AMENDMENT TO CONDOMINIUM INSTRUMENTS FOR THE GATHERINGS AT WELLINGTON VILLAGE CONDOMINIUM ADDING ADDITIONAL LAND

THIS AMENDMENT is made as of
$\underline{\mathbf{R}} \underline{\mathbf{E}} \underline{\mathbf{C}} \underline{\mathbf{I}} \underline{\mathbf{T}} \underline{\mathbf{A}} \underline{\mathbf{L}} \underline{\mathbf{S}}$:
R-1. The Declarant signed certain condominium instruments establishing The Gatherings at Wellington Village Condominium ("Condominium") in the City of Manassas, Prince William County, Virginia and caused such documents to be recorded on, 20 among the land records of Prince William County, Virginia as Instrument Number
R-2. Pursuant to section 55-79.63 of the Condominium Act, Article 6 of the Declaration permits the Declarant unilaterally to expand the Condominium from time to time by adding all or any portion of the additional land until the seventh anniversary of the recordation of the Declaration.
R-3. The Declarant is the owner in fee simple absolute of certain real property described by metes and bounds as Phase in Exhibit A to the Declaration, constituting a portion of the additional land of the Condominium.
R-4. The Declarant has complied with the provisions of Article 6 of the Declaration and section 55-79.63 of the Condominium Act and wishes to amend the Declaration to expand the Condominium by adding Phase _ and the improvements erected thereon as hereinafter provided.
<u>A M E N D M E N T</u> :
In consideration, pursuant to and in compliance with Section 6.3 of the Declaration and section 55-79.63 of the Condominium Act, the Declarant hereby amends the Declaration as follows.
1. Phase, being the land described on Exhibit 1 and a portion of the additional land described on Exhibit A to the Declaration, is hereby submitted to the provisions of the Condominium Act, together with all improvements thereto and all easements, rights and appurtenances thereunto belonging, to become part of the Condominium as the Condominium Units listed on Exhibit 2 hereto.

Pursuant to section 55-79.56(b) of the Condominium Act, the Common Element

Interests in the Condominium are hereby reallocated to each unit in accordance with Exhibit 2, and pursuant to section 55-79.73D of the Condominium Act, liability for common expenses and

votes in the Unit Owners Association are similarly reallocated in proportion to the Common Element Interest allocated to each condominium unit hereby.
3. An additional plat, Sheet of Exhibit D, and certification pursuant to sections 55-79.58 and 55-79.59 of the Condominium Act are attached hereto and are hereby incorporated as part of the Plats and Plans of the Condominium.
EXCEPT as modified by this Amendment, all of the terms and provisions of the condominium instruments are hereby expressly ratified and confirmed, shall remain in full force and effect and shall apply to the Condominium as expanded.
IN WITNESS WHEREOF, the Declarant has caused this Amendment to be signed in its corporate name by an authorized officer.
BEAZER HOMES CORP. a Tennessee corporation
By:
COMMONWEALTH OF VIRGINIA) OF
I, the undersigned, a Notary Public in and for the jurisdiction aforesaid, do hereby certify that of Beazer Homes Corp., personally known to me or proven to be the person whose name is signed to the foregoing instrument, has acknowledged the same before me in the aforesaid jurisdiction as an officer of the corporation.
GIVEN under my hand and seal on, 20
[SEAL]
Notary Public
My commission expires:
My notary registration number is:

Exhibit 1 to the Amendment

Exhibit A to the Declaration

DESCRIPTION OF ADDITIONAL LAND AND WITHDRAWABLE LAND

The Gatherings at Wellington Village Condominium City of Manassas, Virginia

Phase 4D (WL-4D)

Beginning at a point in the northerly right-of-way line of Hastings Drive, (variable width), point being the westerly corner of Phase 4E, The Gatherings at Wellington Village Condominium; thence with the said Phase 4E, The Gatherings at Wellington Village Condominium, N 22°01'55" W, a distance of 333.97 feet to a point in the northerly line of Parcel AA, Village of Wellington; thence with the said Parcel AA, Village of Wellington the following courses and distances:

S 67°58'05" E, a distance of 253.48 feet to a point;

S 22°01'55" W, a distance of 327.04 feet to a point in the aforesaid northerly right-of-way line of Hastings Drive, (variable width); thence with the said northerly right-of-way line of Hastings Drive, (variable width) the following courses and distances:

with a curve turning to the right having a radius of 696,60 feet.

with an arc length of 48.29 feet, with a chord bearing of N 74°48'02" W, and a chord length of 48.28' to a point; N 62°23'15" W, a distance of 98.29 feet to a point;

with a curve turning to the left having a radius of 695.41 feet,

with an arc length of 108.36 feet, with a chord bearing of

N 73°39'51" W, and a chord length of 108.25' to the point of beginning and containing 83,159 square feet or 1.9091 acres.

Less and Except Phases 6 and 6A, The Gatherings at Wellington Village Condominium for a remainder of 62,226 square feet or 1.4285 acres.

TOGETHER WITH:

Phase 4E (WL-4E)

Beginning at a point in the northerly right-of-way line of Hastings Drive, (variable width), point being the easterly corner of Parcel BB, Village of Wellington; thence with the said Parcel BB, Village of Wellington and with the easterly edge of Fountain Circle, (private street) the following courses and distances:

with a curve turning to the right having a radius of 20.00 feet. with an arc length of 27.44 feet, with a chord bearing of N 45°34'57" W, and a chord length of 25.34' to a point; N 06°12'19" W, a distance of 126.82 feet to the point; with a curve turning to the right having a radius of 135.00 feet, with an arc length of 66.48 feet, with a chord bearing of

N 07°54'08" E, and a chord length of 65.81' to a point;

N 22°00'35" E, a distance of 167.98 feet to the point; thence departing the said Fountain Circle, (private street) and continuing with the said Parcel BB and Parcel AA, Village of Wellington, S 67°58'05" E, a distance of 179.32 feet to a point being the northerly corner of Phase 4D, The Gatherings at Wellington Village Condominium; thence with the said Phase 4D, The Gatherings at Wellington Village Condominium, S 22°01'55" W, a distance of 333.97 feet to a point in the aforesaid northerly right-of-way line of Hastings Drive, (variable width); thence with the said northerly right-of-way line of Hastings Drive, (variable width), with a curve turning to the left having a radius of 695.41 feet, with an arc length of 82.09 feet, with a chord bearing of N 81°30'35" W, and a chord length of 82.04' to the point of beginning and containing 56,233 square feet or 1.2909 acres.

Less and Except Phase 7, The Gatherings at Wellington Village Condominium for a remainder of 37,788 square feet or 0.8675 acres.

TOGETHER WITH:

Phase 6 (WL-6)

Commencing at the northerly corner of Phase 4D, The Gatherings at Wellington Village Condominium and the easterly corner of Phase 4E, The Gatherings at Wellington Village Condominium; thence through the said Phase 4D, The Gatherings at Wellington Village Condominium, S 07°30'04" W, a distance of 72.57 feet to the point of beginning, being the northerly corner of the hercin described property; thence with the said Phase 4D, The Gatherings at Wellington Village Condominium the following courses and distances:

S 67°58'05" E, a distance of 109.25 feet to a point; S 22°01'55" W, a distance of 168.83 feet to a point; N 67°58'05" W, a distance of 109.25 feet to a point;

N 67°58'05" W, a distance of 109.25 feet to a point; N 22°01'55" E, a distance of 168.83 feet to the point of beginning and containing 18,445 square feet or 0.4234 acres.

TOGETHER WITH:

Phase 6A (WL-6A)

Commencing at the northerly corner of Phase 4D, The Gatherings at Wellington Village Condominium and the easterly corner of Phase 4E, The Gatherings at Wellington Village Condominium; thence through the said Phase 4D, The Gatherings at Wellington Village Condominium, S 24°50'47" E, a distance of 13.90 feet to the point of beginning, being the northerly corner of the herein described property; thence with the said Phase 4D, The Gatherings at Wellington Village Condominium the following courses and distances:

S 67°58'05" E, a distance of 114.83 feet to a point; S 22°01'55" W, a distance of 114.83 feet to a point; N 67°58'05" W, a distance of 114.83 feet to a point;

N 22°01'55" E, a distance of 114.83 feet to the point of beginning and containing 2,488 square feet or 0.0571 acres.

TOGETHER WITH:

Phase 7 (WL-7)

Commencing at the northerly corner of Phase 4E, The Gatherings at Wellington Village Condominium, point being on the easterly edge of Fountain Circle, (private street), thence through the said Phase 4E, The Gatherings at Wellington Village Condominium, S 23°14'18" E, a distance of 73.30 feet to the point of beginning, being the northerly corner of the herein described property; thence with the said Phase 4E, The Gatherings at Wellington Village Condominium the following courses and distances:

S 67°58'05" E, a distance of 109.25 feet to a point; S 22°01'55" W, a distance of 168.83 feet to a point; N 67°58'05" W, a distance of 109.25 feet to a point;

N 22°01'55" E, a distance of 168.83 feet to the point of beginning and containing 18,445 square feet or 0.4234 acres.

