

RECORDED - 416288
KATHERINE LEE PAYNE
REGISTER OF DEEDS
GUILFORD COUNTY, NC
BOOK: 5130
PAGE(S): 1427 TO 1437
12/22/2000 09:52:16

SBAAALP/w

Prepared by and return to: William P. Aycock II
Schell Bray Aycock Abel & Livingston P.L.L.C.
P. O. Box 21847, Greensboro, NC 27420

NORTH CAROLINA
GUILFORD COUNTY

AMENDMENT TO DECLARATION
OF CONDOMINIUM FOR INDIGO AT
THE LAKE CONDOMINIUM
ADDING PHASE 6, SECTION ONE

10/w

HDS Builders, Inc., a North Carolina corporation with a place of business in Guilford County, North Carolina, hereinafter referred to as "HDS," created and established a Condominium known as "Indigo at the Lake Condominium" (the "Condominium"), by the recordation of a Declaration of Condominium in Book 4408, Page 1718, of the Guilford County Registry (the "Declaration"), and added additional real estate to the Condominium by the recordation of an Amendment to Declaration of Condominium recorded in Book 4450, page 1755 (the "Phase 2 Amendment") and an Amendment to Declaration of Condominium recorded in Book 4546, Page 0237 (the "Phase 3 Amendment").

Article V(F) of the Declaration provides that in the event a party other than HDS owns any undeveloped portion of the property described in Exhibit "C" of the Declaration and wishes to add such property to the Condominium and to create thereon additional Units, Common Elements and Limited Common Elements, such party shall be entitled to do so and shall, upon recordation of an Amendment to the Declaration adding such additional real property to the Condominium, succeed to all rights of Declarant under the Declaration, the Articles and Bylaws.

D. Stone Builders, Inc., a North Carolina corporation with a place of business in Guilford County, North Carolina, upon recording of an Amendment to Declaration of Condominium recorded in Book 4715, Page 1049 of the Guilford County Registry (the "Phase 5 Amendment"), succeeded to all rights of HDS as Declarant under the Declaration, Articles and Bylaws. Also, upon such recordation, the rights of HDS as Declarant terminated, except such rights as to which HDS is entitled by virtue of its ownership of any Unit. Pursuant to Article V(F) of the Declaration, D. Stone Builders, Inc. shall hereinafter be referred to as "Declarant."

Subsequent to the recordation of the Phase 5 Amendment, Declarant added additional real estate to the Condominium by the recordation in the Guilford County Registry of an Amendment to Declaration of Condominium recorded in Book 4743, Page 1474 (the "Phase 15 and Phase 17 Amendment"), an Amendment to Declaration of Condominium recorded in Book 4787, Page 426 (the "Phase 12 Amendment"), an Amendment to Declaration of Condominium recorded in Book 4819, Page 836 (the "Phase 14 Amendment"), an Amendment to Declaration of Condominium recorded in Book 4875, Page 1929 (the "Phase 10 Amendment"), an Amendment to Declaration of Condominium recorded in Book 4882, Page 880 (the "Phase 4 Amendment") and an Amendment to Declaration of Condominium recorded in Book 4901, Page 1144 (the "Phase 16 Amendment"). The Phase 2 Amendment, Phase 3 Amendment, Phase 5 Amendment, Phase 15 and Phase 17 Amendment, Phase 12 Amendment, Phase 14 Amendment, Phase 10 Amendment, Phase 4 Amendment and Phase 16 Amendment shall be referred to collectively herein as the "Prior Amendments."

91041_1.DOC(12/20/00)

12/22/2000	GUILFORD CO. NC	
1 MISC DOCUMENTS	416288	\$6.00
9 MISC DOC ADDN PGS		4162880
1 PROBATE FEE		
9 misc Doc Addn pgs		\$ 18.00
1 probate fee		2.00

16.

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D. Stone Builders, Inc. is the owner of a portion of the property described in Exhibit "C" of the Declaration and wishes to add such property to the Condominium.

