


FOR REGISTRATION  
 Sharon A. Davis  
 REGISTER OF DEEDS  
 Durham County, NC  
 2018 Dec 18 09:47:56 AM  
 BK:8564 PG:575-582  
 AMENDMENT  
 FEE: \$26.00  
 INSTRUMENT # 2018043228

SMMARSH



2018043228

WAKE COUNTY, NC 20  
 CHARLES P. GILLIAM  
 REGISTER OF DEEDS  
 PRESENTED & RECORDED ON  
 12/10/2018 14:10:20

BOOK:017313 PAGE:00105 - 00112

*Prepared by and return after recording to:*  
 Michael G. Winters  
 Ellis & Winters LLP  
 Post Office Box 33550  
 Raleigh, North Carolina 27636

WAKE AND DURHAM COUNTIES  
 NORTH CAROLINA

**FIRST AMENDMENT TO**  
**(CORRECTED)**  
**AMENDED AND RESTATED CONDITIONS, COVENANTS,**  
**RESTRICTIONS AND RESERVATIONS**  
**AFFECTING THE RESEARCH TRIANGLE PARK**

THIS FIRST AMENDMENT TO (CORRECTED) AMENDED AND RESTATED CONDITIONS, COVENANTS, RESTRICTIONS AND RESERVATIONS AFFECTING THE RESEARCH TRIANGLE PARK ("First Amendment") is made as of the 29<sup>th</sup> day of October, 2018, by Research Triangle Foundation of North Carolina ("Foundation") for the purpose of amending that certain (Corrected) Amended and Restated Conditions, Covenants, Restrictions and Reservations Affecting the Research Triangle Park ("Covenants") recorded in Book 7559, Page 1, in the Office of the Register of Deeds, Durham County, North Carolina Book, and Book 15768, Page 2175 in the Office of the Register of Deeds, Wake County, North Carolina.

**BACKGROUND:**

The Foundation desires hereby to amend the Covenants as hereinafter set forth. The Research Triangle Park Owners and Tenants Association, an unincorporated association ("Association"), approved this First Amendment by a favorable vote of at least a majority of the votes cast, as required by Article X, Section 4.1 of the Covenants, at a meeting of its members held on October 1, 2018, duly called for the purpose of considering this First Amendment.

NOW, THEREFORE, the Foundation, with the favorable votes of a majority of the Association, hereby amends the Covenants as follows.

1) In Article VI, Section 1, a new paragraph labeled "(h1)" is inserted between existing paragraphs (h) and (i), which new paragraph (h1) reads as follows:

(h1) Facilities used for primary or secondary public education purposes provided the Tract upon which such facilities are constructed (i) is zoned for primary or secondary public education uses; (ii) is not immediately adjacent to any other Tract within the Research Triangle Park which is not also used or held for primary or secondary public education purposes; and (iii) is adjacent to land that is not part of the Research Triangle Park.

2) The last sentence of the first paragraph of Section 2 of Article VI is hereby deleted in its entirety and the following new sentence is hereby substituted:

Except for primary or secondary public education uses permitted pursuant to subsection (h1) of Article VI, Section 1 above, primary and secondary education uses must be in a district reserved for mixed use or commercial uses.

**[signatures and notarizations on following pages]**

IN WITNESS WHEREOF, the Foundation has caused this First Amendment to be executed as of the date first above written.

**RESEARCH TRIANGLE FOUNDATION OF NORTH CAROLINA**

By: [Signature]  
Name: Scott Levitan  
Title: President

STATE OF NORTH CAROLINA  
COUNTY OF DURHAM

I, Kelly Wilson, a Notary Public of Wake County and State aforesaid, certify that **Scott Levitan** personally came before me this day and acknowledged that he is President of RESEARCH TRIANGLE FOUNDATION OF NORTH CAROLINA, a North Carolina corporation, and that he as President being authorized to do so, executed the foregoing on behalf of the corporation.

WITNESS my hand and official stamp or seal, this 29<sup>th</sup> day of October, 2018.