Exhibit 2 to the Amendment

Exhibit C to the Declaration

THE GATHERINGS AT WELLINGTON VILLAGE CONDOMINIUM

PHASES 1, 2, 3, 6 and 7

COMMON ELEMENT INTEREST TABLE

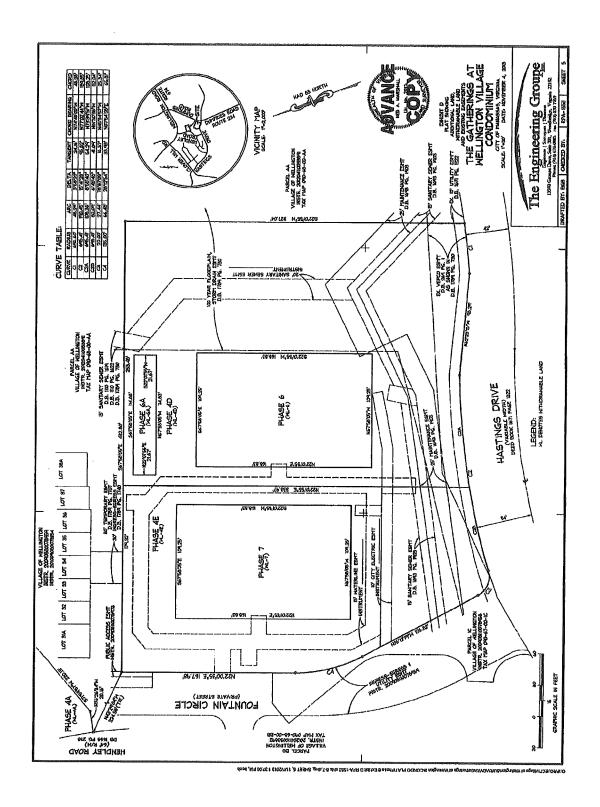
<u>Unit</u> Type	Number Per Type	Par Value Per Unit	Common Element Interest Per Unit	Total Common Element Interest Per Type
A A1 B C D	15 15 40 35 <u>30</u>	550 550 650 750 800	0.59299% 0.59299% 0.70081% 0.80863% 0.86253%	8.89488% 8.89488% 28.03235% 28.30189% 25.87601%
TOTAL	135			100%

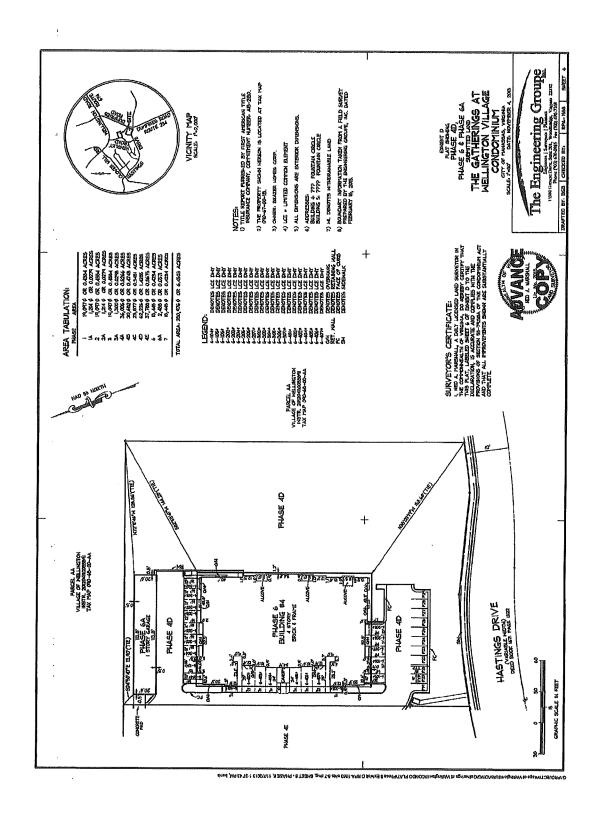
The street address of all units in each building is the same:

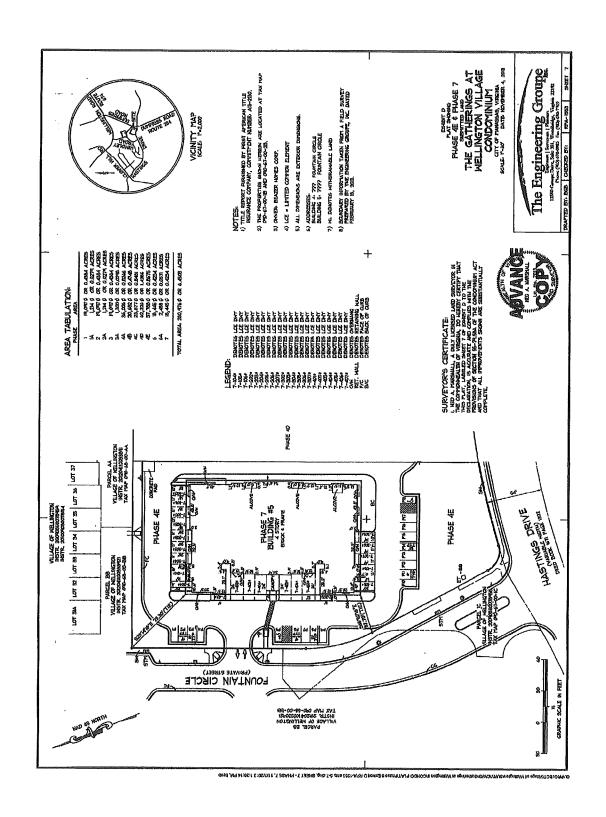
Phase 1: 9200 Charleston Drive
Phase 2: 9202 Charleston Drive
Phase 3: 9204 Charleston Drive
Phase 6: Fountain Circle
Phase 7: Whitworth Lane

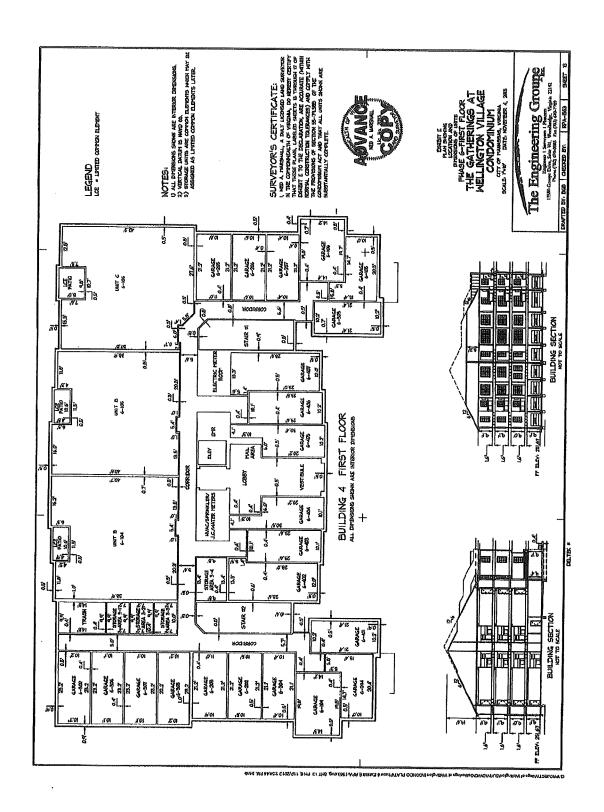
LIST OF UNITS

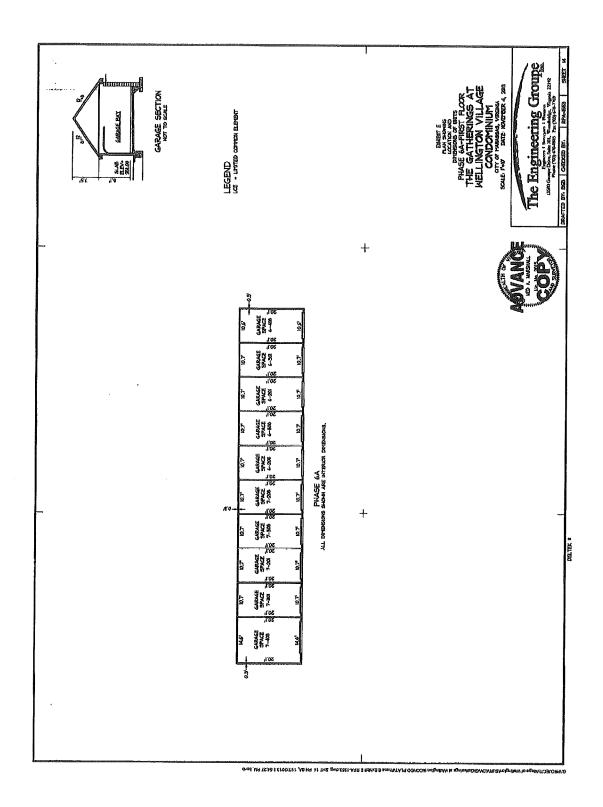
TYPE A	TYPE A1	TYPE B	TYPE C	TYPE D
1-207	1-208	1-101	1-103	1-201
1-307	1-308	1-102	1-202	1-206
1-407	1-408	1-203	1-205	1-301
		1-204	1-302	1-306
		1-303	1-305	1-401
		1-304	1-402	1-406
		1-403	1-405	
		1-404		
2-207	2-208	2-101	2-103	2-201
2-307	2-308	2-102	2-202	2-206
2-407	2-408	2-203	2-205	2-301
		2-204	2-302	2-306
		2-303	2-305	2-401
		2-304	2-402	2-406
		2-403	2-405	
		2-404		
3-207	3-208	3-101	3-103	3-201
3-307	3-308	3-102	3-202	3-206
3-407	3-408	3-203	3-205	3-301
		3-204	3-302	3-306
		3-303	3-305	3-401
		3-304	3-402	3-406
		3-403	3-405	
		3-404		
6-207	6-208	6-101	6-103	6-201
6-307	6-308	6-102	6-202	6-206
6-407	6-408	6-203	6-205	6-301
		6-204	6-302	6-306
		6-303	6-305	6-401
		6-304	6-402	6-406
		6-403	6-405	
		6-404		
7-207	7-208	7-101	7-103	7-201
7-307	7-308	7-102	7-202	7-206
7-407	7-408	7-203	7-205	7-301
		7-204	7-302	7-306
		7-303	7-305	7-401
		7-304	7-402	7-406
		7-403	7-405	
		7-404		