Pursuant to the provisions of Article V(A) and V(F) of the Declaration, Declarant hereby adds additional real estate to the Condominium, and creates upon such additional real estate additional Condominium Units, Common Elements and Limited Common Elements which shall be a part of the Condominium. The additional real estate is located within the land described in Exhibit "C" attached to the Declaration.

Annexed hereto and expressly made a part hereof as Exhibit "A," consisting of two (2) pages, is a survey of the land and graphic descriptions and plans of the additional real estate, Units, Common Elements and Limited Common Elements which are hereby added to and incorporated into the Condominium as Phase 6, Section One, on which property there has been constructed one (1) building, on two (2) levels, containing two (2) Condominium Units and their supporting facilities including garages containing four (4) parking spaces, areas designated for four (4) outdoor parking spaces and other appurtenant improvements. The building is of frame construction with brick veneer exterior and vinyl siding and trim.

Certain portions of the Common Elements in Phase 6, Section One, of the Condominium are reserved for the use of a particular Condominium Unit to the exclusion of other Units and are designated as "Limited Common Elements." Limited Common Elements and the Condominium Units to which they are reserved are as follows:

The wood deck to the rear of Units 34 and 35 are allocated exclusively to the respective Unit which provides direct access thereto.

The storage areas which are accessible through certain Units and/or which are located over certain garages which are a part of Units are allocated exclusively for the use of such Unit. A storage area is a Limited Common Element appurtenant to a Unit, as shown on Exhibit A, Sheet 2, with the Unit number designated thereon; provided, however, that any pull-down stairs which provide access to a storage area shall be a part of the Unit to which the storage area is reserved.

The steps, stoops and covered porches to the front of Units 34 and 35 are allocated exclusively to the respective Unit which provides direct access thereto.

The Phase 6 Condominium Plan is recorded in Condominium Plat Book 007, Pages 001 and 002 of the Guilford County Public Registry.

Declarant does hereby submit the above-described property and improvements to condominium ownership under the provisions of Chapter 47C of the General Statutes of North Carolina (North Carolina Condominium Act) and hereby declares the same to be part of the Condominium.

With the addition to the Condominium of the real estate, Condominium Units, Common Elements and Limited Common Elements shown on Exhibit "A" attached hereto, the Allocated Interest in the Common Elements appurtenant to all Units in the Condominium have changed,

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and shall be as set forth in Exhibit "B" which is attached hereto and incorporated herein by reference.

Listed below is the recording data for all easements and licenses which have been recorded subsequent to those listed in Article VII of the Declaration, as updated by the Prior Amendments, and which now affect the Condominium or which now affect any property which may become a part of the Condominium by virtue of the exercise of the Development Rights set out in Article V of the Declaration.

1. Easements for ingress, regress and egress reserved by LSOF Partners X, L.P. in deed to D. Stone Builders, Inc. recorded in Book 4946, Page 1715, of the Guilford County Registry;
2. Easements granted in a Deed of Trust from D. Stone Builders, Inc. to PRLAP, Inc. (formerly TIM, Inc.), Trustee, and Bank of America, N.A., recorded in Book 4946, Page 1718, of the Guilford County Registry; and
3. Easements shown on the Phase 6 Condominium Plan.

Except as specifically amended by the Prior Amendments and as specifically amended herein, the Declaration of Condominium for Indigo at the Lake Condominium shall remain in full force and effect.

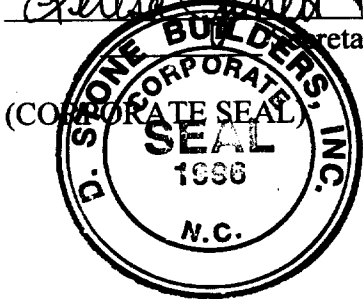
IN WITNESS WHEREOF, D. Stone Builders, Inc. has caused these presents to be duly executed in its name and its corporate seal hereunto affixed, all as of the 20th day of December, 2000.

