

BK015947PG01459

WAKE COUNTY, NC 248
LAURA M RIDDICK
REGISTER OF DEEDS
PRESENTED & RECORDED ON
03/13/2015 16:27:38

BOOK:015947 PAGE:01459 - 01462

Prepared by and mail after recording to:
Michael F. King, Esq.
K&L Gates LLP (Vault Box # 123)
P.O. Box 17047
Raleigh, NC 27619

STATE OF NORTH CAROLINA

COUNTY OF WAKE

**THIRD AMENDMENT TO DECLARATION OF
COVENANTS, CONDITIONS, RESTRICTIONS, EASEMENTS,
CHARGES AND LIENS FOR LENNOX AT BRIER CREEK**

THIS THIRD AMENDMENT TO DECLARATION OF COVENANTS, CONDITIONS, RESTRICTIONS, EASEMENTS, CHARGES AND LIENS FOR LENNOX AT BRIER CREEK (this "Amendment") is made and entered into effective as of the date of its recordation in the Office of the Register of Deeds for Wake County, North Carolina by **STANDARD PACIFIC OF THE CAROLINAS, LLC**, a Delaware limited liability company ("Declarant").

Declarant is the Declarant under that certain Declaration of Covenants, Conditions, Restrictions, Easements, Charges and Liens for Lennox at Brier Creek recorded on July 16, 2007, in Book 12655 at Pages 1690-1747 in the Wake County Registry, as amended by that certain First Amendment to Declaration of Covenants, Conditions, Restrictions, Easements, Charges and Liens for Lennox at Brier Creek recorded on December 7, 2007, in Book 15050 at Pages 287-290 in the Wake County Registry, as amended by that certain Second Amendment to Declaration of Covenants, Conditions, Restrictions, Easements, Charges and Liens for Lennox at Brier Creek recorded on February 4, 2013, in Book 15130 at Pages 1331-1334 in the Wake County Registry (as amended, the "Declaration").

Article 11, Section 2 of the Declaration provides that Declarant may unilaterally amend this Declaration during the Declarant Control Period for any purpose and Declarant now desires to amend the Declaration as detailed herein.

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NOW, THEREFORE, Declarant, by this Amendment, does hereby amend the Declaration as follows:

1. Defined Terms. All capitalized terms used herein, unless otherwise defined herein, shall have the meanings set forth in the Declaration.

2. Leasing Restrictions. Article III, Section 5 of the Declaration is hereby added as follows:

Section 5. Leasing Restrictions. No Owner shall lease or rent its Lot except as may be permitted by the rules and regulations adopted by the Association.

3. Amendment. The third sentence of Article XI, Section 2 of the Declaration is hereby deleted in its entirety and replaced by the following:

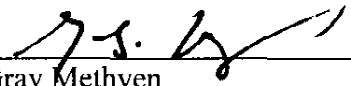
This Declaration may also be amended by an instrument signed by the Owners of Lots entitled to cast not less than sixty seven percent (67%) of the votes in the Association.

4. Effect of Amendment. The Declaration is hereby modified to the extent set forth herein, but only to the extent set forth herein. All provisions of the Declaration not modified by this Amendment shall remain in full force and effect in accordance with their original terms as set forth in the Declaration.

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IN WITNESS WHEREOF, the undersigned, being the Declarant herein, has executed this Amendment as of the date set forth in the acknowledgement below.

Standard Pacific of the Carolinas, LLC,
a Delaware limited liability company

By: 
Name: Gray Methven
Title: Director of Land Development

Wake County, North Carolina

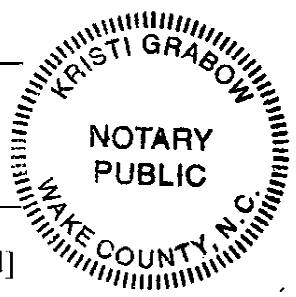
I certify that the following person personally appeared before me this day and acknowledged to me that he or she voluntarily signed the foregoing document for the purpose stated therein and in the capacity indicated: Gray Methven.

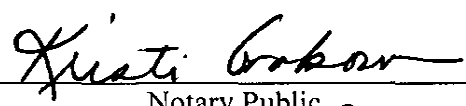
Date: 3/13/15

My Commission Expires:

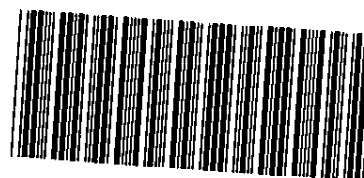
9/10/2016

[Affix Notary Stamp or Seal]




Notary Public
Print Name: Kristi Grabow

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**WAKE
COUNTY**

NORTH CAROLINA

Please retain yellow trailer page

It is part of the recorded document and must be submitted with the original for re-recording.

Laura M. Riddick

Register of Deeds

Wake County Justice Center
300 South Salisbury Street, Suite 1700
Raleigh, NC 27601

☐ New Time Stamp

☐ \$25 Non-Standard Fee

☐ Additional Document Fee

☐ Additional Reference Fee

This Customer Group

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