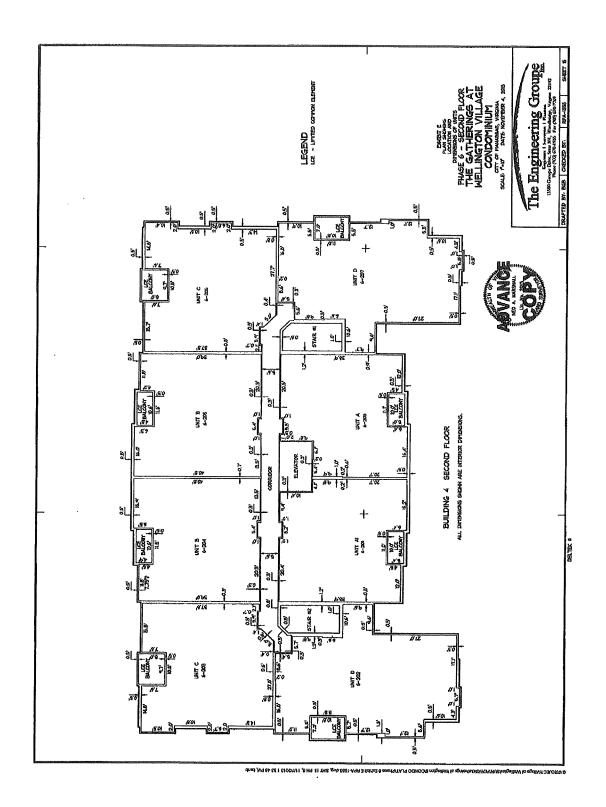


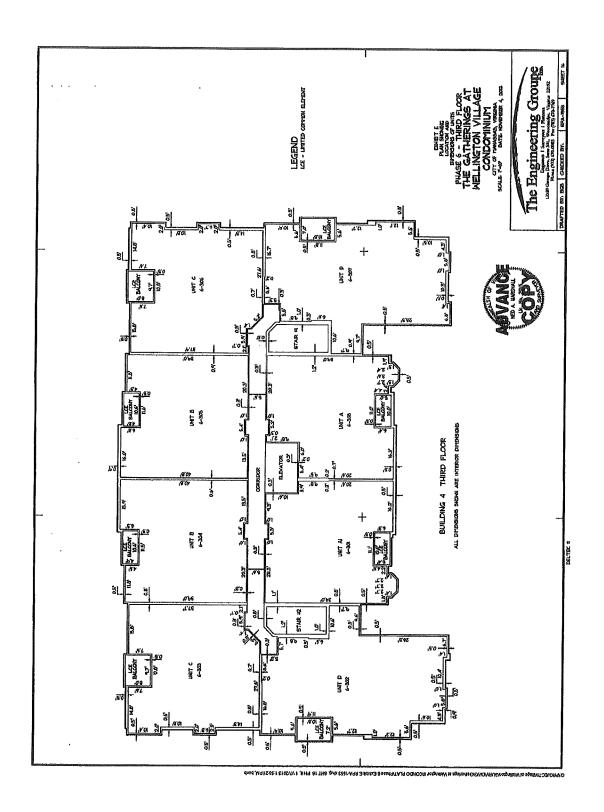


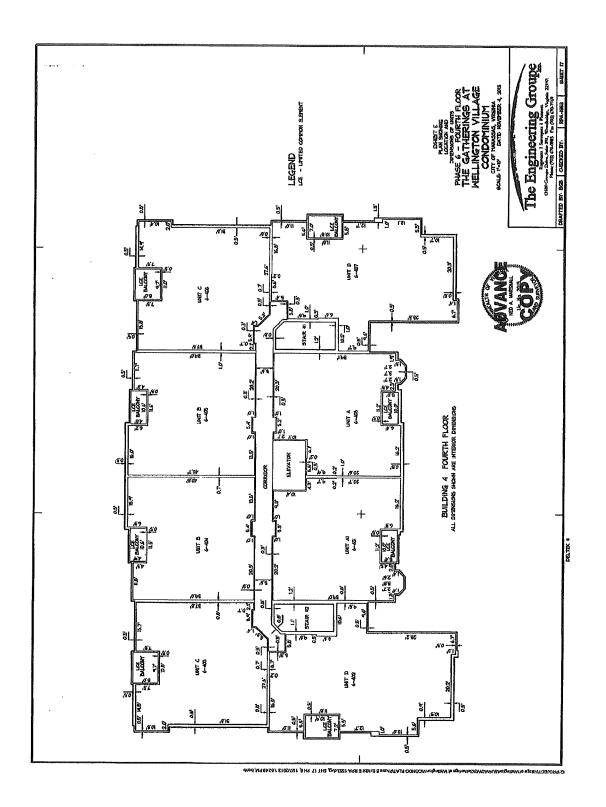


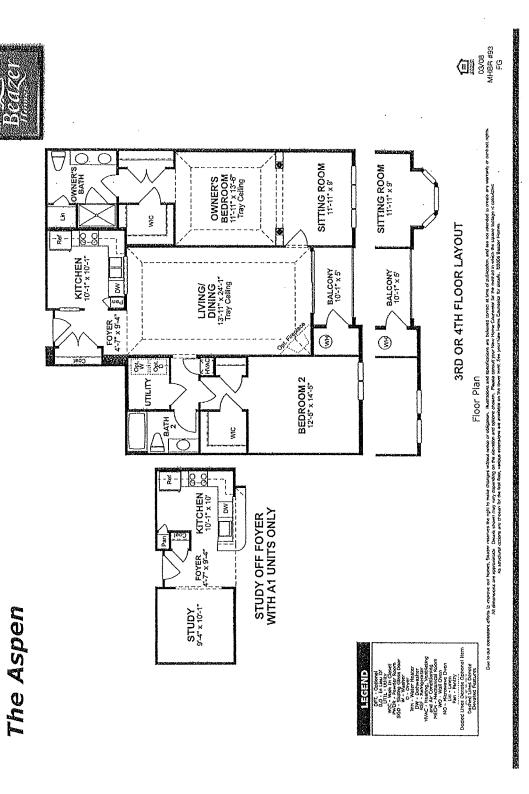




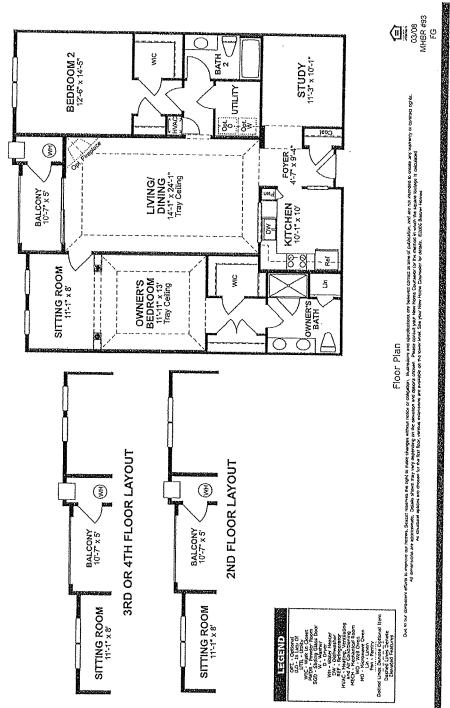




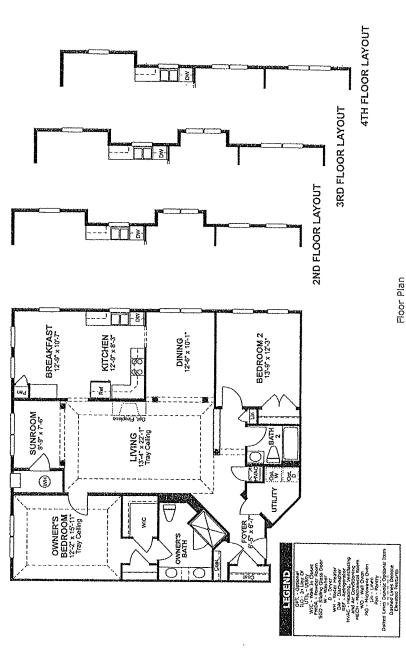




The Bradford

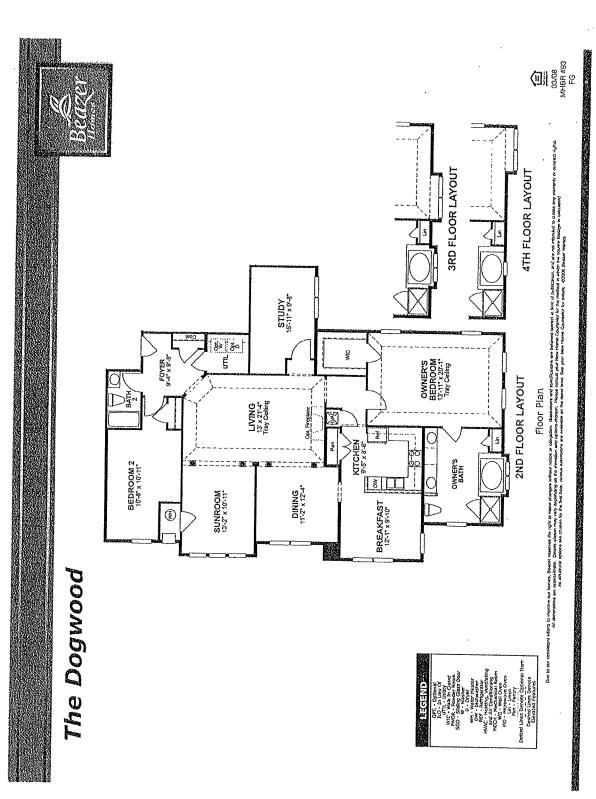


The Chestnut



03/08 MHBR #93 FG

Teaches the north to make changes without notice or deligation. Businesses and specialises are not always without notice or always and annual and annual or or controlled from the north n



