIRES:
Oct. 12, 1994

CERTIFICATE BY TOWN PLANNER FOR THE TOWN OF WAKE FOREST

The undersigned, hereby certifies that he is town planner for the Town of Wake Forest, and hereby certifies that the foregoing amendment was submitted to him pursuant to Article III, Section 1 of the Declaration of Covenants, Conditions and Restrictions for Cimmaron on 13th day of JANUARY, 199³. ~~and that 20 days have expired during which time he has had the opportunity but has made no comment on or objection to the amendment.~~ EV

This the 13th day of JANUARY, 199³.

[Signature]
Town ~~Wake Forest~~ Town of Wake Forest

STATE OF NORTH CAROLINA
COUNTY OF WAKE

I, _____, a Notary Public certify that ERIC
A. VERNON personally appeared before me this day and acknowledged the due execution of the foregoing instrument for the purposes therein expressed.

Witness my hand and notarial seal this 13th day of JANUARY, 199³.
3

NOTARY PUBLIC

MY COMMISSION EXPIRES:

BK5471PG0851

corporation, the foregoing instrument was signed in its name by its _____
President, sealed with its corporate seal and attested by
_____ as its _____ Secretary.

Witness my hand and official stamp or seal, this _____ day of
_____, 1993.

NOTARY PUBLIC

MY COMMISSION EXPIRES:

CERTIFICATE BY TOWN PLANNER FOR THE TOWN OF WAKE FOREST

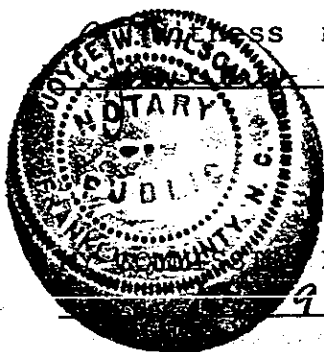
The undersigned, hereby certifies that he is town planner for the Town
of Wake Forest, and hereby certifies that the foregoing amendment was
submitted to him pursuant to Article III, Section 1 of the Declaration of
Covenants, Conditions and Restrictions for Cimmaron on 13th day of
January, 1993.

This the 13th day of January, 1993.

[Signature]
Town Planner of Wake Forest

STATE OF NORTH CAROLINA
COUNTY OF ~~WAKE~~ Franklin

I, George W. Wilson, a Notary Public certify that
Roger A. Russell personally appeared before me this day and
acknowledged the due execution of the foregoing instrument for the purposes
therein expressed.



Witness my hand and notarial seal this 13th day of
_____, 1993.

George W. Wilson
NOTARY PUBLIC

BK5471 PG0852

Lots 57, 15

MORRIS & CORNETT, INC.

BY: William Morris Jr.

ATTEST:

Lots T1-T38

William K. Graham
WILLIAM K. GRAHAM

(SEAL) WITNESS: D. Phil

Al R. Citter

(SEAL) WITNESS: D. Phil

1
Lots 51

Al R. Citter

(SEAL) WITNESS: D. Phil

(SEAL)

2
Lots 39

Bruce McNally

(SEAL) WITNESS: D. Phil

Bruce McNally

(SEAL) WITNESS: D. Phil

Lots

3 Rosemary Clifford (SEAL) WITNESS: D. Phil
Hester Clifford (SEAL) WITNESS: D. Phil

Lots

4 45
Nancy Burgess (SEAL) WITNESS: D. Phil
Jerry Burgess (SEAL) WITNESS: D. Phil

Lots

5 44
Eduard A. White (SEAL) WITNESS: D. Phil
 _____ (SEAL) WITNESS: D. Phil

Lots

6 57
Lin R. Molyne (SEAL) WITNESS: D. Phil
Robert M. Molyne (SEAL) WITNESS: D. Phil

Lots 557 Beth Cowan Myers (SEAL) WITNESS: D. Phil(SEAL)Lots 638 Patrick L. Adair (SEAL) WITNESS: D. PhilMarilyn Ann Adair (SEAL) WITNESS: D. PhilLots 539 Kathryn B. Gunnison (SEAL) WITNESS: D. Phil(SEAL)Lots 5310 M. Phil (SEAL) WITNESS: D. Phil(SEAL)