D. STONE BUILDERS, INC.

By: [Signature]
President

ATTEST:

[Signature]
Secretary



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STATE OF North Carolina

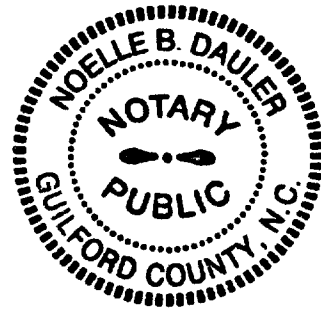
COUNTY OF Guilford

I, Noelle B. Dauler, a Notary Public, do hereby certify that Teresa Jarrett personally appeared before me this day and acknowledged that he/she is the _____ Secretary of D. STONE BUILDERS, INC., a 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, sealed with its corporate seal, and attested by him/her as its _____ Secretary.

WITNESS my hand and official seal this the 20th day of December, 2000.

Noelle B. Dauler
Notary Public

My commission expires:
9-14-04



001430

LSOF Partners X, L.P., a Texas limited partnership and successor to Cornwallis Development Co., through execution by its Attorney-In-Fact, evidences its consent to the recording of this Amendment to Declaration of Condominium, pursuant to the provisions of Paragraph 1(C) of the Warranty Deed from LSOF Partners X, L.P. to D. Stone Builders, Inc., which Warranty Deed is recorded in Book 4946, Page 1715, of the Guilford County Registry.



LSOF PARTNERS X, L.P., a (SEAL)
Texas Limited Partnership

BY: LAKE JEANETTE DEVELOPMENT COMPANY,
a Texas corporation, Attorney-In-Fact

By: J. Randall Chapman
Vice President

ATTEST:

Gloria Harrison
Assistant Secretary

STATE OF North Carolina
COUNTY OF Guilford

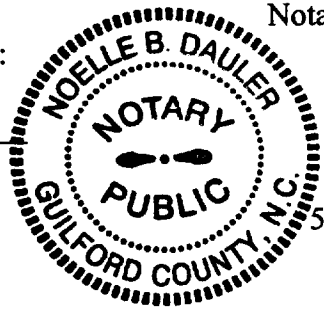
I, Noelle B. Dauler, a Notary Public, do hereby certify that Gloria Harrison personally appeared before me this day and acknowledged that he/she is the Asst. Secretary of LAKE JEANETTE DEVELOPMENT COMPANY, a Texas corporation qualified to do business in North Carolina, that the seal affixed to the foregoing instrument in writing is the corporate seal of the corporation, that said writing was signed by its Vice President, attested to and sealed by him/her as its Asst. Secretary on behalf of LSOF PARTNERS X, L.P., a Texas limited partnership, by its authority duly given, and that said writing is the act and deed of said corporation as Attorney-In-Fact for LSOF PARTNERS X, L.P., and that its authority to execute and acknowledge said instrument is contained in an instrument duly executed, acknowledged and recorded in the Office of the Register of Deeds of Guilford County, North Carolina, on May 8, 1997, in Book 4536, Page 1117; that this instrument was executed under and by virtue of the authority given by said instrument granting it power of attorney; that the said Attorney-In-Fact acknowledged the due execution of the foregoing and annexed instrument for the purposes therein expressed for and in behalf of said LSOF PARTNERS X, L.P., and that said writing is the act and deed of said limited partnership and said corporation as its Attorney-In-Fact.

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WITNESS my hand and official seal this the 20th day of December, 2000.

Noelle B. Dauler
Notary Public

My commission expires:
9-14-04



Bank of America, N.A., as holder of a promissory note secured by a deed of trust on the property described in this Amendment to Declaration of Condominium, said deed of trust being recorded in Book 4946, Page 1718, Guilford County Registry, and PRLAP, Inc. (formerly TIM, Inc.), as Trustee under said deed of trust, join in the execution hereof for the purpose of subjecting the aforesaid deed of trust to the terms and provisions of the Declaration of Condominium.

BANK OF AMERICA, N.A.