AMENDMENT TO CONDOMINIUM INSTRUMENTS FOR THE GATHERINGS AT WELLINGTON VILLAGE CONDOMINIUM CHANGING UNIT BOUNDARIES AND ADDING ADDITIONAL LAND

THIS AMENDMENT is made as of ______, 20___, by WELLINGTON

RETAIL II, LLC, a Virginia limited liability company ("Original Declarant") and BEAZER HOMES CORP., a Tennessee corporation ("Successor Declarant").
$\underline{R} \underline{E} \underline{C} \underline{I} \underline{T} \underline{A} \underline{L} \underline{S}$:
R-1. The Original Declarant signed certain condominium instruments, including a Declaration, establishing The Gatherings at Wellington Village Condominium ("Condominium") located in the City of Manassas, Prince William County, Virginia and caused such documents to be recorded among the land records of Prince William County, Virginia ("Land Records") on, 20 as Instrument Number
R-2. The Original Declarant and the Successor Declarant signed that certain The Gatherings at Wellington Village Transfer of Special Declarant Rights ("Transfer") whereby the Original Declarant assigned to the Successor Declarant all Special Declarant Rights with respect to Phase 1A of the Condominium and caused the Transfer to be recorded among the Land Records on, 20 as Instrument Number
R-3. Subsection 55-79.71A of the Virginia Condominium Act (Va. Code Section 55-79.39 et seq.) ("Act") provides that a declarant may unilaterally amend the condominium instruments if there is no unit owner other than a declarant.
R-4. The Successor Declarant owns condominium units to which 100% of the votes appertain.
R-5. Pursuant to section 55-79.63 of the Condominium Act, Article 6 of the Declaration permits a declarant unilaterally to expand the Condominium from time to time by adding all or any portion of the additional land until the seventh anniversary of the recordation of the Declaration.
R-6. The Successor Declarant is the owner in fee simple absolute of certain real property described by metes and bounds as Phase 1A in Exhibit A to the Declaration, constituting a portion of the additional land of the Condominium.
R-7. The Successor Declarant has complied with the provisions of Article 6 of the Declaration and section 55-79.63 of the Condominium Act and wishes to amend the Declaration to expand the Condominium by adding Phase 1A and the improvements erected thereon as hereinafter provided.

R-8. The Original Declarant and the Successor Declarant wish to adopt this Amendment as evidenced by their signatures hereto.

AMENDMENT:

- 1. Pursuant to and in compliance with Article 5 of the Declaration and Subsection 55-79.71A of the Act, the unit owners hereby amend the Declaration as follows.
- a. Section 2.3 of the Declaration is hereby deleted in its entirety and the following is substituted in lieu thereof:
 - <u>Section 2.3.</u> <u>Unit Boundaries</u>. The boundaries of each unit are as follows:
 - (a) <u>Horizontal (Upper and Lower) Boundaries</u>. The upper and lower boundaries of the unit are the following boundaries extended to an intersection with the vertical (perimetric) boundaries:
 - (1) <u>Upper Boundary</u>: The horizontal plane of the bottom surface of the wood joists of the ceiling.
 - (2) <u>Lower Boundary</u>: The horizontal plane of the top surface of the undecorated concrete floor slab or wood subflooring (as the case may be).
 - (b) <u>Vertical (Perimetric) Boundaries</u>. The vertical boundaries of the unit are the vertical planes which include the back surface of the wallboard of all walls bounding the unit extended to intersections with each other and with the upper and lower boundaries.
 - (c) <u>Utility System</u>. The unit includes the heating and air-conditioning apparatus serving only that unit (whether or not located within the unit boundaries). Any portion of a utility system or other apparatus serving more than one unit (e.g., pipes, conduits, ducts) which is located partially within and partially outside the unit (including without limitation the fire protection sprinkler system) is part of the common elements. Any portion of a utility system serving only one unit which is located outside the unit is a limited common element appurtenant to that unit.
- b. The Common Element Interest Table (Exhibit C to the Declaration) is hereby deleted in its entirety and the Common Element Interest Table attached as Exhibit 2 to this Amendment is hereby substituted in lieu thereof.
- c. An additional plan, Sheet ___ of Exhibit E, and certification pursuant to sections 55-79.58 and 55-79.59 of the Act are attached hereto and are hereby incorporated as part of the Plats and Plans of the Condominium.

2. Pursuant to and in compliance with Section the Condominium Act, the Successor Declarant he	n 6.3 of the Declaration and section reby amends the Declaration as follo	55-79.63 of ows.
a. Phase 1A, being the land describe land described on Exhibit A to the Declaration, Condominium Act, together with all improver appurtenances thereunto belonging.	is hereby submitted to the provis	sions of the
b. An additional plat, Sheet of E 55-79.58 and 55-79.59 of the Condominium Act a as part of the Plats and Plans of the Condominium.	are attached hereto and are hereby i	to sections ncorporated
EXCEPT as modified by this Amendment, all cinstruments are hereby expressly ratified and confishall apply to the Condominium as expanded.	of the terms and provisions of the co irmed, shall remain in full force and	endominium d effect and
IN WITNESS WHEREOF, the Original Declaration this Amendment as of the date first written above.	arant and the Successor Declarant 1	nave signed
ORIGINAL DECLARANT:	WELLINGTON RETAIL II, LLC a Virginia limited liability com	npany
	By: Name: Title: Manager	[SEAL]
COMMONWEALTH OF VIRGINIA)		
COUNTY OF FAIRFAX) to wit:		
I, the undersigned, a Notary Public in and that, known to me whose name is signed to the foregoing instrum jurisdiction set forth above and acknowledged the set	to be or satisfactorily proven to be nent, personally appeared before	the person
GIVEN under my hand and seal on	, 20	
	Notary Public	[SEAL]
My commission expires:	-	
My Notary Registration number is:	-	

SUCCESSOR DECLARANT:

BEAZER HOMES CORP. a Tennessee corporation

	By: Name: Title:	
COMMONWEALTH OF VIRGINIA)) to wit: COUNTY OF)		
I, the undersigned, a Notary Public in that	the of oven to be the person whose nar perfore me in the jurisdiction se	Beazer Homes me is signed to the
GIVEN under my hand and seal on	, 20	
_	Notary Public	[SEAL]
My notary registration number is:	-	
My commission expires:		

DESCRIPTION OF SUBMITTED LAND

THE GATHERINGS AT WELLINGTON VILLAGE CONDOMINIUM

City of Manassas, Prince William County, Virginia

Phase 1A (WL-1A)

Beginning at a point on the easterly right-of-way line of Hendley Road, (64' wide), said point being the northwest corner of Phase 4, The Gatherings At Wellington Village Condominium and also being the southwest corner of the now or formerly Grace United Methodist Church property; thence N 74°30'57" E, a distance of 374.83 feet to the beginning of the herein described Phase 1A, The Gatherings At Wellington Village Condominium; thence running through the said Phase 4, The Gatherings At Wellington Village Condominium the following courses and distances:

N 71°59'57" E, a distance of 56.00 feet to a point; S 18°00'03" E, a distance of 21.67 feet to a point; S 71°59'57" W, a distance of 56.00 feet to a point; N 18°00'03" W, a distance of 21.67 feet to the point of beginning and containing 1,214 square feet or 0.0279 acres.

Exhibit 2 to the Amendment

Exhibit C to the Declaration

THE GATHERINGS AT WELLINGTON VILLAGE CONDOMINIUM $\underline{\text{COMMON ELEMENT INTEREST TABLE}}$

				Total Common Element
<u>Unit</u>	Number Per	Par Value	Common Element	<u>Interest</u>
<u>Type</u>	<u>Type</u>	Per Unit	Interest Per Unit	Per Type
A	3	550	.56995%	7.97930%
A1	3	650	.56995%	1.13990%
В	8	650	.67358%	4.71506%
C	7	750	.77720%	3.10880%
D	<u>6</u>	800	<u>.82901%</u>	<u>6.63208%</u>
TOTAL	27			100%

The street address of all units in each building is the same:

Phase 1:	Charleston Drive
Phase 2:	Charleston Drive
Phase 3:	Charleston Drive

LIST OF UNITS

Type A	Type A1	Type B	Type C	Type D
3-207	3-208	3-101	3-103	3-201
3-307	3-308	3-102	3-202	3-206
3-407	3-408	3-203	3-205	3-301
		3-204	3-302	3-306
		3-303	3-305	3-401
		3-304	3-402	3-406
		3-403	3-405	
		3-404		

US_ACTIVE-105299321.1

AMENDMENT TO CONDOMINIUM INSTRUMENTS FOR THE GATHERINGS AT WELLINGTON VILLAGE CONDOMINIUM ASSIGNING LIMITED COMMON ELEMENT PARKING SPACES

THIS AMENDMENT is made as of	, 20,	by	Beazer	Homes	Corp.,	2
Tennessee corporation ("Declarant").		•			• •	

