

FILED ELECTRONICALLY
CHATHAM COUNTY NC
LUNDAY A. RIGGSBEE
REGISTER OF DEEDS

FILED Jan 12, 2017
AT 02:39:22 PM
BOOK 01901
START PAGE 0940
END PAGE 0945
INSTRUMENT # 00401
EXCISE TAX \$0.00

Prepared by and return to: Brian S. Edlin, Jordan Price Wall Gray Jones & Carlton, PLLC, P.O. Box 10669, Raleigh, NC 27605

STATE OF NORTH CAROLINA

COUNTY OF CHATHAM

**SIXTH AMENDMENT TO THE
DECLARATION OF
COVENANTS, CONDITIONS, AND
RESTRICTIONS FOR THE LEGACY
AT JORDAN LAKE**

THIS SIXTH AMENDMENT to the Declaration of Covenants, Conditions and Restrictions for the Legacy at Jordan Lake Subdivision, is made this 8th day of December, 2016 by the members of the Legacy at Jordan Lake Homeowners Association, Inc. ("the Association") and the Association.

WITNESSETH:

THAT WHEREAS, the Declarant caused to be recorded the Declaration of Covenants, Conditions and Restrictions for the Legacy at Jordan Lake Subdivision at book 1252, page 524 of the Chatham County Registry (hereinafter, "Declaration");

WHEREAS, Article 15.2 of the Declaration allows the Declaration to be amended by sixty seven percent (67%) of the Class A votes held by members;

WHEREAS, not less than sixty seven percent (67%) of the Class A votes held by members have voted to amend Article 9.4 (b) (i) of the Declaration as well as certain amendments to the architectural guidelines filed contemporaneously herewith; and

NOW, THEREFORE, the undersigned does hereby declare that the Declaration of Covenants, Conditions and Restrictions for the Legacy at Jordan Lake Subdivision shall be amended as follows:

1. To amend Article 9.4 (b) (i) of the Declaration by deleting that section in its entirety and inserting in lieu thereof the following:

“Signs. No “for sale” signs are permitted on the Properties. No other sign of any kind shall be erected by an Owner or occupant without the prior written consent of the ARB except (1) such signs as may be required by legal proceedings; (2) not more than one door or window mounted professional security stickers (no yard signs) of such size deemed reasonable by the ARB in its sole discretion; and (3) “for sale” signs but only those consistent with the image attached hereto as Exhibit “A.” Unless in compliance with this Section, no signs shall be posted or erected by any Owner or occupant within any portion of the Properties, including the Common Area, any Unit, any structure or dwelling located on the Common Area or any Unit (if such sign would be visible from the exterior of such structure or dwelling as determined in the reviewing body’s sole discretion) or from any Private Amenity. All Builder signs and “for sale” signs must be approved by the ARB or identical to the sign shown in “**Exhibit A**” entitled, “Resale Sign Specifications” or **Exhibit B** entitled, “Custom Builder Sign Specifications,” as applicable which diagrams are attached hereto and incorporated herein by reference.

Except for those signs expressly permitted above without the prior written consent of the ARB, the ARB reserve the right to prohibit signs and to restrict the size, content, color, lettering, design and placement of any signs. All signs must be professionally prepared. This provision shall not apply to entry, directional, or other signs installed by the Declarant or its duly authorized agent as may be necessary or convenient for the marketing and development of the Properties, including, without limitation, “for sale” signs installed by Declarant and Builder signs installed in accordance with the Design Guidelines.”

2. 1.14 of the Declaration is amended to add a sentence at the end of the definition of “Community-Wide Standard” which reads as follow: “The definition of “Community-Wide Standard” shall be further and specifically defined in the Design Guidelines.”

3. Pursuant to the amended Article 9.10 set forth in that certain Fifth Amendment to the Declaration of Covenants, Conditions and Restrictions for the Legacy at Jordan Lake Subdivision recorded at book 1730, page 362 of the Wake County Registry, Meritage Homes of the Carolinas, Inc. gives its consent to this Sixth Amendment to the Declaration of Covenants, Conditions and Restrictions for the Legacy at Jordan Lake.

