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FOR REGISTRATION REGISTER OF DEEDS

Judy D. Martin
Moore County, NC

May 16, 2011 02:32:46 PM

Book 3875 Page 518-521

FEE: \$23.00

INSTRUMENT # 2011006387

HM

later



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Prepared by and return to Robbins May & Rich LLP (SFL), 120 Applecross Road, Pinehurst, North Carolina 28374
No Title Examination Performed

Brief Description for Index:	Fifth Amendment to Declaration of Camden Villas at Mid South Condominium (Phase I Addition)
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FIFTH AMENDMENT TO DECLARATION OF CAMDEN VILLAS AT MID SOUTH CONDOMINIUM

THIS FIFTH AMENDMENT TO DECLARATION OF CAMDEN VILLAS AT MID SOUTH CONDOMINIUM (this "Amendment") is made as of the date on which it is recorded in the Moore County Registry (the "Effective Date") by Camden Mid South LLC, an Ohio limited liability company, ("Declarant") in order to amend that certain Declaration of Camden Villas at Mid South Condominium recorded in Book 3374, Page 524, Moore County Registry, as amended, (the "Declaration").

WITNESSETH

WHEREAS capitalized terms used but not otherwise defined herein shall possess the meanings ascribed thereto in the Declaration unless otherwise specified herein;

WHEREAS Section 15 of Article XVI of the Declaration provides for expansion of the Condominium Property pursuant to amendment of the Declaration.

NOW, THEREFORE, Declarant hereby amends the Declaration as hereinafter set forth.

1. Additional Property. Declarant hereby subjects, pursuant to Section 15 of Article XVI of the Declaration, the real property designated as "Phase One (Revised)" on plat recorded in Unit Ownership Book 15, Page 76-83, Moore County Registry, to the Declaration.

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IN WITNESS WHEREOF, this Amendment is executed (a), if by individuals, by hereunto setting their hands under seal by adoption of the word "SEAL" appearing next to the individuals' names or signatures, (b), if by a corporation, by the duly authorized officers, directors or shareholders of the corporation on its behalf under seal by adoption of the facsimile seal printed hereon for such purpose or, if an impression seal appears hereon, by affixing such impression seal or by adoption of the word "SEAL" appearing next to the name of the corporation or the signatures of the officers, directors or shareholders, (c), if by a partnership, by the duly authorized partners of the partnership on its behalf under seal by adoption of the word "SEAL" appearing next to the name of the partnership or the signatures of the partners or (d), if by a limited liability company, by the duly authorized members or managers on its behalf under seal by adoption of the word "SEAL" appearing next to the name of the limited liability company or the signatures of the members or managers, on the day and year first above written.

Camden Mid South LLC

By: Jeffrey G. Wilkins
Its: Manager

(SEAL)

STATE OF OHIO
COUNTY OF FRANKLIN

I certify that the following person personally appeared before me this day and acknowledged to me that the following person voluntarily signed the foregoing document for the purpose stated therein and in the capacity indicated:

Name	Capacity
Jeffrey G. Wilkins	Manager, Camden Mid South LLC

- ☒ I have personal knowledge of the identity of the principal;
☐ I have seen satisfactory evidence of the principal's identity, by a current state or federal identification with the principal's photograph in the form of a _____; or
☐ A credible witness has sworn to the identity of the principal

Witness my hand and official stamp or seal on this the 22nd day of April, 2011.

Peter P. Potok
Notary Public

Print notary name: PETER P. POTOK
(notary name must be exactly as on notary seal)

My commission expires: 8/18/14

[affix notary seal, which must be fully legible, below]



Peter P. Potok
NOTARY PUBLIC - STATE OF OHIO
Commission expires 8/18/14

CONSENT OF MORTGAGEE

The Huntington National Bank, successor by merger to Sky Bank, the beneficiary of a First Lien Deed of Trust, Security Agreement, Assignment of Leases and Rents and Fixture Filing Statement recorded in Book 3243, Page 489, Moore County Registry (the "Deed of Trust") hereby (a) consents to, approves, and ratifies the execution and delivery of the Fifth Amendment to Declaration of Camden Villas at Mid South Condominium (the "Amendment") and the recordation thereof in the Moore County Registry and (b) subordinates the lien of the Deed of Trust to the terms and provisions of the Declaration of Camden Villas at Mid South Condominium recorded in Book 3374, Page 524, Moore County Registry, as amended, (the "Declaration") (fully and to the same extent as if the Declaration had been executed, delivered, and filed of record prior to the execution, delivery, and recordation of the Deed of Trust).

[signature page to follow]

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IN WITNESS WHEREOF, this Consent of Mortgagee to Amendment is executed (a), if by individuals, by hereunto setting their hands under seal by adoption of the word "SEAL" appearing next to the individuals' names or signatures, (b), if by a corporation, by the duly authorized officers, directors or shareholders of the corporation on its behalf under seal by adoption of the facsimile seal printed hereon for such purpose or, if an impression seal appears hereon, by affixing such impression seal or by adoption of the word "SEAL" appearing next to the name of the corporation or the signatures of the officers, directors or shareholders, (c), if by a partnership, by the duly authorized partners of the partnership on its behalf under seal by adoption of the word "SEAL" appearing next to the name of the partnership or the signatures of the partners or (d), if by a limited liability company, by the duly authorized members or managers on its behalf under seal by adoption of the word "SEAL" appearing next to the name of the limited liability company or the signatures of the members or managers, on the day and year first above written.

[Signature] (SEAL)
 The Huntington National Bank (as successor by merger to Sky Bank)
 By: Nicholas Markovich
 Its: AVP

STATE OF OHIO
 COUNTY OF FRANKLIN

I certify that the following person personally appeared before me this day and acknowledged to me that the following person voluntarily signed the foregoing document for the purpose stated therein and in the capacity indicated:

Name	Capacity
<u>Nicholas Markovich</u> [name]	<u>AVP</u> [title], The Huntington National Bank

- ☒ I have personal knowledge of the identity of the principal;
☐ I have seen satisfactory evidence of the principal's identity, by a current state or federal identification with the principal's photograph in the form of a _____; or
☐ A credible witness has sworn to the identity of the principal

Witness my hand and official stamp or seal on this the 28th day of April, 2011.

Sandra Kay Bader
 Notary Public

Print notary name: Sandra Kay Bader
 (notary name must be exactly as on notary seal)

My commission expires: _____

[affix notary seal, which must be fully legible, below]



SANDRA KAY BADER
 Notary Public, State of Ohio
 My Commission Expires 10/28/14
 Recorded in Fairfield County