

YOUR BOARD Voted 6 to 0 (one Board Member Absent) in favor of this "Second Amendment to the Declaration" being presented before the Membership. This Amendment replaces completely, the section in the current documents.

1999 NOV -3 PM 3:02  
State of North Carolina  
RECORDED AND VERIFIED  
MARY SUE OOTS  
REGISTER OF DEEDS  
NEW HANOVER CO. NC  
County of New Hanover

BOOK PAGE  
2663 0111  
Second

Amendment of  
Declaration of Condominium,  
Birch Creek Condominiums

000162

November 7, 1998 Amendment of the Condominium Declaration of Birch Creek Homeowners Association Inc.

WHEREAS, there is a need to amend #10, Section B of the Declarations, Maintenance to affirm the Association be responsible for the maintenance and repair of the deck/balconies...

NOW, THEREFORE, BE IT RESOLVED THAT the following amendment be adopted by the Birch Creek Homeowners Association, Inc.:

# 10, Section B

The Association shall be responsible for the deck/balcony or decks/balconies which are appurtenant to the dwelling unit of the owner. This includes upkeep, repair, and maintenance of the surface floor area and the railings of the deck. No change in color, material, or finish shall be made, and no additions or fixtures shall be made

RETURNED TO  
Cam Cridlebaugh  
256-934

609729

and drawing of the proposed change acceptable to the Board. All remaining structural portions of said deck/balcony shall be considered common areas and facilities as provided for in the remaining sections of this Declaration including specifically the maintenance, repair, and upkeep of same.

EXECUTED effective as of the 7th day of November 1998.

Birch Creek Homeowners Association, Inc.

By Rita G. Graves

Title Secretary

Printed Name RITA G. GRAVES