

MAUPIN, TAYLOR, ELLIS & ADAMS, P.A.
POST OFFICE BOX 19764
RALEIGH, NORTH CAROLINA 27619

BOOK 3654 PAGE 384

AMENDMENT TO DECLARATION OF

IVY COMMONS CONDOMINIUM
CONDOMINIUM FILE NO. 82

PRESENTED
FOR
REGISTRATION

FEB 7 12 22 PM '86

This Amendment to Declaration, made on the 16th day of January, 1986, by Ivy Commons, a North Carolina general partnership, hereinafter referred to as the "Declarant";

WITNESSETH:

THAT WHEREAS, the Declarant executed and caused to be recorded in the Wake County Registry in Book 3484, Page 974, an instrument entitled "Declaration of Ivy Commons Condominium", herein referred as to the "Declaration"; and

WHEREAS, Section 31 provides that the Declaration, so long as it controls the Board, may amend this Declaration without the consent of the owners in order to attach an architect's statement that the buildings located on the property have been constructed in conformance with the architectural plans.

NOW, THEREFORE, Declarant hereby amends the declaration as follows:

3. Definitions (a) "Architectural Plans", is amended to include a second copy of the "staking plan". This copy of the staking plan shall be filed simultaneously with this Amendment in Condominium File No. 82 of the Wake County Registry. Said staking plan contains a certificate by architect John E. Rice certifying that Buildings 6, 9, 10 and 13 as shown on said staking plan have been built in conformance with the Architectural Plans. Said staking plan also includes "tie lines" showing the physical location of Buildings 11, 12, 13, 6, 7, 8, 9 and 10.

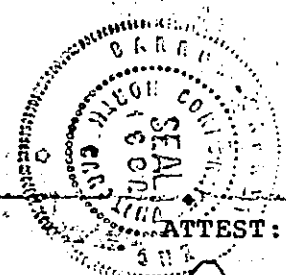
Except as herein amended, the Declaration remains in full force and effect.

IN TESTIMONY WHEREOF, the said Declarant has caused this instrument to be signed by its partners this the day and year first above written.

IVY COMMONS, A North Carolina General Partnership

By: BARROW-SAFRIT, INC.

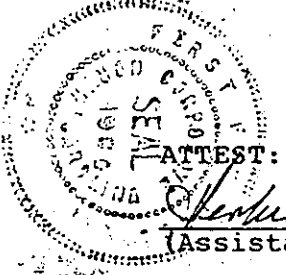
Paul S. Safrit
(Vice) President



Alice J. Hutchins
(Assistant) Secretary

By: FIRST FIN, INC.

Henry A. Bayliff
(Vice) President



Robert T. Smith
(Assistant) Secretary

NORTH CAROLINA - WAKE COUNTY.

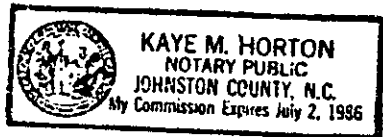
I, the undersigned, a notary public in and for said state and county, certify that Alice Q. Hutchins personally came before me on this day and acknowledged that the foregoing instrument was executed in the name and on behalf of Ivy Commons, a North Carolina partnership, by Barrow-Safrit, Inc., a partner; that he is the Assistant Secretary of Barrow-Safrit, Inc., and that by authority duly given and as an act of the corporation, the foregoing instrument was signed by its Vice President, sealed with its corporate seal, and attested by her self as its Assistant Secretary, and that the said instrument is the act and deed of said corporation acting as a partner of Ivy Commons.

Witness my hand and notarial seal, this the 15th day of January, 1986.

Kaye M. Horton
Notary Public

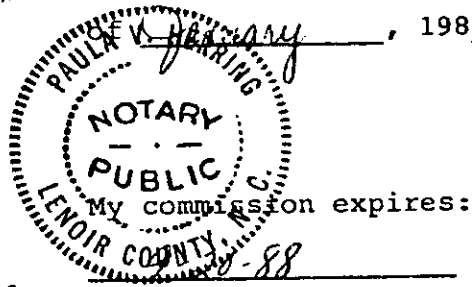
My commission expires:

7-2-86



I, the undersigned, a notary public in and for said state and county, certify that Herbert J. Sugg personally came before me on this day and acknowledged that the foregoing instrument was executed in the name and on behalf of Ivy Commons, a North Carolina partnership, by First Fin, Inc. a partner; that he is the _____ Secretary of First Fin, Inc., and that by authority duly given and as an act of the corporation, the foregoing instrument was signed by its _____ President, sealed with its corporate seal, and attested by him self as its _____ Secretary, and that the said instrument is the act and deed of said corporation acting as an partner of Ivy Commons.

Witness my hand and notarial seal, this the 24th day



Paula V. Herring
Notary Public

bfc/bfcsp5
dhb amendment

NORTH CAROLINA — WAKE COUNTY

The foregoing certificate S of Kaye M. Henton
Paula V. Herring

Notar(y)(ies) 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 P. Anne Redd
Asst./Deputy Register of Deeds