Lots 65

11 Jackie Piper (SEAL) WITNESS: D. Phil
Dennis Piper (SEAL) WITNESS: D. Phil

Lots 67

12 Helen Casey (SEAL) WITNESS: D. Phil
 _____ (SEAL) WITNESS:

Lots 65

13 Kathie D Thornton (SEAL) WITNESS: D. Phil
Charles B. Thornton (SEAL) WITNESS: D. Phil

Lots 63

14 Robert E. Donahue (SEAL) WITNESS: D. Phil
 _____ (SEAL) WITNESS: D. Phil

Lots _____

15 Monika A. Menzel (SEAL) WITNESS: D- Phil

Eric Menzel (SEAL) WITNESS: D- Phil

Lots 64

16 Robin A. Harrison (SEAL) WITNESS: D- Phil

J.C. Brent (SEAL) WITNESS: D- Phil

Lots 61

17 Laren J. Edwards (SEAL) WITNESS: D- Phil

____ (SEAL)

Lots 59

18 Chris Beckett (SEAL) WITNESS: D- Phil

Kim Beckett (SEAL) WITNESS: D- Phil

Lots 58

meant (SEAL)
19 Christy Lashart (SEAL)

Lots 31

20 Mart Houlston (SEAL)
Susan Houlston (SEAL)

Lots 1411

21 John H. D. S. (SEAL)
Melissa C. D. S. (SEAL)

Lots 51

22 Chia M. Hoston (SEAL)
Michael Goston (SEAL)

BK5471 PG0858

Lots

23

Paul V. Vof (SEAL)

Julie A. Varney (SEAL)

Lots 60

24

Paul M. Hamslawsky (SEAL)

____ (SEAL)

25

Lots 51

Crist L. Nelson (SEAL)

____ (SEAL)

26

Lots 49

Phil S. Dunn (SEAL)

____ (SEAL)

BX5471 PG0859

Lots 133 Cedarhurst Ct.

 (SEAL)

27

[Signature] (SEAL)

Lots 46

28

John Smith (SEAL)

_____(SEAL)

29

Lots 1321 cedon Branch

Jose A. Calnin (SEAL)

M. J. C. (SEAL)

30

Lots 1309 Cedar Brook

Don C Phillips (SEAL)

BW Phillips Jr. (SEAL)

BK5471FG0860

Lots 39

31

James A. Robert Murray (SEAL)

(SEAL)

32

Lots_____

Charles W. Vail (SEAL)

(SEAL)

George M. Lawson (SEAL)

(SEAL)

33

Lots 75

Pamela A. Charron (SEAL)

(SEAL)

David M. Charlton (SEAL)

(SEAL)

34

Lots 1326 Cedar Branch

Kaver McFarlane! (SEAL)

(SEAL)

(SEAL)

Lots 33

35

Richard C. Taylor (SEAL)

Suzanne E Taylor (SEAL)

36

Lots 29

Paul J. Castelli (SEAL)

Joni Ann Castelli (SEAL)

37

Lots 70

R. Anne Hillier Jr. (SEAL)

Melissa C. Hillier (SEAL)

38

Lots 51 309 Amhurst

Cynthia Thomas (SEAL)

Vicki Berry (SEAL)

Lots 2

39

Bill Cole (SEAL)

(SEAL)

Lots 43

40

John V. Smith (SEAL)

Denise A. Smith (SEAL)

Lots 321 Amhurst

41

Alfred S. Prandy (SEAL)

Theresa H. Prandy (SEAL)

42

Lots 5

Norma Kay Valerio (SEAL)

Anthony Valerio (SEAL)

Lots 52

43

Harry S. Sings (SEAL)Harry S. Sings (SEAL)Lots 35

44

Robert S. Pool (SEAL)Jane E. Pool (SEAL)Lots 28

45

Mark A. Rader (SEAL)Alice Rader (SEAL)

46

Lots 326 AmhurstGoyce McKnight (SEAL)Henry C. McKnight (SEAL)

Lots 0330 Amherst Ck.