RECITALS:

- R-1. The Declarant signed certain condominium instruments establishing The Gatherings at Wellington Village Condominium in the City of Manassas and caused such documents to be recorded on _______, 20___ among the land records of Prince William County, Virginia in Deed Book ____ at Page ____.
- R-2. Pursuant to paragraph (6) of subsection 55-79.54(a) of the Condominium Act, Section 3.1 of the Declaration reserves to the Declarant the right to assign certain common elements as limited common elements and specifies the method whereby such assignments shall be made in accordance with section 55-79.57 of the Condominium Act.
- R-3. Portions of the common elements are labeled on the Plans (Exhibit E to the Declaration) as common elements which may be assigned as limited common elements, including without limitation all of the covered or underground parking spaces in the Condominium.
- R-4. Section 3.1 authorizes the Declarant to use a preliminary assignment in the individual deed to a condominium unit in addition to the method provided for in section 55-79.57 of the Condominium Act.
- R-5. The Declarant has assigned certain common element parking spaces as limited common elements in the individual deeds to certain condominium units, and has entered into contracts to assign other common element parking spaces as limited common elements, but such assignments and contracts are not effective until confirmed by an amendment to the Declaration.
- R-6. The Declarant wishes to confirm the assignment made by deed, to perform its contracts and otherwise to assign certain common elements not previously assigned as limited common elements and amend the condominium instruments to assign such common elements as limited common element parking spaces for the exclusive use of the unit owners to whose condominium units such parking spaces are assigned as hereinafter provided.
- R-7. The Declarant has complied with the provisions of Section 3.1 of the Declaration and section 55-79.57 of the Condominium Act.
- R-8. Section 3.1 reserves to the Declarant the right unilaterally to prepare, sign and record the amendment necessary to effect such an assignment.

AMENDMENT:

Pursuant to and in compliance with Section 3.1 of the Declaration and section 55-79.57 of the Condominium Act, the Declarant hereby amends the Declaration as follows.

- 1. Each parking space shown on the Plans, Exhibit E to the Declaration, is hereby assigned to the condominium unit next to which such parking space is shown on the attached Exhibit 1, as a limited common element for the exclusive use of the unit owner of such condominium unit.
- 2. Except as modified by this Amendment, all of the terms and provisions of the condominium instruments are hereby expressly ratified and confirmed and shall remain in full force and effect.

IN WITNESS WHEREOF, the Declarant has caused this Amendment to be signed by an authorized officer of the corporation as of the date first set forth above.

BEAZER HOMES CORP. a Tennessee corporation

	By: Name: Title:	
OFOF	_)) SS: _)	
that,, personally known to me or proven to be	in and for the jurisdiction aforesaid, do hereby of Beazer Homes the person whose name is signed to the forestore me in the aforesaid jurisdiction as an of	Corp.,
GIVEN under my hand and seal on	, 20	
	Notary Public [S	SEAL]
My commission expires:		
My notary registration number is:	_	

Exhibit 1 to the Amendment

Limited Common Element Parking Space No.	Assigned To Condominium Unit No.	Limited Common Element Parking Space No.	Assigned to Condominium Unit No.
1		49	
		50	
2 3		51	
4		52	
5		53	
6		54	
7		55	
8		56	
9		57	
10		58	
11		59	
12		60	
13		61	
14		62	
15		63	
16		64	
17		65	
18		66	
19		67	
20		68	
21		69	
22		70	
23		71	
24		72	
25		73	
26		74	
27		75	
28		76	
29		77	
30		78	
31		79	
32		80	
33		81	
34		82	
35		83	
36		84	
37		85	
38		86	

39	87
40	88
41	89
42	90
43	91
44	92
45	93
46	94
47	95
48	96

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201206250059535 Prince William County, VA Pgs: 6 06/25/2012 6:28:36AM Michèle B. McOuigg, Clerk

Tex Mup: 090/69 00/ 1/1

AMENDMENT TO CONDOMINIUM INSTRUMENTS FOR THE GATHERINGS AT WELLINGTON VILLAGE CONDOMINIUM CHANGING UNIT BOUNDARIES AND SUBDIVIDING UNITS

THIS AMENDMENT is made as of June 21, 2012, by BEAZER HOMES CORP., a Tennessee corporation ("Successor Declarant").

RECITALS:

- R-1. Wellington Retail II, LLC, a Virginia limited liability company ("Original Declarant"), signed certain condominium instruments, including a Declaration, establishing The Gatherings at Wellington Village Condominium ("Condominium") located in the City of Manassas, Prince William County, Virginia and caused such documents to be recorded among the land records of Prince William County, Virginia ("Land Records") on November 10, 2011 as Instrument Number 2011111100093205.
- R-2. The Original Declarant and the Successor Declarant signed The Gatherings at Wellington Village Transfer of Special Declarant Rights ("Transfer") whereby the Original Declarant assigned to the Successor Declarant all Special Declarant Rights with respect to Phase Phase 1 and Phase 1A of the Condominium and caused the Transfer to be recorded among the Land Records on November 10, 2011 as Instrument Number 201111100093208.
- R-3. Subsection 55-79.71A of the Virginia Condominium Act (Va. Code Section 55-79.39 et seq.) ("Condominium Act") provides that a declarant may unilaterally amend the condominium instruments if there is no unit owner other than a declarant.
- R-4. The Successor Declarant is the owner in fee simple absolute of Unit 1 and Unit 2 within Phase 1 of the Condominium, condominium units to which 100% of the votes appertain.
- R-5. The Successor Declarant has complied with the provisions of Article 5 of the Declaration and subsection 55-79.71A of the Condominium Act and wishes to amend the Declaration to subdivide Unit 1 and Unit 2 as hereinafter provided and to create the limited common elements shown on the Plats and Plans appurtenant to the units created hereby.

AMENDMENT:

Pursuant to and in compliance with Article 5 of the Declaration and subsection 55-79.71A of the Act, the unit owners hereby amend the Declaration as follows.

- 1. Section 2.3 of the Declaration is hereby deleted in its entirety and the following is substituted in lieu thereof:
 - Section 2.3. Unit Boundaries. The boundaries of each unit are as follows:
 - (a) <u>Horizontal (Upper and Lower) Boundaries</u>. The upper and lower boundaries of the unit are the following boundaries extended to an intersection with the vertical (perimetric) boundaries:
 - (1) <u>Upper Boundary</u>: The horizontal plane of the bottom surface of the wood joists of the ceiling.

Letwa ho: Title One Settlement Group, LLC 14901 Bogle Drive, Suite 301 Chantilly, VA 20151

-

- (2) <u>Lower Boundary</u>: The horizontal plane of the top surface of the undecorated concrete floor slab or wood subflooring (as the case may be).
- (b) <u>Vertical (Perimetric) Boundaries</u>. The vertical boundaries of the unit are the vertical planes which include the back surface of the wallboard of all walls bounding the unit extended to intersections with each other and with the upper and lower boundaries.
- (c) <u>Utility System</u>. The unit includes the heating and air-conditioning apparatus serving only that unit (whether or not located within the unit boundaries). Any portion of a utility system or other apparatus serving more than one unit (e.g., pipes, conduits, duets) which is located partially within and partially outside the unit (including without limitation the fire protection sprinkler system) is part of the common elements. Any portion of a utility system serving only one unit which is located outside the unit is a limited common element appurtenant to that unit.
- 2. The Common Element Interest Table recorded as Exhibit C to the Declaration is hereby deleted in its entirety and the Common Element Interest Table attached as Exhibit 1 to this Amendment is hereby substituted in lieu thereof.
- 3. Sheet 2 of the Plats, Exhibit D to the Declaration, is hereby deleted in its entirety and Sheet 2A attached hereto is hereby substituted in lieu thereof.
- 4. Plans, Sheets 1 through 4 of Exhibit E to the Declaration attached hereto, are hereby incorporated as part of the Plats and Plans of the Condominium.
- 5. Except as modified by this Amendment, all of the terms and provisions of the condominium instruments are hereby expressly ratified and confirmed, shall remain in full force and effect and shall apply to the condominium units created hereby.

Exhibit 1 to the Amendment

Exhibit C to the Declaration

THE GATHERINGS AT WELLINGTON VILLAGE CONDOMINIUM COMMON ELEMENT INTEREST TABLE

<u>Unit</u>	Number Per	<u>Par Value</u>	Common Element	Total Common Element Interest Per Type
Type	Type	<u>Per Unit</u>	Interest Per Unit	
A	3	550	2.964960%	8.894880%
A1	3	550	2.964960%	8.894880%
B	8	650	3.504043%	28.032344%
C	7	750	4.043125%	28.301875%
D	<u>6</u>	800	4.312668%	25.876008%
TOTAL	27			100%

The street address of all units in each building is the same:

Phase 1: 9200 Charleston Drive

IN WITNESS WHEREOF, the Declarant has caused this Amendment to be signed in its corporate name by an authorized officer.