4. This amendment shall be effective upon recordation in the Office of the Chatham County Registry.

5. Except as amended hereinabove, the remaining portions of the Declaration as originally recorded are hereby restated and re-acknowledged.

CERTIFICATION OF VALIDITY OF THE SIXTH AMENDMENT TO THE DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS TO THE LEGACY AT JORDAN LAKE

By authority of its Board of Directors, the undersigned hereby certifies that the foregoing instrument has been duly adopted and approved by the requisite percentage of Owners in the Legacy at Jordan Lake and is, therefore, a valid amendment to the existing Declaration of Covenants, Conditions and Restrictions for the Legacy at Jordan Lake Subdivision.

THE LEGACY AT JORDAN LAKE HOMEOWNERS ASSOCIATION, INC.

By [Signature]
President

ATTEST:

[Signature]
Secretary

STATE OF ~~NORTH CAROLINA~~ MASSACHUSETTS
COUNTY OF ~~CHATHAM~~ SUFFOLK

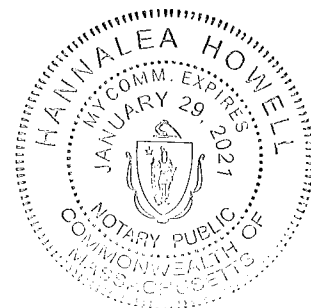
ACKNOWLEDGMENT

I, Hannalea Howell, a Notary Public of the County and State aforesaid, certify that Thomas C. Fischer personally came before me this day and acknowledged that he/she is Secretary/Assistant Secretary of the Legacy at Jordan Lake Homeowners Association, Inc., a North Carolina non-profit 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 Andrew Smith as its Secretary/Assistant Secretary.

Witness my hand and official stamp or seal, this 20th day of December, 2016.


[Signature]
Notary Public

My commission expires: 1/29/2021



MERITAGE HOMES OF THE CAROLINAS, INC.,
An Arizona Corporation

By:
Name:
Title:



Lawrence W. Law

Division President


STATE OF NORTH CAROLINA

COUNTY OF WAKE

I, a Notary Public of the County and State aforesaid, certify that Lawrence W. Law personally appeared before me this day and acknowledged that he is a Division President of Meritage Homes of the Carolinas, Inc., an Arizona Corporation, and that by authority duly given and as the act of the company, the foregoing instrument was signed in its name by him on behalf of said corporation.

Witness my hand and official stamp or seal, this 8 day of December, 2006.

(STAMP/SEAL) **KAREN R GRIFFIN
NOTARY PUBLIC
WAKE COUNTY, N.C.
My Commission Expires 1/7/2020**

