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RECORDED AND VERIFIED
REBECCA P. TUCKER
REGISTRAR OF DEEDS
WELLSVILLE, NC

MAY 3 9 29 AM '89

NORTH CAROLINA
NEW HANOVER COUNTY

AMENDMENTS TO BY-LAWS
HARBOR OAKS HOMEOWNERS
ASSOCIATION, INC.

By-Laws of Harbor Oaks Homeowners Association, Inc., are amended as follows:

1. Delete Section A of Paragraph 3 which is entitled ANNUAL AND SPECIAL MEETING OF MEMBERSHIP and substitute in lieu thereof the following:

A. All action taken by the membership prior to the annual meeting date designated in this provision for the 1989 annual meeting shall be valid even though such meeting may not have been held at the time designated by the By-Laws.

Beginning with the year 1989 and thereafter, the annual members meeting shall be held at such hour and place, designated by the Board of Directors, on the first Saturday in November of each year for the purpose of electing Directors and transacting any other business authorized to be transacted by the members, provided, however, that if the day is a legal holiday, the meeting shall be held at the same hour on the next succeeding Saturday.

2. Delete Sub-Sections (ii) and (iii) of Section B of Paragraph 4 entitled BOARD OF DIRECTORS and substitute in lieu thereof the following:

(ii) Vacancies in the Board of Directors may be filled by the remaining Directors and a Director appointed to fill an unexpired time of a Director shall serve for the unexpired term of the Director being replaced.

(iii) At the November, 1989 annual meeting of the Members of the Association, the term of office of all Directors shall expire and new Directors shall be elected. The terms of office of the two (2) Directors receiving the highest plurality of votes shall be

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established at three (3) years, and the terms of office of the next two (2) Directors receiving the next highest plurality of votes shall be established at two (2) years, and the term of office of the other Director shall be established at one (1) year. Thereafter, as many Directors of the Association shall be elected at the annual meeting as there are regular terms of office of Directors expiring at such time, and the terms of office of the Directors so elected at the annual meeting of the members each year shall be for two (2) years.

If there is a tie between those receiving the least number of votes preventing a plurality for the number of Directors to be elected, those receiving a plurality shall be elected and the membership shall vote again between those who were tied until a plurality has been determined between them. Those receiving a plurality shall be elected Directors for positions not filled by the preceding vote.

Tie votes between Directors who are elected by plurality, but preventing a determination of the term of office, shall have their terms of office determined by all of the elected Directors at the first meeting of the elected Directors, provided, the terms set shall not be inconsistent with the rotation system established by this provision.

This is to certify that these amendments were passed by the membership of Harbor Oaks Homeowners Association, Inc., at a meeting of the Association on April _____, 1989, pursuant to and in compliance with Paragraph 8 of the By-Laws of Harbor Oaks Homeowners Association, Inc., entitled AMENDMENTS TO BY-LAWS.

Prior approval of these Amendments was requested from the Veterans Administration in accordance with requirements of Article

XIV of the Articles of Incorporation of Harbor Oaks Homeowners Association, Inc. Allen Smith, Chief, Construction and Evaluation/Property Management Section of the Veterans Administration notified Harbor Oaks Homeowners Association, Inc., by letter dated March 22, 1989, that approval or disapproval of Amendments to the By-Laws by the Veterans Administration was not necessary.

By-Laws of Harbor Oaks Homeowners Association, Inc., are recorded in Book 1229, Page 866 of the New Hanover County Register of Deeds and these Amendments are being recorded in compliance with Paragraph 8. C. of said By-Laws.



HARBOR OAKS HOMEOWNERS ASSOCIATION, INC.

BY: Clyde Olin
CLYDE OLIN, President

ATTEST:
Bob Stewart
BOB STEWART, Secretary

NORTH CAROLINA
NEW HANOVER COUNTY

I, a Notary Public of the said County and State do hereby certify that BOB STEWART personally appeared before me this day and acknowledged that he is the Secretary of HARBOR OAKS HOMEOWNERS ASSOCIATION, INC., a North Carolina Corporation, and that by authority duly given and as an act of the Corporation, the foregoing instrument was signed in its name by its President, sealed with its corporate seal and attested by him as its Secretary.

Witness my hand official seal, this 29th day of April.



Marcella P. Thompson
NOTARY PUBLIC

My Commission Expires Oct. 28, 1993

STATE OF NORTH CAROLINA
New Hanover County
The Foregoing/Amended Certificate of
Marcella P. Thompson

Notary (Notarize) Public is/are certified to be correct.
This the 3 day of May 1989

Rebecca F. Tucher, Register of Deeds
By Rebecca F. Tucher
Deputy/Assistant

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BOOK PAGE
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RECORDED AND INDEXED
REBECCA P. TUCKER
REGISTER OF DEEDS
NEW HANOVER CO. NC
JUL 22 4 46 PM '85

ASSUMED NAME
CERTIFICATE

STATE OF NORTH CAROLINA
COUNTY OF NEW HANOVER


Now come the undersigned, under the provisions of Chapter 66, Section 68, of the General Statutes of North Carolina, and file the following Certificate of Assumed Name:

1. The name under which the business is to be conducted is: Harbor Oaks Marina, A North Carolina General Partnership.
2. The names and addresses of each partner are as follows:
 - (a) W. H. Grathwol
2905 Market Street
Wilmington, N.C. 28401
 - (b) R. C. Fowler
4701 Wrightsville Avenue
Wilmington, N.C. 28403
 - (c) Bobby Lee Fowler
4709 College Acres Drive
Wilmington, N.C. 28403

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This 19th day of July, 1985.


W. H. GRATHWOL


R. C. FOWLER


BOBBY LEE FOWLER

STATE OF NORTH CAROLINA
COUNTY OF NEW HANOVER

I, Franklin Jackson, a Notary Public in and for the State and County aforesaid, do hereby certify that W. H. GRATHWOL personally appeared before me this day and acknowledged the due execution of the foregoing instrument for the purposes therein expressed.

RETURNED TO Frank Jackson

STATE OF NORTH CAROLINA
New Hanover County
The foregoing Certificate of
Assumed Name of
Franklin N. Jackson, Notary Public
is certified to be correct.
This the 22 day of July, 1985

Rebecca P. Tucker, Register of Deeds
By Maury Sue Oates, Asst.

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WITNESS my hand and official stamp or seal, this the 19th day of July, 1985.

Franklin N. Jackson
Notary Public

My Commission Expires:
June 13, 1989
(NOTARIAL SEAL)



STATE OF NORTH CAROLINA
COUNTY OF NEW HANOVER

I, Franklin N. Jackson, a Notary Public in and for the State and County aforesaid, do hereby certify that R. C. FOWLER personally appeared before me this day and acknowledged the due execution of the foregoing instrument for the purposes therein expressed.

WITNESS my hand and official stamp or seal, this the 19th day of July, 1985.

Franklin N. Jackson
Notary Public

My Commission Expires:
June 13, 1989
(NOTARIAL SEAL)



STATE OF NORTH CAROLINA
COUNTY OF NEW HANOVER

I, Franklin N. Jackson, a Notary Public in and for the State and County aforesaid, do hereby certify that BOBBY LEE FOWLER personally appeared before me this day and acknowledged the due execution of the foregoing instrument for the purposes therein expressed.

WITNESS my hand and official stamp or seal, this the 19th day of July, 1985.

Franklin N. Jackson
Notary Public

My Commission Expires:
June 13, 1989
(NOTARIAL SEAL)