> BEAZER HOMES CORP. a Tennessee corporation

Name:

Title: エルト

COMMONWEALTH OF VIRGINIA)

County OF Fairfay

I, the undersigned, a Notary Public in and for the jurisdiction aforesaid, do hereby certify that which is a notary Public in and for the jurisdiction aforesaid, do hereby certify that which is a notary Public in and for the jurisdiction aforesaid, do hereby certify that which is a notary Public in and for the jurisdiction aforesaid, do hereby certify that which is a notary Public in and for the jurisdiction aforesaid, do hereby certify that which is a notary Public in and for the jurisdiction aforesaid, do hereby certify that which is a notary Public in and for the jurisdiction aforesaid, do hereby certify that which is a notary Public in and for the jurisdiction aforesaid, do hereby certify that which is a notary Public in and for the jurisdiction aforesaid, do hereby certify that which is a notary Public in and for the jurisdiction aforesaid, do hereby certify that which is a notary Public in and for the jurisdiction aforesaid, do hereby certify that which is a notary Public in and for the jurisdiction aforesaid, do hereby certified in a notary Public in and for the jurisdiction aforesaid, do hereby certified in a notary Public in and for the jurisdiction aforesaid, do hereby certified in a notary Public in and for the jurisdiction aforesaid, do hereby certified in a notary Public in and for the jurisdiction aforesaid, and the public in a notary Public in and for the jurisdiction aforesaid, do hereby certified in a notary Public in a notary Public in and for the jurisdiction aforesaid, and the public in and for the jurisdiction aforesaid, and the public in a notary Public in and for the jurisdiction aforesaid, do hereby certified in a notary Public in a instrument, has acknowledged the same before me in the aforesaid jurisdiction as an officer of the corporation.

GIVEN under my hand and seal on $\sqrt{und 2l}$, 2012.

Notary Public

REGISTRATION NO. 122612
MY COMM. EXPIRES 05/31/2013
OVARY PUBLICATION

My commission expires: May 31, 2013

LIST OF UNITS

Type A	Type A1	Type B	Type C	Type D
1-208 1-308 1-408	1-201 1-301 1-401	1-104 1-105 1-204 1-205 1-304 1-305 1-404	1-106 1-203 1-206 1-303 1-306 1-403 1-406	1-202 1-207 1-302 1-307 1-402 1-407
		1-405		

√Prepared by:
Reed Smith LLP
3110 Fairview Park Drive, Suite 1400
Falls Church, VA 22042



Tax Map Nos: 090-67-00-2A
090-67-00-4B
090-67-00-4B
Description: Ph 2, 2A, 4C
Title Underwriter: none

AMENDMENT TO CONDOMINIUM INSTRUMENTS FOR THE GATHERINGS AT WELLINGTON VILLAGE CONDOMINIUM ADDING ADDITIONAL LAND

THIS AMENDMENT is made as of March // , 2013, by WELLINGTON RETAIL II, LLC, a Virginia limited liability company ("Original Declarant") and BEAZER HOMES CORP., a Tennessee corporation ("Successor Declarant").

RECITALS:

- R-1. Original Declarant signed certain condominium instruments, including a Declaration, establishing The Gatherings at Wellington Village Condominium ("Condominium") located in the City of Manassas, Prince William County, Virginia and caused such documents to be recorded among the land records of Prince William County, Virginia ("Land Records") on November 10, 2011 as Instrument Number 201111100093205.
- R-2. The Original Declarant and the Successor Declarant signed that certain The Gatherings at Wellington Village Transfer of Special Declarant Rights ("Transfer") whereby the Original Declarant assigned to the Successor Declarant all Special Declarant Rights with respect to Phase 2 and Phase 2A of the Condominium and caused the Transfer to be recorded among the Land Records on August 2, 2012 as Instrument Number 201208020073900.
- R-3. Pursuant to section 55-79.63 of the Condominium Act, Article 6 of the Declaration permits a declarant unilaterally to expand the Condominium from time to time by adding all or any portion of the additional land until the seventh anniversary of the recordation of the Declaration.
- R-3. The Original Declarant is the owner in fee simple absolute of certain real property described by metes and bounds as Phase 4B in Exhibit A to the Declaration, constituting a portion of the additional land of the Condominium.
- R-4. The Successor Declarant is the owner in fee simple absolute of certain real property described by metes and bounds as Phase 2 and Phase 2A in Exhibit A to the Declaration, constituting a portion of the additional land of the Condominium.
- R-5. The Original Declarant has complied with the provisions of Article 6 of the Declaration and section 55-79.63 of the Condominium Act and wishes to amend the Declaration to expand the Condominium by adding Phase 4B as hereinafter provided.
- R-6. The Successor Declarant has complied with the provisions of Article 6 of the Declaration and section 55-79.63 of the Condominium Act and wishes to amend the Declaration to expand the Condominium by adding Phase 2 and Phase 2A and the improvements erected thereon as hereinafter provided.

PLAT IS RECORDED AS INSTR. #2013DN 20025443

AMENDMENT:

In consideration, pursuant to and in compliance with Section 6.3 of the Declaration and section 55-79.63 of the Condominium Act, the Original Declarant and the Successor Declarant hereby amend the Declaration as follows.

- 1. Phase 4B, being the land described on Exhibit 1 and a portion of the additional land described on Exhibit A to the Declaration, is hereby submitted by the Original Declarant to the provisions of the Condominium Act, together with all easements, rights and appurtenances thereunto belonging, to become part of the Condominium as a portion of the common elements of the Condominium.
- 2. Phase 2 and Phase 2A, being the land described on Exhibit 1 and a portion of the additional land described on Exhibit A to the Declaration, are hereby submitted by the Successor Declarant to the provisions of the Condominium Act, together with all improvements thereto and all easements, rights and appurtenances thereunto belonging, to become part of the Condominium as the Condominium Units listed on Exhibit 2 hereto.
- 3. Pursuant to section 55-79.56(b) of the Condominium Act, the Common Element Interests in the Condominium are hereby reallocated to each unit in accordance with Exhibit 2, and pursuant to section 55-79.73D of the Condominium Act, liability for common expenses and votes in the Unit Owners Association are similarly reallocated in proportion to the Common Element Interest allocated to each condominium unit hereby.
- 4. An additional plat, Sheet 3 of Exhibit D, and additional Plans, Sheets 5 through 8 of Exhibit E, and certification pursuant to sections 55-79.58 and 55-79.59 of the Condominium Act are attached hereto and are hereby incorporated as part of the Plats and Plans of the Condominium.

EXCEPT as modified by this Amendment, all of the terms and provisions of the condominium instruments are hereby expressly ratified and confirmed, shall remain in full force and effect and shall apply to the Condominium as expanded

IN WITNESS WHEREOF, the Original Declarant and the Successor Declarant have signed this Amendment as of the date first written above.

RIGINAL DECLARANT:
WELLINGTON RETAIL II, LLC a Virginia limited liability company
Sy: [SEAL] Name: Space [SEAL] Vitle: MAMAGEN
for the aforesaid jurisdiction, do hereby certify Mara Sea of Wellington Retail to be the person whose name is signed to the me in the jurisdiction set forth above and
ch 10, 20/3.
Hauri S. WHEET [SEAL] Notary Public
WINNES OF THE STATE OF THE STAT
MRIE S. WHITE S. WHIT

SUCCESSOR DECLARANT:

BEAZER HOMES CORP. a Tennessee corporation

By: 16 /Cuncles [SEAL]
Name: Natalie Reynolds
Title: Senior (1050) Spe Omlish

COMMONWEALTH OF VIRGINIA)

to wit:

I, the undersigned, a Notary Public in and for the aforesaid jurisdiction, do hereby certify that Nature E. Recorded, the Sr. Unsure Spocial of Beazer Homes Corp., known to me to be or satisfactorily proven to be the person whose name is signed to the foregoing instrument, personally appeared before me in the jurisdiction set forth above and acknowledged the same on behalf of the corporation.

GIVEN under my hand and seal on March 1, 20 13

My commission expires: May 31, 2013

_[SEAL]

REGISTRATION NO.
122612
MY COMM. EXPIRES
05/31/2013

DESCRIPTION OF SUBMITTED LAND

PHASE 2 (WL-2) THE GATHERINGS AT WELLINGTON VILLAGE CONDOMINIUM CITY OF MANASSAS, VIRGINIA

Beginning at a point on the easterly right-of-way line of Hendley Road, (64' wide), said point being the northwest corner of Phase 4, The Gatherings At Wellington Village Condominium and also being the southwest corner of the now or formerly Grace United Methodist Church property; thence S 85°42'42" E, a distance of 203.35 feet to the beginning of the herein described Phase 2, The Gatherings At Wellington Village Condominium; thence running through the said Phase 4, The Gatherings At Wellington Village Condominium the following courses and distances:

N 71°59'57" E, a distance of 113.00 feet to a point; S 18°00'03" E, a distance of 169.00 feet to a point; S 71°59'57" W, a distance of 113.00 feet to a point; N 18°00'03" W, a distance of 169.00 feet to the point of beginning and containing 19,097 square feet or 0.4384 acres.

Together with:

PHASE 2A (WL-2A) THE GATHERINGS AT WELLINGTON VILLAGE CONDOMINIUM CITY OF MANASSAS, VIRGINIA

Beginning at a point on the easterly right-of-way line of Hendley Road, (64' wide), said point being the northwest corner of Phase 4, The Gatherings At Wellington Village Condominium and also being the southwest corner of the now or formerly Grace United Methodist Church property; thence N 76°00'37" E, a distance of 235.29 feet to the beginning of the herein described Phase 2A, The Gatherings At Wellington Village Condominium; thence running through the said Phase 4, The Gatherings At Wellington Village Condominium the following courses and distances:

N 71°59'57" E, a distance of 56.00 feet to a point; S 18°00'03" E, a distance of 21.67 feet to a point; S 71°59'57" W, a distance of 56.00 feet to a point; N 18°00'03" W, a distance of 21.67 feet to the point of beginning and containing 1,214 square feet or 0.0279 acres.

