

FOR REGISTRATION REGISTER OF DEEDS

Jerry T. Hardesty  
Carteret County, NC

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*Jerry T. Hardesty*

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NORTH CAROLINA  
CARTERET COUNTY

**DESIGNATION OF COMMON ELEMENTS**  
**AMENDMENT TO**  
**AMENDED AND RESTATED DECLARATION OF CONDOMINIUM**  
**FOR THE NAUTICAL CLUB MASTER CONDOMINIUM**  
**[Book 1412, Page 247]**

**THIS DESIGNATION OF COMMON ELEMENTS AMENDMENT TO AMENDED AND RESTATED DECLARATION OF CONDOMINIUM FOR THE NAUTICAL CLUB MASTER CONDOMINIUM**, made this 1/13/17 day of JANUARY, 2017, by **NAUTICAL CLUB PHASE I CONDOMINIUM ASSOCIATION, INC.**, a North Carolina Non-Profit Corporation, hereinafter called "Declarant", pursuant to the provisions of Chapter 47 C of the North Carolina General Statutes, as amended, sometimes hereinafter referred to as "North Carolina Condominium Act".

WHEREAS, the Declarant's predecessor has heretofore caused to be recorded an **AMENDED AND RESTATED DECLARATION OF CONDOMINIUM FOR THE NAUTICAL CLUB MASTER CONDOMINIUM**, in Book 1412, Page 247, Carteret County Registry; and

*TK.*

*W*

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Submitted electronically by "ERWIN & SIMPSON"  
in compliance with North Carolina statutes governing recordable documents  
and the terms of the submitter agreement with the Carteret County Register of Deeds.

AND WHEREAS, NAUTICAL CLUB PHASE I CONDOMINIUM ASSOCIATION, INC. is the assignee of the Declarant Rights as set out in that instrument recorded in Book 1564, Page 347, Carteret County Registry;

WHEREAS, the AMENDED AND RESTATED DECLARATION OF CONDOMINIUM FOR THE NAUTICAL CLUB MASTER CONDOMINIUM as above recorded and originally published expressly provided for the exercise of Declarant Rights as set forth in the aforesaid Declaration and as set forth in accordance with NCGS §47C-3-104 ; and

WHEREAS, the Declarant is the owner of that certain tract or parcel of land designated as Unit 2, Unit 3, Unit 4, Unit 5, Unit 6, Unit 7 and Unit 8 of THE NAUTICAL CLUB MASTER CONDOMINIUM as referred to in AMENDED AND RESTATED DECLARATION OF CONDOMINIUM FOR THE NAUTICAL CLUB MASTER CONDOMINIUM recorded in Book 1412, Page 247, in the office of the Register of Deeds for Carteret County, North Carolina, as amended (the "Declaration"), and more particularly described in condominium plans for THE NAUTICAL CLUB MASTER CONDOMINIUM recorded in Map Book 10T, Pages 477-481 in the office of the Register of Deeds for Carteret County, North Carolina; and

WHEREAS, the Declarant wishes to dedicate and declare such property as described herein as "Common Element" as defined in NCGS §47C-1-103 and the AMENDED AND RESTATED DECLARATION OF CONDOMINIUM FOR THE NAUTICAL CLUB MASTER CONDOMINIUM in Book 1412, Page 247, Carteret County Registry, all of which is hereby incorporated by reference:

NOW THEREFORE, the Declarant does hereby publish and declare all of the property described below shall be held, conveyed, hypothecated, encumbered, used, occupied and improved and deemed a COMMON ELEMENT, as subject to all the terms and conditions set forth in the aforesaid Declaration; which is declared and agreed to in furtherance of the plan for the improvements of said property in the division thereof and shall be deemed to run with the land and shall be a burden and a benefit to Declarant, its successors and assigns, and any person acquiring or owning any interest in the real property improvements, their Grantees, successors, heirs, executors, administrators, devisees and assigns.

1. DESCRIPTION OF NEW COMMON ELEMENT PROPERTY: Being all of that property described as Unit 2, Unit 3, Unit 4, Unit 5, Unit 6, Unit 7 and Unit 8 of THE NAUTICAL CLUB MASTER CONDOMINIUM as referred to in AMENDED AND RESTATED DECLARATION OF CONDOMINIUM FOR THE NAUTICAL CLUB MASTER CONDOMINIUM recorded in Book 1412, Page 247, in the office of the Register of Deeds for Carteret County, North Carolina, as amended (the "Declaration"), and more particularly described in condominium plans for THE NAUTICAL CLUB MASTER CONDOMINIUM recorded in Map Book 10T, Pages 477-481, Carteret County Public Registry.

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2. INCORPORATION BY REFERENCE: All of the terms, conditions, provisions and rights reserved by the Declarant as set forth in the AMENDED AND RESTATED DECLARATION OF CONDOMINIUM FOR THE NAUTICAL CLUB MASTER CONDOMINIUM as recorded in Book 1412, Page 247, and thereafter amended, Carteret County Registry, are incorporated herein by reference.

**IN WITNESS WHEREOF**, as the above date, Grantor (whether person, corporation, limited liability company, general partnership, limited partnership, or other entity) has signed this instrument in the ordinary course of business, by the signature(s) below if its duly authorized representative(s), as the act of such entity.

**NAUTICAL CLUB PHASE I CONDOMINIUM  
ASSOCIATION, INC.**

By: X *Tina Joyce Kislung*  
TINA JOYCE KISLING

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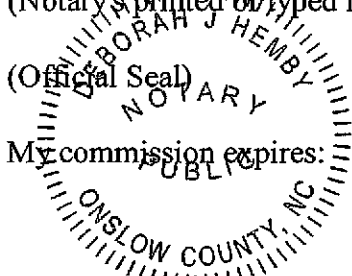
Onslow County  
North Carolina

I certify that the following person(s) personally appeared before me this day, each acknowledging to me that he or she voluntarily signed the foregoing document for the purpose stated therein and in the capacity indicated above: TINA JOYCE KISLING, President Nautical Club Phase I Condominium Association, Inc.

Date: 1-13-2017

Deborah J Hemby  
(Official Signature of Notary)

Deborah J Hemby, Notary Public  
(Notary's printed or typed name)



My commission expires: 9-19-2020

DATA\RE\RES\COV\PUD\AMDMT.FRM(082692)  
K:\HOA\NAUTICAL CLUB C0159-CV-15\2016 Purchase 8 lots\Amd Condo Dec Common Area\Amd Declaration NC Condo 2016 12 12 rev 121416 R19124

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