

FILED FOR REGISTRATION
JULY 30, 2014 9:36 AM
DATE TIME
AND RECORDED IN BOOK 964 PAGE 374
M. BRENT SHOAF, REGISTER OF DEEDS
DAVIE COUNTY, NC
BY Nannah N. Keller
DEPUTY

ENV.

Drafted By: Mallory M. Oates
Return After Recording to Mallory M. Oates, P. O. Box 21029, Winston-Salem, NC 27120-1029

STATE OF NORTH CAROLINA) SIXTH AMENDMENT
) TO DECLARATION OF COVENANTS,
COUNTY OF DAVIE) CONDITIONS AND RESTRICTIONS

THIS SIXTH AMENDMENT TO DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS (the "Sixth Amendment") is made this the 2nd day of July, 2014 by BR 549, LLC, a North Carolina limited liability company (hereinafter referred to as the "Developer").

RECITALS:

A. Ramey Development Corporation, a North Carolina corporation caused to be recorded a certain Declaration of Covenants, Conditions and Restrictions for Bermuda Run West the same being recorded in Deed Book 204, page 573, Davie County Registry.

B. The Declaration of Covenants, Conditions and Restrictions was amended pursuant to a First Amendment to Declaration of Covenants, Conditions and Restrictions recorded in Book 314, page 150, Davie County Registry; a Second Amendment to Declaration of Covenants, Conditions and Restrictions recorded in Book 347, page 558, Davie County Registry; a Third Amendment to Declaration of Covenants, Conditions and Restrictions recorded in Book 385, page 865, Davie County Registry; a Fourth Amendment to Declaration of Covenants, Conditions and Restrictions recorded in Book 570, page 735, Davie County Registry; and a Fifth Amendment to Declaration of Covenants, Conditions and Restrictions recorded in Book 839, page 500, Davie County Registry.

C. Ramey Development Corporation assigned all of its rights under the Declaration of Covenants, Conditions and Restrictions, as amended, (the "Declaration") to BV West, LLC recorded in Book 353, page 259, Davie County Registry and BV West, LLC assigned all of its rights under the Declaration to the Developer pursuant to an Assignment of Rights under Declaration of Covenants, Conditions and Restrictions recorded in Book 385, page 875, Davie County Registry.

D. Pursuant to the terms of the Declaration, the Developer has the right to extend, remove, modify or change any restriction, covenant or condition set forth in the Declaration.

E. Developer desires to amend the Declaration as more particularly set forth herein.

NOW THEREFORE, the Developer hereby modifies the Declaration of Covenants, Conditions and Restrictions recorded in Book 204, page 573, Davie County Registry, as the same has been amended all as more particularly set forth above, to provide as follows:

1. Article III, Section 1, is hereby deleted in its entirety and replaced with the following:

“Duration; Amendments by Association: The provisions of this Declaration shall run with the Property and shall inure to the benefit of, and be enforceable by, Developer, any Owner, the Association, or their respective legal representatives, heirs, successors and assigns, for the term running up to and including August 5, 2038, after which time the Declaration shall automatically renew and be enforceable for successive ten (10) year periods. At any time, the Declaration may be amended, in whole or in part, by affirmative vote or written agreement signed by Owners of Lots to which at least fifty-one percent (51%) of the votes in the Association are allocated. Any such amendment shall be recorded and shall contain a certificate wherein the President or the Secretary of the Association swears that such change was duly adopted by the requisite number of votes.” Provided, however, the provisions of Article IX cannot be amended, or waived without the written consent of the owner of BRCC in an instrument duly recorded in the Davie County Registry. Provided, further, that any amendment to the Declaration is subject to the prior written consent of the Developer for so long as the Developer owns a Lot.

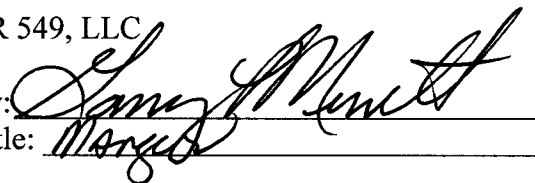
2. Except as expressly set forth herein, the remaining terms of the Declaration shall remain in full force and effect.

IN WITNESS WHEREOF, the Developer has executed this Sixth Amendment as of the day and year set forth above.

BR 549, LLC

By: _____

Title: _____



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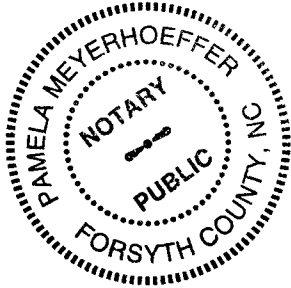
BK 964 PG 376

STATE OF NORTH CAROLINA; Forsyth COUNTY

I, Pamela Meyerhoeffer a Notary Public of the County and State aforesaid, certify that Garry Merritt personally appeared before me this day and acknowledged that (s)he is the Manager of BR 549, LLC, a North Carolina limited liability company, and that by authority duly given and as the act of the company, the foregoing instrument was signed by him/her as its Manager. Witness my hand and official stamp or seal, this 2nd day of July, 2014.

(STAMP/SEAL)

Pamela Meyerhoeffer
Notary Public
My Commission Expires: 1-19-2018



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