Together with:

PHASE 4B (WL-4B) THE GATHERINGS AT WELLINGTON VILLAGE CONDOMINIUM CITY OF MANASSAS, VIRGINIA

Beginning at a point on the easterly right-of-way line of Hendley Road, (64' wide), said point being the northwest corner of Phase 4, The Gatherings At Wellington Village Condominium and also being the southwest corner of the now or formerly Grace United Methodist Church property; thence running with the southerly line of the said now or formerly Grace United Methodist Church property N 72°15'00" E, a distance of 175.32 feet to the point of the herein described property; thence continuing southerly line of the said now or formerly Grace United Methodist Church property N 72°15'00" E, a distance of 139.13 feet to a point at the northwest corner of Phase 4C, The Gatherings At Wellington Village Condominium; thence S 18°00'03" E a distance of 294.34' to a point on the northerly line of Parcel BlAl, Village of Wellington; thence running with the said Parcel BlAl, Village of Wellington S 71°59'57" W, a distance of 139.13 feet to a point at the southeast corner of Phase 4A, The Gatherings At Wellington Village Condominium; thence running the easterly line of the said Phase 4A, The Gatherings At Wellington Village Condominium N 18°00'03" W, a distance of 294.95 feet to the point of beginning and containing 40,993 square feet or 0.9411 acre;

Less and Except Phases 2 & 2A, The Gatherings At Wellington Village Condominium, for a remainder of 20,682 square feet or 0.4748 acre.

Exhibit 2 to the Amendment

Exhibit C to the Declaration

THE GATHERINGS AT WELLINGTON VILLAGE CONDOMINIUM COMMON ELEMENT INTEREST TABLE

				Total Common Element
<u>Unit</u>	Number Per	Par Value	Common Element	Interest
Type	<u>Type</u>	Pet Unit	Interest Per Unit	Per Type
A	6	550	1.60490%	9.62941%
A1	Ġ	550	1.69244%	10.15465%
В	16	650	1.75080%	28.01284%
C	14 `	750	1.85293%	25.94106%
D .	. 12	800	2.18850% .	<u>26.26204%</u>
TOTAL	54		•	100.00%

The street address of all units in each building is the same:

Phase 1: 9200 Charleston Drive Phase 2: 9202 Charleston Drive

LIST OF UNITS

	pe A	. <u>Ty</u>	<u>pe A1</u>	$\mathbf{T}_{\mathbf{S}}$	pe B
1-208	2-208*	1-201	2-201*	1-104	2-104*
1-308	2-308*	1-301	2-301*	1-105	2-105*
1-408	2-408*	1-401	2-401*	1-204	2-204*
		1		1-205	2-205*
				1-304	2-304*
				1-305	2-305*
				1-404	2-404*
				1-405	2-405*

Ty	pe C	Tv	pe D
1-106 1-203 1-206 1-303 1-306	2-106* 2-203* 2-206* 2-303* 2-306*	1-207 1-302 1-307 1-402 1-407	2-202* 2-207* 2-302* 2-307* 2-402*
1-403 1-406	2-403* . 2-406*		2-407*

^{*} Unit being added by this Amendment

PREPARED BY: Reed Smith LLP 3110 Fairview Park Drive, Suite 1400 Falls Church, VA 22042-4536 TAX MAP NO: Parcel 090-69-00-3

Parcel 909-69-00-3A

DESCRIPTION: Phases 3 and 3A TITLE UNDERWRITER: none

THE GATHERINGS AT WELLINGTON VILLAGE CONDOMINIUM TRANSFER OF SPECIAL DECLARANT RIGHTS—PHASE 3

RECITALS:

- R-1. Transferor Declarant signed certain condominium instruments ("Condominium Instruments"), including a Declaration ("Declaration"), and caused such documents to be recorded on November 10, 2011 as Instrument Number 201111100093205 among the land records of Prince William County, Virginia ("Land Records") establishing The Gatherings at Wellington Village Condominium ("Condominium") in Prince William County, Virginia and reserving the right pursuant to Section 6.2 of the Declaration to submit certain other real estate shown on Exhibit A to the Declaration ("Additional Land") in order to develop the Condominium.
- R-2. Pursuant to section 55-79.74:3 of the Virginia Condominium Act ("Act"), a declarant is permitted to transfer Special Declarant Rights, as defined in section 55-79.41 of the Act and as described in the Condominium Instruments, by an instrument recorded among the Land Records.
- R-3. The Transferor Declarant conveyed Phase 3 and Phase 3A of the Condominium, as such phases are designated in the Condominium Instruments ("Beazer Property"), to the Successor Declarant and wishes to transfer all Special Declarant Rights with respect to the Beazer Property to the Successor Declarant.
- R-4. The Successor Declarant wishes to accept the Transfer of Special Declarant Rights with respect to the Beazer Property.
- R-5. The Transferor Declarant wishes to retain the Special Declarant Rights with respect the remainder of the Property (as that term is defined in the Condominium Instruments) and the Transferor Declarant reserves the right to develop the remainder of the Property pursuant to its Special Declarant Rights.

<u>A G R E E M E N T</u>:

In consideration of the premises and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged by the parties, and pursuant to and in compliance with section 55-79.74:3 of the Act, the Transferor Declarant hereby transfers all Special Declarant Rights for the Beazer Property to the Successor Declarant as follows:

Return to:

Title One Settlement Group, LLC 14901 Bogle Drive, Suite 301 Chantilly, VA 20151 201311070109679
Prince William County, VA Pgs: 5
11/07/2013 8:30:59AM
Michèle B. McQuigg, Clerk

US_ACTIVE-115108542.2

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1. Transfer.

- A. All Special Declarant Rights for the Beazer Property are hereby transferred to the Successor Declarant and hereafter the Transferor Declarant shall not be entitled to exercise any Special Declarant Rights with respect to the Beazer Property.
- B. The Successor Declarant hereby accepts the transfer of Special Declarant Rights for the Beazer Property pursuant to and in compliance with section 55-79.74:3 of the Act.
- C. All references to Declarant in the Condominium Instruments shall be deemed to refer to the Successor Declarant with respect to the Beazer Property.
- D. The Transferor Declarant remains the Declarant with respect to the remainder of the Property.
- E. The Transferor Declarant and the Successor Declarant further agree as follows:
- Declarant nor the Successor Declarant shall make any amendment to the Condominium Instruments which will materially limit or impair the rights of the other party hereto without the consent of the other party. All amendments that: (i) amend the provisions of the Declaration; (ii) submit land other than the Additional Land described in Exhibit A to the Declaration; or (iii) withdraw land from the Declaration, shall be executed by both Declarants; provided, however, that each Declarant, with respect to real estate for which it is the Declarant, may record amendments adding additional land without the consent of the other party hereto or its successors or assigns. Each party, with respect to the real estate for which it is the Declarant, may also unilaterally sign and record corrective amendments with respect to such real estate.
- (2) <u>Board of Directors.</u> During the Declarant Control Period (as defined in the Condominium Instruments), the Transferor Declarant, as Declarant for remainder of the Property, retains the right to appoint two of the three directors that the Declarant is entitled to elect or appoint pursuant to Section 3.3 of the Bylaws for so long as the Transferor Declarant owns any condominium units or holds the right to create additional condominium units within the Condominium. The Successor Declarant, as Declarant for the Beazer Property, shall have the right to appoint one of the three directors that the Declarant is entitled to elect or appoint pursuant to Section 3.3 of the Bylaws for so long as the Successor Declarant owns any condominium units or holds the right to create additional condominium units within the Condominium. At such time as either the Transferor Declarant or the Successor Declarant no longer has any right to appoint directors, the remaining Declarant shall have the right to appoint all the directors a Declarant is entitled to appoint pursuant to Section 3.3 of the Bylaws.
- (3) <u>Future Assignment</u>. Each party reserves the right to transfer any or all of the Special Declarant Rights such party is entitled to exercise pursuant to the Condominium Instruments, the Act and this Transfer of Special Declarant Rights to any other person or entity which acquires all or any portion of such party's real estate (other than a single unit).

- (4) <u>Covenants Committee</u>. The Transferor Declarant and the Successor Declarant shall each select one member of the Covenants Committee established pursuant to Section 3.13 of the Declaration. The third member of the Covenants Committee or any additional members shall be elected by agreement of all Persons serving as the Declarant.
- 2. <u>Severability; Governing Law.</u> All of the covenants, conditions, restrictions, rights and reservations contained in this Transfer are hereby declared to severable. If any provisions of this Transfer or the application thereof to any persons, entities or circumstances shall to any extent be invalid or unenforceable, then such provision shall be deemed to be replaced by the valid and enforceable provision which is substantively most similar to such invalid or unenforceable provision, and the remainder of the Transfer, or the application of such provisions to persons, entities or circumstances other than those as to which it is invalid or unenforceable, shall not be affected thereby. This Transfer shall be governed by and construed in accordance with the laws of the Commonwealth of Virginia.
- 3. <u>Successors and Assigns</u>. This Transfer shall be binding upon and shall inure to the benefit of the parties hereto and their respective legal representatives, successors and assigns.
- 4. <u>Relationship of Parties</u>. Nothing in this Transfer shall be deemed or construed to create the relationship of principal and agent or of partnership, joint venture or any other association between all or any of the parties hereto.
- 5. <u>Counterparts</u>. This instrument may be executed in two or more counterparts, each of which shall be deemed an original, but all of which shall constitute one and the same instrument.
- 6. <u>Confirmation and Ratification</u>. Except as modified by this Transfer of Special Declarant Rights, all of the terms and conditions of the Condominium Instruments are hereby expressly ratified and confirmed and shall remain in full force and effect.

