

Melanie Arthur
CARTERET COUNTY
JL Date 10/24/2005 Time 11:14:00
BR 1138330 Page 1 of 1

CAPE POINT HOME OWNERS ASSOCIATION
P.O. Box 95
Swansboro NC 28584-0095
Amendment No. 4 to the
Declaration of Covenants, Restrictions and Easements
for Cape Point (Dated July 27, 2000)

At a duly constituted meeting of the Cape Point Homeowner's Association, Inc. on September 24, 2005 and by a two-thirds vote of all possible voters of the Association, the quorum requirement for action of the association was amended to require a 25% attendance and/or proxy representation. Thus Paragraph 7. (j) of the original document which is titled "Minimum Design Requirements" is amended to read as follows:

the minimum required amount of heated space for newly built dwellings as follows: Lot 1 and Lots 30 through 42 to a minimum of 2,200 square feet; Lots 2 through 6 and Lots 22 through 29 to a minimum of 2,300 square feet; and Lots 7 through 21 to a minimum of 2,500 square feet.

In witness whereof, the undersigned have signed and sealed this instrument.

Cape Point Homeowner's Association, Inc.

NORTH CAROLINA, CARTERET COUNTY
This instrument and this certificate are duly filed at the date and time and in the Book and Page shown on the first page hereof.

David A. Russell
By David A. Russell, President

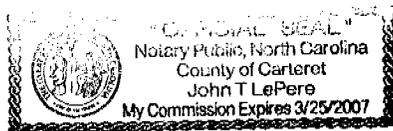
Melanie Arthur, Register of Deeds
By *Melanie Arthur*
Notary Public, Register of Deeds

W. F. Parker, VP
W. F. Parker, Vice-President

State of North Carolina
county of Carteret

I, a Notary Public of the county and state aforesaid, do hereby certify that David A. Russell personally came before me this day and acknowledged that he is president of the Cape Point Homeowner's Association, Inc, a North Carolina 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 its vice-president.

Witness my hand and official seal, this the 24 day of October, 2005.



Notary Public *John T. LePere*

BOOK 1138 PAGE 330

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JL Date 10/24/2005 Time 11:14:00
BR 1138330 Page 1 of 1