By: Charles E. Sr. Vice President

ATTEST:

Ed. Bennett Parker
Secretary
(CORPORATE SEAL)
SEAL
NATIONAL ASSOCIATION

PRLAP, INC. (formerly TIM, Inc.), TRUSTEE

By: Charles E. Sr. Vice President

ATTEST:

Ed. Bennett Parker
Secretary

(CORPORATE SEAL)
SEAL

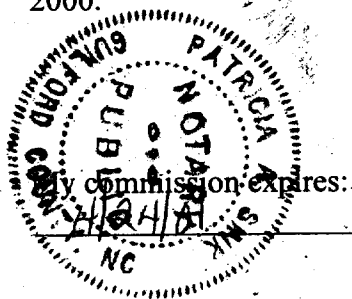
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STATE OF NORTH CAROLINA

COUNTY OF GUILFORD

I, Patricia A. Sink, a Notary Public, do hereby certify that E. Bennett Parks personally appeared before me this day and acknowledged that he/she is the ASST. Secretary of BANK OF AMERICA, N.A., a banking corporation, and that by authority duly given, and as the act of the corporation, the foregoing instrument was signed in its name by its Sr. Vice President, sealed with its corporate seal, and attested by him/her as its ASST. Secretary.

WITNESS my hand and official seal this the 20th day of December, 2000.



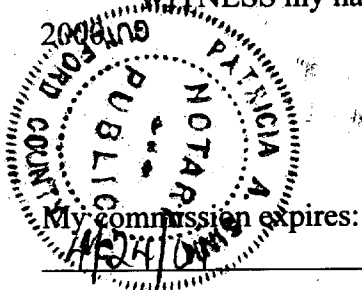
Patricia A. Sink
Notary Public

STATE OF NORTH CAROLINA

COUNTY OF GUILFORD

I, Patricia A. Sink, a Notary Public, do hereby certify that E. Bennett Parks personally appeared before me this day and acknowledged that he/she is the ASST. Secretary of PRLAP, INC. (formerly TIM, Inc.) ^{as TRUSTEE} a corporation, and that by authority duly given, and as the act of the corporation, the foregoing instrument was signed in its name by its Sr. Vice President, sealed with its corporate seal, and attested by him/her as its ASST. Secretary.

WITNESS my hand and official seal this the 20th day of December, 2000.



Patricia A. Sink
Notary Public

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Indigo at the Lake Condominium
Amendment to Declaration of Condominium
Exhibit "B"

Phases 1, 2, 3, 5, 15, 17, 12, 14, 10, 16, 4 and 6, Section One

<u>Unit Number</u>	<u>Allocated Interest in Common Elements</u>
1	2.05761
2	2.05761
3	2.46914
4	2.05761
5	2.05761
6	2.46914
7	2.36624
8	2.46914
9	2.05761
10	2.05761
11	2.46914
12	2.05761
13	2.05761
14	2.46914
15	2.05761
16	2.05761
17	2.46914
18	2.05761
19	2.46914
20	2.36624
21	2.46914
22	2.05761
23	2.05761
24	2.46914
25	2.05761
26	2.36624
27	2.46914
28	2.36624
29	2.46914
30	2.46914
31	2.46914
32	2.46914
33	2.46914
34	2.46914
35	2.46914
42	2.46914
43	2.46914
46	2.46914
47	2.46914
50	2.46914
51	2.46914
52	2.46914
53	<u>2.46914</u>
	100.0000%

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This map is not a certified survey and has not been reviewed by a local governmental agency for compliance with any applicable land development regulations. The original plat of which this map is a reduced copy has been reviewed by The City of Greensboro Planning Department and is being recorded simultaneously with the Amendment to Declaration to which this map is attached.

