

WAKE COUNTY, NC 828
LAURA M RIDDICK
REGISTER OF DEEDS
PRESENTED & RECORDED ON
09/29/2006 AT 14:34:02

BOOK:012193 PAGE:01805 - 01807

Prepared by and hold for: Warren, Perry, & Anthony, P.L.L.C.
Post Office Box 1187
343 South White Street
Wake Forest, NC 27588-1187

STATE OF NORTH CAROLINA

WAKE COUNTY

AMENDMENT TO THE DECLARATION
OF COVENANTS, CONDITIONS &
RESTRICTIONS FOR EMERALD
POINTE SUBDIVISION

THIS AMENDMENT TO THE DECLARATION OF COVENANTS,
CONDITIONS & RESTRICTIONS FOR EMERALD POINTE SUBDIVISION made
this 20 day of September, 2006, by the EMERALD POINTE
HOMEOWNERS' ASSOCIATION, INC. (hereinafter referred to as the "Association");

WITNESSETH:

WHEREAS, Emerald Pointe Subdivision is subject to the Declaration of
Covenants, Conditions & Restrictions for Emerald Pointe Subdivision recorded in Book
7564, Page 0830, Wake County Registry (hereinafter referred to as "Declaration"); and

WHEREAS, the Board of Directors of the Association (hereinafter referred to as
the "Board"), on behalf of the Association, desires to amend the Declaration in order to
correct provisions within the Declaration relating to vehicle parking; and

WHEREAS, the Declaration provides in Article X, Section 1, the Declaration
may be amended by a two-thirds (2/3) vote of the Association's Board; and

WHEREAS, the Board held a duly authorized special meeting for the purpose of
amending the Declaration on the 20 day of September 2006, and unanimously
voted to amend the Declaration;

NOW, THEREFORE, the Association hereby declares that the Declaration shall
be amended as follows:

1. The Declaration shall be amended to include the following provision as
Article VIII, Section 15:

15. No boats, trailers, campers, motor homes, trucks, tractors,
dump trucks, tractor trailers, or other shall be parked on any Lot, on the
Properties, Permanent common open space, Consolidated Open Space
Development, Open Space or on any right of way of any roads or streets
within the Properties, or on any private or public streets within Emerald
Pointe Subdivision by any Owner or its respective family, tenants,
invitees, agents, subcontractors, or employees, except inside an enclosed

garage located on a Lot or in a specified storage area established by the Association.

2. Except as set forth herein, the Declaration shall remain in full force and effect.

IN WITNESS WHEREOF, the undersigned, being all members of the Association's Board, have signed and sealed this instrument the day and year first hereinabove written.

EMERALD POINTE HOMEOWNERS' ASSOCIATION, INC.

BY: Jerry Gower (SEAL)
Jerry Gower, Director

BY: Jerri Jo Miller (SEAL)
Jerri Jo Miller (f/k/a Jerri Jo Gower), Director

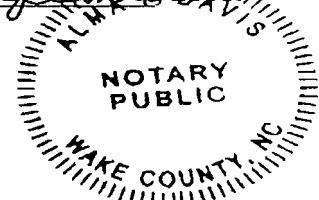
BY: Jo Ann Gower (SEAL)
Jo Ann Gower, Director

NORTH CAROLINA - WAKE COUNTY

I, Alma P Davis a Notary Public of the County and State aforesaid, certify that Jerry Gower personally came before me this day and acknowledged that he is a Director of Emerald Point 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 Director. Witness my hand and official stamp or seal, this 20 day of September, 2006.

My Commission Expires: 04-11-2011

Notary Public: Alma P Davis

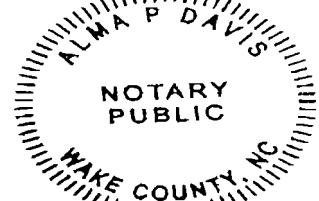


NORTH CAROLINA - WAKE COUNTY

I, Alma P Davis a Notary Public of the County and State aforesaid, certify that Jerri Jo Miller (f/k/a Jerri Jo Gower) personally came before me this day and acknowledged that she is a Director of Emerald Point 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 Director. Witness my hand and official stamp or seal, this 20 day of September, 2006.

My Commission Expires: 04-11-2011

Notary Public: Alma P Davis



NORTH CAROLINA - WAKE COUNTY

I, Alma P Davis a Notary Public of the County and State aforesaid, certify that Jo Ann Gower personally came before me this day and acknowledged that she is a Director of Emerald Point 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 Director. Witness my hand and official stamp or seal, this 20 day of September, 2006.

My Commission Expires: 04-11-2011

Notary Public: Alma P Davis