[Signature]  
Notary Public

Printed Name: Kelly Wilson

My Commission Expires:


May 16, 2023

[Notarial Seal]



**ATTESTATION BY THE OFFICER OF RESEARCH TRIANGLE FOUNDATION  
EXECUTING THIS FIRST AMENDMENT  
OF THE REQUISITE APPROVAL OF  
THE RESEARCH TRIANGLE PARK OWNERS AND TENANTS ASSOCIATION**

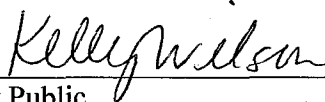
I, Scott Levitan, as President of Research Triangle Foundation of North Carolina and being the officer of Research Triangle Foundation of North Carolina executing this First Amendment, do hereby attest that the requisite approval of this First Amendment by the Research Triangle Park Owners and Tenants Association was obtained at a duly called meeting of the Research Triangle Park Owners and Tenants Association held on October 1, 2018, as evidenced by the minutes attached hereto as Exhibit A.

  
\_\_\_\_\_  
Scott Levitan  
President  
Research Triangle Foundation of North Carolina

STATE OF NORTH CAROLINA  
COUNTY OF DURHAM

I, Kelly Wilson, a Notary Public of Wake County and State aforesaid, certify that **Scott Levitan** personally came before me this day and acknowledged that he is President of RESEARCH TRIANGLE FOUNDATION OF NORTH CAROLINA, a North Carolina corporation, and that he as President being authorized to do so, executed the foregoing.

WITNESS my hand and official stamp or seal, this 29th day of October, 2018.

  
\_\_\_\_\_  
Notary Public  
Printed Name: Kelly Wilson

My Commission Expires:

May 16, 2023

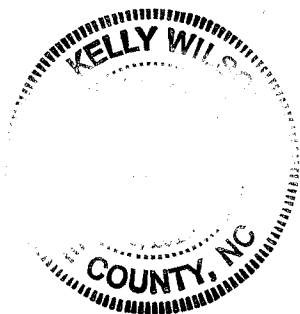
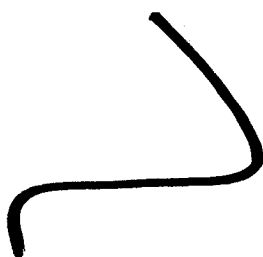


EXHIBIT A

MINUTES OF OCTOBER 1, 2018 MEETING  
OF THE RESEARCH TRIANGLE PARK OWNERS AND TENANTS ASSOCIATION





## Owners & Tenants Association Meeting

October 1, 2018

2:30pm – 4:00pm

The Research Triangle Park Headquarters  
12 Davis Drive, Research Triangle Park

**1. Welcome and Call to Order –*Stephen Martin (Cisco)***

Steve Martin called the meeting to order at 2:35 pm and welcomed attendees.

**2. Self-Introduction of Attendees – Per Attendee**

**3. Approval of June 14, 2018 Meeting Minutes**

Steve Martin, Chair asked for approval. A motion to approve was made by Steve Martin, then, seconded. The minutes were approved unanimously.

**4. RTP Updates**

a. **STEM in the Park 2019 Line-up (presented by Sarah Windsor)**

STEM in the Park has been around for 4 years, it is a non-profit program of the Research Triangle Park. STEM focuses on 3 key areas: Underrepresented students in STEM workforce, Educators in the local area, and STEM professionals and STEM organizations

FY 2018-2017 we have engaged:

- Students: 674 students from 30 schools/11 counties
- Educators: 174 educators from 63 schools in Durham/Wake
- STEM organizations: 34 companies at STEM Expos, 34 companies at Industry Summit, 13 companies through Educator ExternTrips and 9 at collaborative event 'Girls who Code'.

STEM in the Park Programming include: Speed Mentoring, Stem Mentoring Program, STEMMY's, Stem Fests, Stem Industry Summit & Educator Extern trips. There are many ways to get involved with STEM - volunteer, partner or donate/sponsor.

**5. DWSD Secondary Nominations for FY 2019**

Advisory Committee of Durham-Wake Counties Research and Production Service District  
(3-year term 7-1-18 to 6-30-21)

Secondary: Doug Edgeton, Biotechnology Center

Secondary: Mike Curry, BASF

Secondary: Andrew Schwab, First Flight

A motion to approve was made by Steve Martin, then seconded. The nominations were approved unanimously.