DATE FOR RECORDING: 08/27/2008 10:54 AM
FILE NO. 08-002

CONDOMINIUM PLAT BOOK 007 PAGE 002

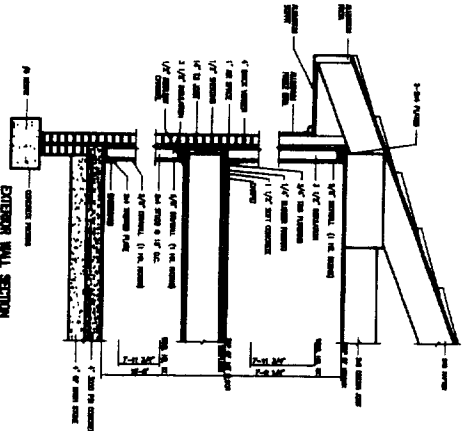
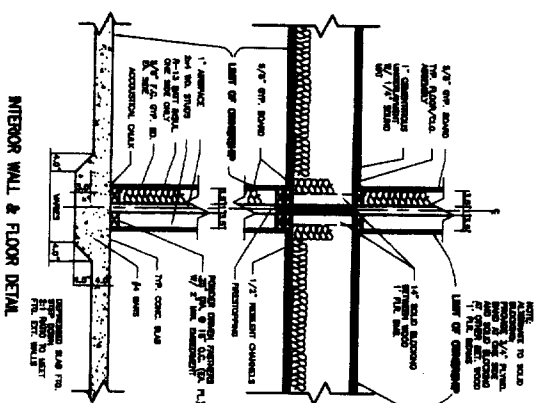
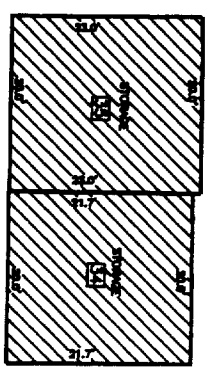
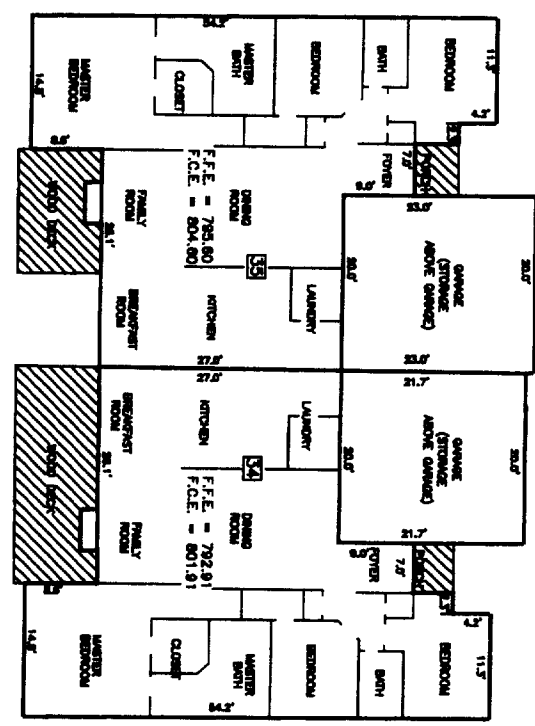
NOTICE TO CONTRACTORS
THIS SET OF PLANS IS THE PROPERTY OF THE ARCHITECT AND IS TO BE USED ONLY FOR THE PROJECT AND SITE SPECIFICALLY IDENTIFIED HEREON. IT IS NOT TO BE REPRODUCED, COPIED, REPRODUCED, OR TRANSMITTED IN ANY FORM OR BY ANY MEANS, ELECTRONIC OR MECHANICAL, INCLUDING PHOTOCOPYING, RECORDING, OR BY ANY INFORMATION STORAGE AND RETRIEVAL SYSTEM, WITHOUT THE WRITTEN PERMISSION OF THE ARCHITECT.

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937100

FINAL PLAT
INDICO AT THE LAKE CONDOMINIUM
SECTION ONE
PHASE 6
MAP 1
SHEET 2
QUALPOND COUNTY
NORTH CAROLINA
DATE: 12-14-00

Resolving Engineering, Inc.
200 North 17th Street, Suite 200
Greensboro, NC 27401
Phone: 336-853-1111
Fax: 336-853-1112
www.resolving.com



KATHERINE LEE PAYNE, REGISTER OF DEEDS
GUILFORD COUNTY
201 SOUTH EUGENE STREET
GREENSBORO, NC 27402

* * * * *

State of North Carolina, County of Guilford

The foregoing certificate of Noelle B. Dawler
Patricia A. Sink

A Notary (Notaries) Public is (are) certified to be correct. This instrument and this certificate are duly registered at the date and time shown herein.

KATHERINE LEE PAYNE, REGISTER OF DEEDS

By: Cindy S. Bennett
Deputy Assistant Register of Deeds

* * * * *

THIS CERTIFICATION SHEET MUST REMAIN WITH THE DOCUMENT

03/29/00

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