47

Larry Gill (SEAL)

Mitzi Gill (SEAL)

Lots 334 Amherst Creek Dr

48

Legal Murray (SEAL)

(SEAL)

Lots 8

49

Karl Lewis (SEAL)

103 Willow Wisp Ct.
Jimmy Lewis (SEAL)

Lots 0333 Amherst

50

Molly Bay (SEAL)

Louise Bay (SEAL)

8K5471PG0865

Lots 107 Willow Wisp

57 James M. Lamore (SEAL)

(SEAL)

Lots 13

52

Delmo A.

(SEAL)

Dana W. Jth

(SEAL)

Lots 18

53

Carole M. Carter Wood (SEAL)

(SEAL

James F. Ward, Jr. (SEAL)

(SEAL

Lots 16

54

Lots _____

(SEAL

Mang Larkin (SEAL)

(SEAL)

Lots 338 Amherst

55 ~~Joseph E. Egan~~ (SEAL)

Shelley Johnson (SEAL)

Lot: 106 Willow Wisp

56 Kathy Santiago (SEAL)

Paul Santiago (SEAL)

Lots 104 Willow Wisp

57 Tami Spence (SEAL)

Gregory Spence (SEAL)

58 Lots AD 354 Amherst

Lini Jensen (SEAL)

Dana A Jensen (SEAL)

BK5471 PG0867

Lots 314 Amherst

59 Benf Colby (SEAL)

Heath, Z. Collins (SEAL)

Lots 54

60 Robert Comer (SEAL)

_____(SEAL)

Lots T-58

61 Peter S. Buehler (SEAL)

_____ (SEAL)

62 Lots F56

James O Johnson (SEAL)

_____(SEAL)

Lots 62

63

James A. Mc (SEAL)
 (SEAL)

Lots 32

64

W. G. L. Lott (SEAL)
Lillian Patricia Lott (SEAL)

Lot 38

65

Lots 1310 Cedar Branch
Sandra J. Keck (SEAL)
Scott O. Keck (SEAL)

Lots 65

66

Donna Vick (SEAL)
J. David Vick (SEAL)

Lots T53

67 ~~Stan~~ C. Powell (SEAL)

Karen N. Powell (SEAL)

68 Lots 346 Amherst C-h Dr.

M. D. N. G. (SEAL)

Jeanne McCarty (SEAL)

69 Lots 358 Amherst C-h Dr.

Juni Barbee (SEAL)

Judy Barbee (SEAL)

70 Lots 23

Lesa K. Harris (SEAL)

_____ (SEAL)

71

LOT 40

~~Barry~~ (SEAL)
Barry

BK5471PG0870

Lots 69

72 Jon B. Meli (SEAL)

____ (SEAL)

73 Lots 17 366 Amherst creek DR.

Mark P. Wyman (SEAL)

Pamela J. Wyman (SEAL)

74 Lots T-52

Idris Kuchan (SEAL)

____ (SEAL)

75 Lots 49

Wesley J. Brown, III (SEAL)

Patricia A. Brown (SEAL)

BK5471PG0871

Lots T-50

76 Belle G. Leary (SEAL)

_____ (SEAL)

Lots T-47

77 Anne R. Leary (SEAL)

_____ (SEAL)

Lots _____

78 Byron G. Leary (SEAL)

Paula Linder (SEAL)

Lots 15

For John (SEAL)

_____ (SEAL)

BK5471PG0872

Lots 40
 BALLO A ANDREWS (SEAL)

____ (SEAL)

Lots _____
____ (SEAL)

____ (SEAL)

Lots _____
____ (SEAL)

____ (SEAL)

Lots _____
____ (SEAL)

____ (SEAL)

DEC 21 '92 13:28 919 886-6329

BK5471PG0873

P.3

Lots 40

79



Bruce A. ANDREWS (SEAL)