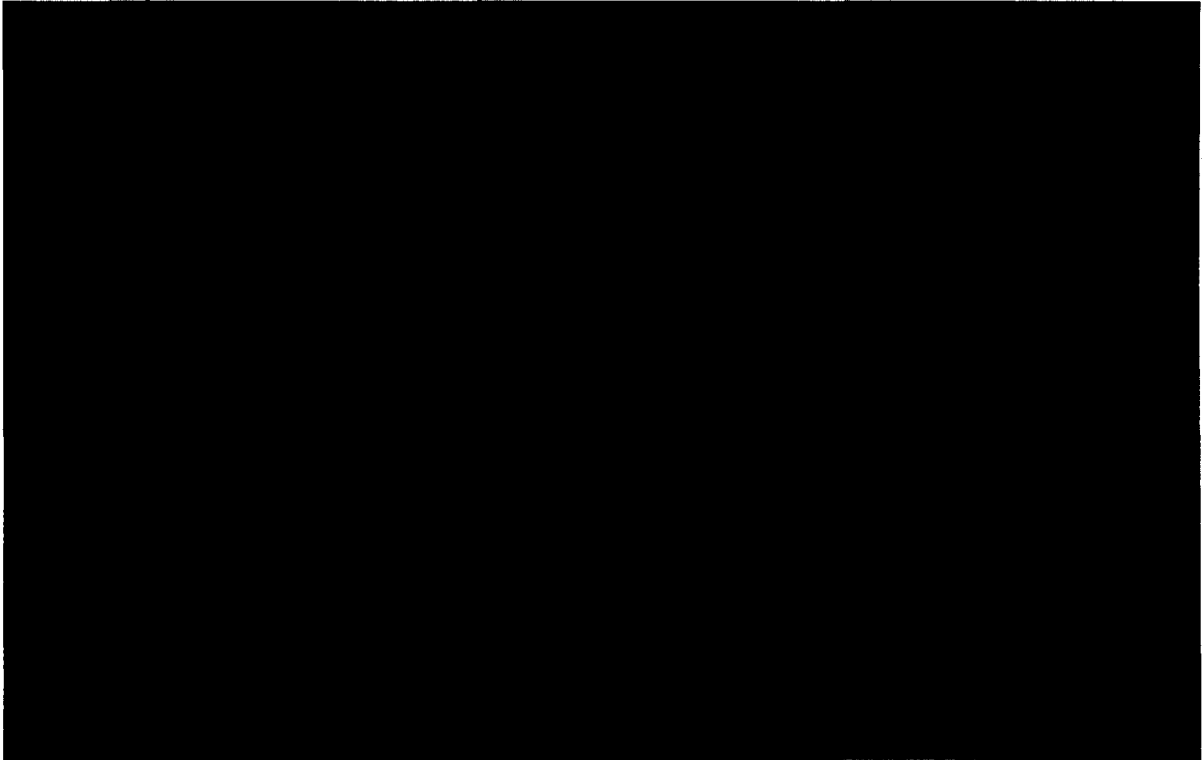
**6. Service District Term Limit Policy**

Will be discussed at the December meeting.

**7. Amended and Restated Conditions, Covenants, Restrictions and Reservations affecting the Research Triangle Park**

Pursuant to the notice of the meeting, the members discussed the proposed First Amendment to (Corrected) Amended and Restated Conditions, Covenants, Restrictions and Reservations Affecting the Research Triangle Park. After discussion, a vote was conducted, and a majority of the votes cast at the meeting approved the First Amendment (4,854 proxy votes were in favor and 81 proxy votes were opposed).

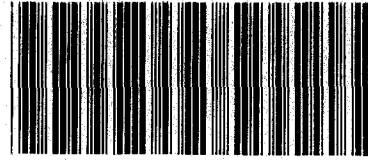
**8. RTP Updates:**



**9. Old Business & New Business**

The next meeting will be on December 6, 2018.

With no additional old or new business, the meeting was adjourned at 3:08 pm.



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**Please retain yellow trailer page**

It is part of the recorded document and must be submitted with the original for re-recording.

**Charles P. Gilliam  
Register of Deeds**

Wake County Justice Center  
300 South Salisbury Street, Suite 1700  
Raleigh, NC 27601

New Time Stamp

\$25 Non-Standard Fee

Additional Document Fee

Additional Reference Fee

**This Customer Group**

\_\_\_\_\_ # of Excessive Entities

\_\_\_\_\_ # of Time Stamps Needed

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