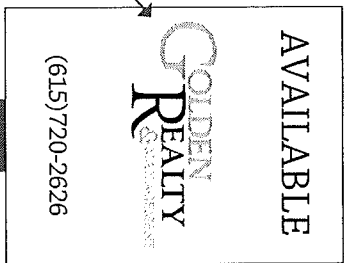


Notary Public

My Commission Expires: January 7, 2020

EXHIBIT A:
RESALE SIGN SPECIFICATIONS

18" x 24" Aluminum
Composite Signs

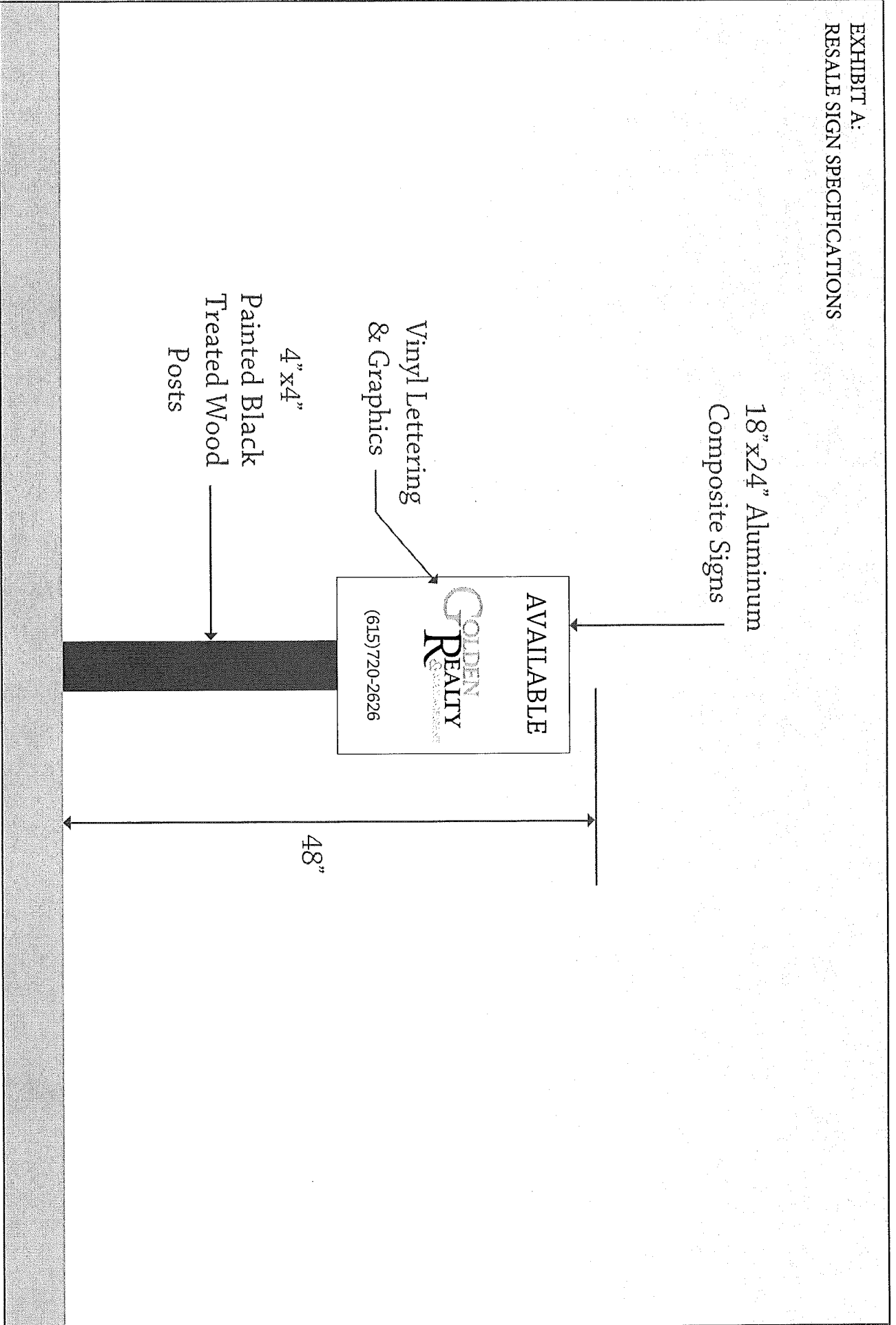


Vinyl Lettering
& Graphics

4" x 4"

Painted Black
Treated Wood
Posts

48"



Dark brown color | Pantone Warm Gray II (Font)
CMYK 56/53/67/33
Chaparal Pro Regular

