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FOR REGISTRATION REGISTER OF DEEDS
REBECCA T. CHRISTIAN
NEW HANOVER COUNTY, NC
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INSTRUMENT # 2005001387

Prepared by and return to: Charles D. Meier, Marshall, Williams & Gorham, LLP
P.O. Drawer 2088, Wilmington, NC 28402

STATE OF NORTH CAROLINA
COUNTY OF NEW HANOVER

**SECOND AMENDMENT TO THE BYLAWS
OF
THE TIDES HOMEOWNERS ASSOCIATION, INC.**

This Second Amendment to the Bylaws of The Tides Homeowners Association, Inc. ("Amendment") is made and entered into as of this 7th day of January, 2005 by The Tides Homeowners Association, Inc., a North Carolina nonprofit corporation ("Association").

WITNESSETH:

A. The Association is the property owners association charged with the responsibility for the operation of that certain real property known as The Tides located in New Hanover County, North Carolina, and described in a Declaration recorded in Book 1288, Page 1088, New Hanover County Register of Deeds ("Declaration"), as may have been previously amended from time to time, including, but not limited to, the addition of real property subject to said Declaration, this Amendment being effective and applicable to all such additions.

B. The Bylaws of the Association are recorded in Book 1291, Page 1517, New Hanover County Register of Deeds, and were previously amended by an instrument recorded in Book 2840, Page 982, New Hanover County Register of Deeds ("Bylaws").

C. Said Bylaws provide in Article 8 that the Bylaws can be amended by an affirmative vote of a majority of the Members, Lot/Unit Owners.

D. The Amendment set forth below has been adopted by an affirmative vote of a majority of the Members, Lot/Unit Owners and has otherwise been properly adopted and approved as required by the Bylaws and Articles of Incorporation, as applicable.

E. That the President of the Association has been duly authorized and empowered to certify and execute this Amendment and to cause the same to be recorded in the New Hanover County Register of Deeds as the binding act of the Association, its Members, Lot/Unit Owners and Board of Directors.

Now therefore, in consideration of the recitals set forth above, and as the act and deed of the Association, its Members, Lot/Unit Owners and Board of Directors, the Bylaws are hereby amended and modified as set forth below:

By adding the following sentence to Article 4, Paragraph I(1) (Book 2840, Page 986): A committee shall be formed to review any project that involves expenditures over \$20,000.00.

END OF AMENDMENTS

Except as amended, the Bylaws, as may have been previously amended, shall remain in full force and effect.

The undersigned, being the President of The Tides Homeowners Association, Inc. does, by his/her execution hereof, certify that this Amendment was duly adopted by an affirmative vote of a majority of the Members of the Association in person or by proxy, was duly adopted by affirmative vote of the Board of Directors, and that all the procedures, steps and requirements necessary to amend said Bylaws have been complied with, the day and year first above written.

THE TIDES HOMEOWNERS
ASSOCIATION, INC.

By: W. L. Duke 1-7-05
President TIDES HOA

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STATE OF NORTH CAROLINA
COUNTY OF New Hanover

I, Sherri L. Wallace, notary public, do hereby certify that William Burke,
President of The Tides Homeowners Association, Inc., a North Carolina corporation, personally
appeared before me this day and acknowledged the due execution of the foregoing Second
Amendment to the Bylaws of The Tides Homeowners Association, Inc. on behalf of said
corporation.

Witness my hand and official seal this the 7th day of January

Sherri L. Wallace

Notary Public

My Commission Expires: 4/24/07

