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Brunswick County--Register of Deeds
Robert J. Robinson
Inst #266507 Book 2147 Page 459
05/18/2005 11:01:11am Rec# 232314

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RET RONALD/N. GUYTON
TOTAL 27- REV TC# 38
6 REC# CK AMT 61- CK# 3523
CASH REF BY g

**EXPLANATION STATEMENT TO CORRECT OBVIOUS MINOR ERROR(S)
MADE IN AN INSTRUMENT AS ORIGINALLY RECORDED**

RE: BOOK 2138, PAGE 688

RECORDED IN THE BRUNSWICK COUNTY REGISTRY

NAMES OF ALL PARTIES TO THE ORIGINAL INSTRUMENT:

SOUTHPORT TRADING COMPANY/VILLAGE, LLC

STATE OF NORTH CAROLINA

COUNTY OF BRUNSWICK

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I, the undersigned, hereby certify that the following corrections are made in the above-named recorded instrument in accordance with the provisions of G.S. §47-36.1.

DESCRIPTION OF CORRECTION(S): Fifth Amendment to Declaration for the Village at Southport, A Condominium, Exhibit D (Revised) incorrectly States that Building 3, Phase 3, has a Unit designated as Unit 610-F. The correct designation of this Unit is Unit 610-J. There is no Unit in Building 3, Phase 3, designated as Unit 610-F. Nancy M. Guyton executes this Explanation Statement as the attorney who drafted the Fifth Amendment.

THIS THE 17th DAY OF MAY, 2005.

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 (SEAL)
Nancy M. Guyton, Attorney

THIS EXPLANATION STATEMENT TOGETHER WITH THE ATTACHED INSTRUMENT DULY RERECORDED AT

11:01:11 O'CLOCK Am THIS THE 18th day of May, 2005 IN

THE BOOK AND PAGE SHOWN ON THE FIRST PAGE HEREOF.



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BY  DEPUTY REGISTER OF DEEDS

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Brunswick County--Register of Deeds
Robert J. Robinson
Inst #264155 Book 2138Page 688
05/05/2005 01:23:58pm Rec# 23077

Revised

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RET *Ronald D. Fulwood*
TOTAL 26 REV TC# 38.
5 REC# _____ CK AMT _____ CK# _____
CASH _____ REF _____ BY GF

Prepared by and Return to: Nancy M. Guyton, Attorney at Law
321 North Front Street
Wilmington, NC 28401

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STATE OF NORTH CAROLINA
COUNTY OF BRUNSWICK

FIFTH AMENDMENT TO DECLARATION
FOR THE VILLAGE AT SOUTHPORT,
A CONDOMINIUM

THIS FIFTH AMENDMENT TO DECLARATION FOR THE VILLAGE AT SOUTHPORT, A CONDOMINIUM ("Amendment") is made this the 4th day of May, 2005 by SOUTHPORT TRADING COMPANY/VILLAGE, LLC, a North Carolina limited liability company ("Declarant").

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WITNESSETH:

WHEREAS, Declarant created The Village at Southport, a Condominium (the "Condominium") by recording the Declaration of Covenants, Conditions and Restrictions of The Village at Southport, a Condominium and Bylaws of The Village at Southport Homeowners Association in Book 1429, Page 1265, of the Brunswick County Registry (the "Declaration"), and

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WHEREAS, Declarant has amended the Declaration by those documents recorded in Book 1432, Page 1304; Book 1458, Page 713; Book 1708, Page 745; and Book 1763, Page 1150, all of the Brunswick County Registry; and

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WHEREAS, pursuant to the Declaration and Chapter 47C of the North Carolina General Statutes, the Declarant has the right and power to amend the Declaration to add Units, Common Elements and Limited Common Elements to the Condominium; and

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WHEREAS, Declarant desires to amend the Declaration to add Phase 4, Building 4 to the Condominium.

NOW, THEREFORE, pursuant to the Declaration and Chapter 47C of the North Carolina General Statutes, the Declarant amends the Declaration as follows:

1. The Property, as defined in the Declaration, shall include, in addition to the land previously submitted to the Declaration, the land, improvements, easements, rights and appurtenances, located on the property known as Phase 4, Building 4 described in that plat entitled "The Village at Southport Phase 4/Building 4" by Hanover Design Services, P.A., dated April 29, 2005 and recorded in Condominium Plat Book 10, Pages 125 through 128, of the Brunswick County Registry.
2. Exhibits A and C of the Declaration are amended to include Phase 4, Building 4, together with their appurtenant interests, Common Elements and Limited Common Elements as shown on the Plats and Plans for Building 4, Village at Southport recorded in Condominium Plat Book 10, Pages 125 through 128, of the Brunswick County Registry ("Additional Plats and Plans"). Each Unit is designated by its respective letter as shown on the Additional Plats and Plans preceded by its street address number. For example of a Unit A in Building 4 is known as Unit 612-A.
3. The Additional Plats and Plans are hereby incorporated as part of the Plats and Plans of the Condominium. Limited Common Elements depicted on the Plats and Plans are hereby assigned as appurtenant to the Units indicated. Those Limited Common Elements described in the Declaration and not otherwise depicted on the Plats and Plans are hereby assigned to their appurtenant Units as applicable.
4. Exhibit D to the Declaration is replaced by Exhibit D (Revised) attached hereto, which Exhibit revises the percentage of undivided interest in Common Elements appurtenant of all Units.
5. An additional certification pursuant to Section 47C-2-109(d) is attached to the Additional Plats and Plans and is hereby incorporated as part of the Plats and Plans of the Condominium.

Except as specifically amended or modified by this Amendment, all of the terms, covenants, conditions and provisions of the declaration shall be and remain in full force and effect and shall apply to the Units, Common Elements and Limited Common Elements created hereby.

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IN WITNESS WHEREOF, the Declarant has caused this Amendment to be executed this 4th day of May, 2005.

SOUTHPORT TRADING COMPANY/VILLAGE, LLC

By: SOUTHPORT TRADING COMPANY, its Member/Manager

By: *Charles N. Garrett, Jr.* (SEAL)
Charles N. Garrett, Jr., Member/Manager

STATE OF NORTH CAROLINA

COUNTY OF ~~NEW HANOVER~~ PENDER

I, *Stephanie Fornes Lanier*, a Notary Public in and for the State and County aforesaid, do certify that, Charles N. Garrett, Jr., Member/Manager of Southport Trading Company, LLC, a North Carolina limited liability company, which company is Member/Manager of Southport Trading Company/Village, LLC, a North Carolina limited liability company, personally appeared before me this day and acknowledged he is Member/Manager of Southport Trading Company and that the foregoing instrument was executed on behalf of and as the act of the Southport Trading Company/Village, LLC.

WITNESS my hand and official seal this 4th day of May, 2004.

Stephanie Fornes Lanier
Notary Public



Commission expires: 12-20-2008

STATE OF NORTH CAROLINA
COUNTY OF BRUNSWICK

The Foregoing (or annexed) Certificate(s) of STEPHANIE FORNES LANIER

Notary(ies) Public is (are) Certified to be Correct.
This Instrument was filed for Registration on this 5th Day of May, 2005
in the Book and page shown on the First Page hereof.

Robert J. Robinson RA
ROBERT J. ROBINSON, Register of Deeds

Revised

Exhibit D (Revised)

TABLE OF ALLOCATED INTERESTS

<u>Unit</u>	<u>Allocated Interest</u>
<u>Building 1, Phase 1</u>	
Unit 606-A	2.28%
Unit 606-B	2.08%
Unit 606-C	2.28%
Unit 606-D	2.28%
Unit 606-E	2.02%
Unit 606-F	2.28%
Unit 606-G	2.28%
Unit 606-H	2.08%
Unit 606-I	2.28%
Unit 606-J	2.28%
Unit 606-K	2.02%
Unit 606-L	2.28%
<u>Building 2, Phase 2</u>	
Unit 608-A	2.28%
Unit 608-B	2.08%
Unit 608-C	2.28%
Unit 608-D	2.28%
Unit 608-E	2.02%
Unit 608-F	2.28%
Unit 608-G	2.28%
Unit 608-H	2.08%
Unit 608-I	2.28%
Unit 608-J	2.28%
Unit 608-K	2.02%
Unit 608-L	2.28%
<u>Building 3, Phase 3</u>	
Unit 610-A	2.76%
Unit 610-B	2.76%
Unit 610-C	2.28%
Unit 610-D	2.02%
Unit 610-E	2.28%
Unit 610-F <i>Jmy</i>	2.76%
Unit 610-G	2.76%
Unit 610-H	2.71%
Unit 610-I	2.76%

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Record

Building 4, Phase 4

Unit 612-A	2.36%
Unit 612-B	2.37%
Unit 612-C	2.36%
Unit 612-D	2.46%
Unit 612-E	2.46%
Unit 612-F	2.36%
Unit 612-G	2.37%
Unit 612-H	2.36%
Unit 612-I	2.46%
Unit 612-J	2.46%

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