

Prepared by and return after recording to: Jordan Price, P.O. Box 10669, Raleigh, NC 27605

STATE OF NORTH CAROLINA

AMENDMENT TO MASTER DECLARATION OF
COVENANTS AND RESTRICTIONS for AVOCET
SUBDIVISION

WAKE COUNTY

THIS AMENDMENT TO THE MASTER DECLARATION OF COVENANTS AND RESTRICTIONS FOR AVOCET SUBDIVISION is made this 7th day of August 2022, by the affirmative vote of at least two-thirds (2/3) of the Members of the Avocet Homeowners Association, Inc., a North Carolina nonprofit corporation (the "Association") present at a duly called meeting.

WITNESSETH:

WHEREAS, the original declarant Bill Clark Homes of Raleigh, LLC, a North Carolina limited liability company caused to be recorded a Master Declaration of Covenants and Restrictions for Avocet Subdivision in Book 013187, Page 257 of the Wake County Registry of Deeds, which was thereafter supplemented and amended, including the First Addendum to Declaration for Avocet Subdivision recorded in Book 016651, Page 01677 of the Wake County Registry of Deeds (as amended and supplemented, collectively, the "Declaration"); and

WHEREAS, Article IX, Section 2 of the Declaration provides that the Declaration may be amended if two-thirds (2/3) of the votes cast by Members at a meeting are in favor of the amendment; and

WHEREAS, not less than two-thirds (2/3) of the Members desire that the Declaration be amended as set forth below; and

NOW, THEREFORE, the undersigned does hereby declare that the Master Declaration of Covenants and Restrictions for Avocet Subdivision shall be amended as follows:

1. To amend Article III, Section 3 of the Declaration by deleting that section in its entirety and replacing it with the following:

"Section 3. Governance. The Association shall be governed by a Board of Directors consisting of not less than three (3) Members and no more than nine (9) Members."

2. Except as amended hereinabove, the remaining provisions of the Declaration as originally recorded are and shall remain unchanged and in full force and effect.

3. This amendment shall become effective as of the date it is recorded in the Office of the Wake County Register of Deeds.

IN WITNESS WHEREOF, the President and Secretary of the Association has hereunto affixed the corporate certification for the purpose of enacting the foregoing amendment to the Declaration.

[Certification Page Follows]

**CERTIFICATION OF VALIDITY OF AMENDMENT TO MASTER DECLARATION OF
COVENANTS AND RESTRICTIONS for AVOCET SUBDIVISION**

By authority of its Board of Directors, the undersigned hereby certify that the foregoing instrument has been duly approved by the affirmative vote of not less than two-thirds (2/3) of the Members and is, therefore, a valid amendment to the existing Master Declaration of Covenants And Restrictions for Avocet Subdivision.

AVOCET HOMEOWNERS
ASSOCIATION, INC.

By: _____

President

ATTEST

By: _____

Secretary

STATE OF NORTH CAROLINA

ACKNOWLEDGMENT

COUNTY OF WAKE

I, Kaitlyn Thompson, a Notary Public of the County and State aforesaid, certify that Kevin McCambley, personally appeared before me this day and acknowledged that he or she is president of the Avocet Homeowners 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 and attested by Alix Miller as its Secretary.

Witness my hand and official stamp or seal, this 7th day of August, 2022.



Kaitlyn Thompson
Notary Public

Kaitlyn Thompson
Printed Name

My commission expires: 11/28/2026