

FILED
CHATHAM COUNTY NC
LUNDAY A. RIGGSBEE
REGISTER OF DEEDS
FILED Oct 15, 2018
AT 03:27:54 pm
BOOK 02013
START PAGE 0477
END PAGE 0479
INSTRUMENT # 10619
EXCISE TAX (None)

Prepared by & Return to:
Jennifer D. Scott, Shipman & Wright, LLP 575 Military Cutoff Rd. Wilmington NC 28405

STATE OF NORTH CAROLINA
COUNTY OF CHATHAM

EIGHTH AMENDMENT TO THE
DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS
FOR
THE HAMPTONS SUBDIVISION

This Amendment, made this 18th day of September, 2018, by Windjam 23, LLC, A North Carolina Limited Liability Company, hereinafter referred to as "Declarant".

WHEREAS, Declarant caused to be executed and recorded the Declaration of Covenants, Conditions and Restrictions for The Hamptons Subdivision in Book 1329, Page 1117, Chatham County Registry, hereinafter referred to as the "Declaration"; and

WHEREAS, Declarant caused to be executed and recorded The First Amendment to Declaration of Covenants, Conditions and Restrictions for The Hamptons Subdivision in Book 1337, Page 495, Chatham County Registry, hereinafter referred to as the "First Amendment"; and

WHEREAS, Declarant caused to be executed and recorded The Second Amendment to Declaration of Covenants, Conditions and Restrictions for The Hamptons Subdivision in Book 1343, Page 698, Chatham County Registry, hereinafter referred to as the "Second Amendment"; and

WHEREAS, Declarant caused to be executed and recorded The Third Amendment to Declaration of Covenants, Conditions and Restrictions for The Hamptons Subdivision in Book 1471, Page 777, Chatham County Registry, hereinafter referred to as the "Third Amendment"; and

WHEREAS, Declarant caused to be executed and recorded The Fourth Amendment to Declaration of Covenants, Conditions and Restrictions for The Hamptons Subdivision in Book 1551, Page 758, Chatham County Registry, hereinafter referred to as the "Fourth Amendment"; and

WHEREAS, Declarant caused to be executed and recorded The Fifth Amendment to Declaration of Covenants, Conditions and Restrictions for The Hamptons Subdivision in Book 1590, Page 1096, Chatham County Registry, hereinafter referred to as the "Fifth Amendment"; and

WHEREAS, Declarant caused to be executed and recorded The Sixth Amendment to Declaration of Covenants, Conditions and Restrictions for The Hamptons Subdivision in Book 1674, Page 1185, Chatham County Registry, hereinafter referred to as the "Sixth Amendment"; and

WHEREAS, Declarant caused to be executed and recorded The Seventh Amendment to Declaration of Covenants, Conditions and Restrictions for The Hamptons Subdivision in Book 1732, Page 0606, Chatham County Registry, hereinafter referred to as the "Seventh Amendment"; and

WHEREAS, Declarant now desires to amend said Declaration; and

WHEREAS, Declarant currently owns lots representing greater than a 66 2/3 share of the votes entitled to be cast by the Owners in the Association.

NOW, THEREFORE, the undersigned being the Owner of Lots in the Hamptons Subdivision in accordance with Article XI of said Declaration, as amended, unanimously consent to the amendment of said Declaration as follows:

1. Section 3.02 shall be amended to provide that the Class B Member's membership shall be converted to Class A membership on the happening of either of the following events:

- (a) on December 31, 2023; or
- (b) the date specified by the Declarant in a written notice to the Association.

2. Except as herein amended all the terms and conditions, restrictions and benefits of said Declaration, said First Amendment, said Second Amendment, said Third Amendment, said Fourth Amendment, said Fifth Amendment, said Sixth Amendment and said Seventh Amendment shall remain in full force and effect as to the properties subjected to the Declaration.

This the 18th day of September, 2018.

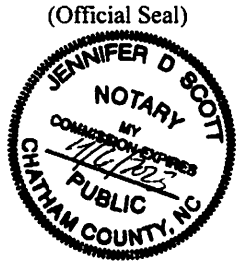
WINDJAM 23, LLC, A North Carolina
Limited Liability Company

By: 
Rex Vick, Jr., Manager

STATE OF NORTH CAROLINA
COUNTY OF CHATHAM

I certify that the following person(s) personally appeared before me this day, and each acknowledging to me that he or she voluntarily signed the foregoing document for the purpose stated therein and in the capacity indicated: REX VICK, JR., Manager

Witness my hand and official seal, this the 18th day of Sept, 2018.