Beige color | No PMS (Background)
CMYK 1/2/4/0

CUSTOM BUILDER SIGN SPECIFICATIONS

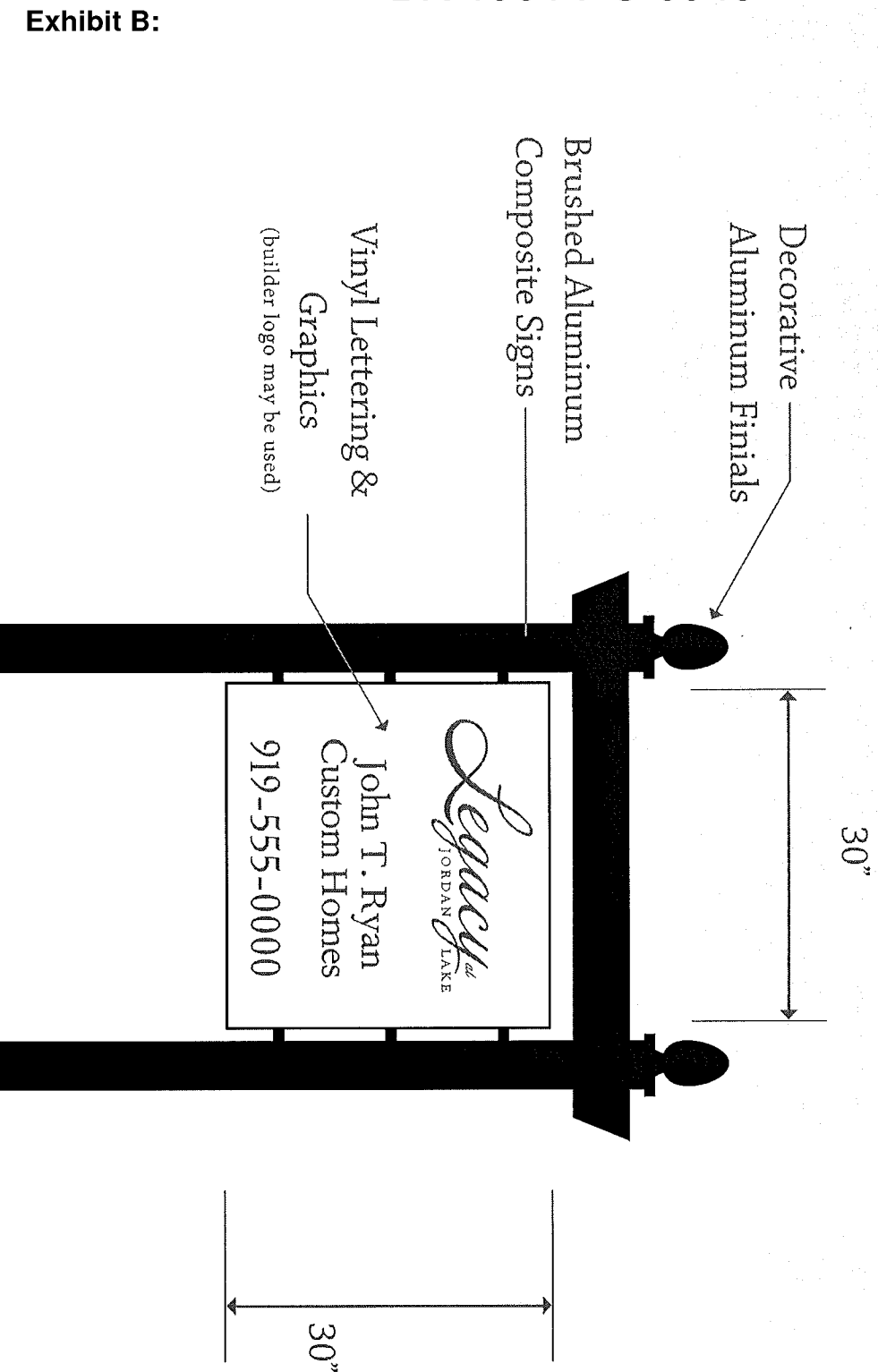


Exhibit B:

Dark brown color | Pantone Warm Gray II (Font)
CMYK 56/53/67/33

Beige Color | No PMS (Background)
CMYK 1/2/4/0