(SEAL)

Lots 41 RTC

X

(SEAL)

RTC

(SEAL)

80

Lots 41

Paula M. [Signature]

(SEAL)

(SEAL)

Lots _____

(SEAL)

(SEAL)

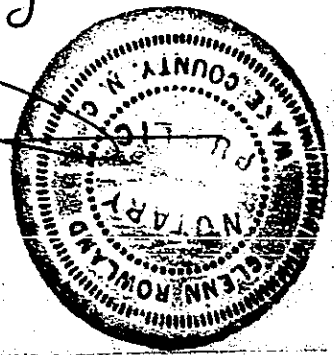
BK5471PG0874

- | | | |
|-------------------------|------------------------------|--------------------------|
| 1. William K. Graham | 30. B. W. Phillips, Jr. | 59. Robert Cameron |
| 2. Bruce McNally | 31. Charles W. Vick | 60. Doris Johnson |
| 3. Rosemary Clifford | 32. Pamela A. Charron | 61. James Allen |
| 4. Nancy Burgen | 33. Karen McFarlane | 62. William Cantrell |
| 5. Edna L. White | 34. Richard Taylor | 63. Scott Keck |
| 6. Robert M. McIntyre | 35. Paul J. Casterlin | 64. David Vick |
| 7. Beth Cowan Meyers | 36. R. E. Gillispie JR | 65. Karen Powell |
| 8. Patrick L. Adain | 37. Vicki Berry | 66. Michael McCarthy |
| 9. Kathryn B. Dunnmon | 38. Bill Cowen | 67. Judy Barbee |
| 10. Martha Fields | 39. John V. Smith | 68. Lisa K. Harris |
| 11. Jackie Piper | 40. Alfred S. Grandy | 69. Pam Corbett |
| 12. Helen Casey | 41. Donna K. Talerico | 70. Jason Medlin |
| 13. Charles B. Thornton | 42. Peggy S. Snuggs | 71. Mark Wynn |
| 14. Robert Donohue | 43. Robert Poole | 72. Kris Krischer |
| 15. Eric Menzel | 44. Debra Rader | 73. Wesley T. Brown, III |
| 16. Robin A. Harrison | 45. Joyce McKnight | 74. Billie J. Gentry |
| 17. Karen Richards | 46. Larry Gill | 75. Anne Achurch |
| 18. Kim Beckett | 47. Irmgard Murray | 76. Bryan Lindles |
| 19. Christy Lainhart | 48. Karl Lewis | 77. Bruno A. Andreades |
| 20. Susan Hendershot | 49. Michael Brozino | 78. Pauline Tindall |
| 21. Melissa C. Scott | 50. Amos McLemore | 79. Gail M. Staniskawsky |
| 22. Michael Gaston | 51. Daniel Otto | 80. Bill Morris, Jr. |
| 23. Julie A. Varney | 52. Jimmie F. Wood, Jr. | 81. Robert Nunes |
| 24. Bill Morris, Jr. | 53. Jesse Fowler | 82. Peter S. Boyles |
| 25. Christy L. Nelson | 54. Kathy Santiago | 83. M. R. Critcher |
| 26. Neil O'Quinn | 55. Shelley Johnson | |
| 27. Robert Beverly, III | 56. Tani Spence | |
| 28. Joan Sands | 57. Kim Jensen | |
| 29. Lisa A. Colvin | 58. Bennie & Heather Collins | |

I, Glenn Rowland, a Notary Public, certify that the persons above personally appeared before me this day and acknowledged the due execution of the foregoing instrument for the purpose therein expressed.

Witness my hand and notarial seal this 4th day of January, 1993.

Glenn Rowland
Notary Public



MY COMMISSION EXPIRES:

3-14-93

NORTH CAROLINA — WAKE COUNTY
The foregoing certificate of Karen L. Richards,
Joyce W. Wilkins and Glenn Rowland 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.
By Rayna R. Cade KENNETH C. WILKINS, Register of Deeds
Asst. Deputy Register of Deeds