[Signature]
Official Signature of Notary
Jennifer D. Scott
Notary's Printed or Typed Name
My Commission Expires: 4/6/2023

CERTIFICATION OF VALIDITY OF AMENDMENT TO DECLARATION OF COVENANTS,
CONDITIONS AND RESTRICTIONS OF THE HAMPTONS SUBDIVISION

By authority of its Board of Directors, Hamptons Owners Association, Inc., hereby certifies the foregoing instrument has been duly approved by the Owners of sixty-seven percent (67%) of the Lots of The Hamptons and is, therefore, a valid amendment to the existing Declaration of Covenants, Conditions and Restrictions of The Hamptons.

This the 18th day of September, 2018.

HAMPTON OWNERS ASSOCIATION, INC.

[Signature]
President

Attest:

[Signature] Secretary

AMENDMENT TO THE BYLAWS
of the
HAMPTONS OWNERS ASSOCIATION, INC.

WHEREAS, the members of the HAMPTONS OWNERS ASSOCIATION, INC., upon an affirmative vote of the majority of the Board of Directors and by an affirmative vote of the members owning not less than a majority (51%) of the votes of the Association desire to amend the bylaws of the Association as set out hereinbelow;

NOW THEREFORE, the bylaws of the Association as previously recorded in Book 1329, Page 1170, Chatham County Registry, are hereby amended as follows:

1. Article III, Section 2 shall be amended to provide that the Class B Member's membership shall be converted to Class A membership on the happening of either of the following events:

- (a) on December 31, 2023; or
- (b) the date specified by the Declarant in a written notice to the Association.

2. Article III, Section 5, Paragraph 1 shall be amended in its entirety to now read as follows:

Right of Declarant to Representation on Board of Directors of the Association.
Notwithstanding anything contained herein to the contrary, until December 31, 2023, Declarant (or its expressed assignee of the right granted in this section) shall have the right to designate and select any person or persons to serve on any Board of Directors, the manner in which such person or persons shall be designated shall be as provided in the Articles of Incorporation or in these Bylaws.

3. Except as herein amended the remaining provisions of the Bylaws shall remain in full force and effect.

This the 18th day of September, 2018.

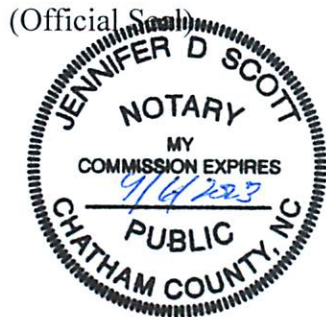
HAMPTONS OWNERS ASSOCIATION, INC.

By: Rex Vick, Jr.
Rex Vick, Jr., President

STATE OF NORTH CAROLINA
COUNTY OF CHATHAM

I certify that the following person(s) personally appeared before me this day, and each acknowledging to me that he or she voluntarily signed the foregoing document for the purpose stated therein and in the capacity indicated: REX VICK, JR., President

Witness my hand and official seal, this the 18th day of September, 2018.



[Handwritten Signature]
Official Signature of Notary

Jennifer D Scott
Notary's Printed or Typed Name

My Commission Expires: 9/6/2023

CERTIFICATION OF VALIDITY OF AMENDMENT TO THE BYLAWS OF THE
HAMPTONS OWNERS ASSOCIATION, INC.

By authority of its Board of Directors, Hamptons Owners Association, Inc., hereby certifies the foregoing instrument has been duly approved by its Board of Directors and those members entitled to cast at least fifty-one percent (51%) of the votes of the Association and is therefore, a valid amendment to the existing Bylaws of the Hamptons Owners Association.

This the 18th day of September, 2018.

HAMPTON OWNERS ASSOCIATION, INC.

[Handwritten Signature]
President

Attest:

[Handwritten Signature] Secretary

[Faint, illegible text]

[Handwritten signature]



[Faint, illegible text]

[Handwritten signature]

[Handwritten mark]