IN WITNESS WHEREOF, the undersigned have caused this Transfer to be signed pursuant to due and proper authority as of the date first set forth above.

TRANSFEROR DECLARANT:

WELLINGTON RETAIL II, LLC a Virginia limited liability company

By: [SEAL]

[SEAL]

Name: Jaseph JACO Title: MANAGEN

SUCCESSOR DECLARANT:

BEAZER HOMES CORP. a Tennessee corporation

By: _____

Name: John Ceares

COMMONWEALTH OF VIRGINIA)	; i t.
COUNTY OF FAIRFAX)	At.
that <u>/sseph lacobs</u> , known to the to be or satisfactorily proven	in and for the aforesaid jurisdiction, do hereby certify Manager of Wellington Retail II, LLC, to be the person whose name is signed to the foregoing in the jurisdiction set forth above and acknowledged
GIVEN under my hand and seal on	
	Josephine Bush [SEAL] Notary Public
My Notary Registration number is:	229
My commission expires:	REGISTRATION NO. 120229 MY COMM. EXPIRES VIT: VITE VIRGINIA VIT
COMMONWEALTH OF VIRGINIA)	MY CONDUCTION OF STATES
COUNTY OF FAIRFAX)	TE: TARY PUBLISHED
to be or satisfactorily proven to be the pers	in and for the aforesaid jurisdiction, do hereby certify Mas (Mos, deat) of Beazer Homes Corp., known to me on whose name is signed to the foregoing instrument, diction set forth above and acknowledged the same on
My Notary Registration number is: 709	<u>'4556</u>
My Notary Registration number is: 109 My commission expires:	REG # 7094556 COMMISSION EXPIRES 6/30/2015 ACCOMMISSION EXPIRE

COPY

PREPARED BY: /
Reed Smith LLP
3110 Fairview Park Drive, Suite 1400
Falls Church, VA 22042-4536

TAX MAP NO: 090-69-00-3

090-69-00-3A 090-69-00-4A

DESCRIPTION: Phases 3, 3A and 4A TITLE UNDERWRITER: none

SECOND AMENDMENT TO CONDOMINIUM INSTRUMENTS FOR THE GATHERINGS AT WELLINGTON VILLAGE CONDOMINIUM ADDING ADDITIONAL LAND PHASES 3, 3A AND 4A

THIS AMENDMENT is made as of November 2013, by WELLINGTON RETAIL II, LLC, ("Original Declarant"), a Virginia limited liability company, and BEAZER HOMES CORP ("Successor Declarant"), a Tennessee corporation.

RECITALS:

- R-1. The Original Declarant signed certain condominium instruments, including a Declaration, establishing The Gatherings at Wellington Village Condominium ("Condominium") located in the City of Manassas, Prince William County, Virginia and caused such documents to be recorded among the land records of Prince William County, Virginia ("Land Records") on November 10, 2011 as Instrument Number 201111100093205.
- R-3. Pursuant to section 55-79.63 of the Condominium Act, Article 6 of the Declaration permits a declarant unilaterally to expand the Condominium from time to time by adding all or any portion of the additional land until the seventh anniversary of the recordation of the Declaration.
- R-4. The Original Declarant is the owner in fee simple absolute of certain real property described by metes and bounds in Exhibit A to the Declaration as Phase 4A, constituting a portion of the additional land of the Condominium.
- R-5. The Successor Declarant is the owner in fee simple absolute of certain real property described by metes and bounds in Exhibit A to the Declaration as Phase 3 and Phase 3A, constituting a portion of the additional land of the Condominium.
- R-5. The Original Declarant and the Successor Declarant have complied with the provisions of Article 6 of the Declaration and section 55-79.63 of the Condominium Act and wish to amend the Declaration to submit the additional land described on Exhibit A hereto, together with the improvements erected thereon as hereinafter provided.
- R-6. The Original Declarant and the Successor Declarant wish to adopt this Amendment as evidenced by their signatures hereto.

AMENDMENT:

In consideration of, pursuant to and in compliance with Section 6.3 of the Declaration and section 55-79.63 of the Condominium Act, the Original Declarant and the Successor Declarant hereby amend the Declaration as follows.

Feture to: Title One Settlement Group, LLC 14901 Bogle Drive, Suite 301 Chantilly, VA 20151

201311070109680 Prince William County, VA Pgs: 8 11/07/2013 8:32:24AM Michèle B. McQuigg, Clerk

PLAT IS RECORDED AS

INSTR. #2013 11070109681

- 1. The Original Declarant hereby submits Phase 4A, being a portion of the land described on Exhibit 1 and a portion of the additional land described on Exhibit A to the Declaration, to the provisions of the Condominium Act, together with all improvements thereto and all easements, rights and appurtenances thereunto belonging, to become part of the Condominium as the common elements shown on Sheet 4 of Exhibit D attached hereto.
- The Successor Declarant hereby submits Phase 3 and Phase 3A, being a portion of the land described on Exhibit 1 and a portion of the additional land described on Exhibit A to the Declaration, to the provisions of the Condominium Act, together with all improvements thereto and all easements, rights and appurtenances thereunto belonging, to become part of the Condominium as the Condominium Units listed on Exhibit 2 hereto and the appurtenant common elements.
- 3. Pursuant to section 55-79.56(b) of the Condominium Act, the Successor Declarant hereby reallocates the Common Element Interests in the Condominium to each unit in accordance with Exhibit 2, and pursuant to section 55-79.73D of the Condominium Act, liability for common expenses and votes in the Unit Owners Association are similarly reallocated in proportion to the Common Element Interest allocated to each condominium unit hereby.
- 4. An additional plat, Sheet 4 of Exhibit D, additional plans, Sheets 9 through 12 of Exhibit E, and certification pursuant to sections 55-79.58 and 55-79.59 of the Condominium Act are attached hereto and are hereby incorporated as part of the Plats and Plans of the Condominium.

EXCEPT as modified by this Amendment, all of the terms and provisions of the condominium instruments are hereby expressly ratified and confirmed, shall remain in full force and effect and shall apply to the Condominium as expanded.

IN WITNESS WHEREOF, the undersigned have caused this Amendment to be signed pursuant to due and proper authority as of the date first set forth above.

TRANSFEROR DECLARANT:

WELLINGTON RETAIL II, LLC a Virginia limited liability company

Name: (

[SEAL]

Title:

SUCCESSOR DECLARANT:

BEAZER HOMES CORP. a Tennessee corporation

By: SEAL] Name: John Reeves Title: Dwy: Freshert VA
Title: DWIII- TECHENT VA
COMMONWEALTH OF VIRGINIA)) to wit:
COUNTY OF FAIRFAX
I, the undersigned, a Notary Public in and for the aforesaid jurisdiction, do hereby certify
that describe the search facobs, the manager of Wellington Retail II, LLC, known to me to be or satisfactorily proven to be the person whose name is signed to the
II, LLC, known to me to be or satisfactorily proven to be the person whose name is signed to the
foregoing instrument, personally appeared before me in the jurisdiction set forth above and acknowledged the same on behalf of the company.
GIVEN under my hand and seal on
GIVEN under my hand and sear on
Jasephine Busch [SEAL]
Notary Public
My Notary Registration number is: 120 229
My Notary Registration number is: 120229 My commission expires: My commission expires:
REGISTRATION NO.
MY COMM. EXPIRES:
COMMONWEALTH OF VIRGINIA)
) to wit: VIRGINITY OF FAIRFAX)
My Notary Registration number is: 120229 My commission expires: 20.31. 2016 COMMONWEALTH OF VIRGINIA) to wit: COUNTY OF FAIRFAX My Notary Registration number is: 120229 MY COMM. EXPIRES: 120229
that John Killes , the Divisional President Virginia
of Beazer Homes Corp., known to me to be or satisfactorily proven to be the person whose name
is signed to the foregoing instrument, personally appeared before me in the jurisdiction set forth
above and acknowledged the same on behalf of the corporation.
GIVEN under my hand and seal on November 4, 20 20!3
Matalus 2° Klynokses II
Notary Public
709455/
My Notary Registration number is: 1094556
My commission expires: $\frac{\sqrt{30/2015}}{80000000000000000000000000000000000$
₹ 7094556 O
COMMISSION SE
My commission expires: 0/30/30 REG # 7094556 COMMISSION EXPIRES 6/30/2015
My Notary Registration number is: 7094556 My commission expires: 6/30/2015 My commission expires: 6/30/2015

DESCRIPTION OF SUBMITTED LAND THE GATHERINGS AT WELLINGTON VILLAGE CONDOMINIUM City of Manassas, Prince William County, Virginia

Phase 3

Beginning at a point on the easterly right-of-way line of Hendley Road, (64' wide), said point being the northwest corner of Phase 4, The Gatherings At Wellington Village Condominium and also being the southwest corner of the now or formerly Grace United Methodist Church property; thence S 50°41'07" E, a distance of 91.64 feet to the beginning of the herein described Phase 3, The Gatherings At Wellington Village Condominium; thence running through the said Phase 4, The Gatherings At Wellington Village Condominium the following courses and distances:

N 71°59'57" E, a distance of 113.00 feet to a point; S 18°00'03" E, a distance of 169.00 feet to a point;

S 71°59'57" W, a distance of 113.00 feet to a point;

N 18°00'03" W, a distance of 169.00 feet to the point of beginning and containing 19,097 square feet or 0.4384 acres.

TOGETHER WITH:

Phase 3A

Beginning at a point on the easterly right-of-way line of Hendley Road, (64' wide), said point being the northwest corner of Phase 4, The Gatherings At Wellington Village Condominium and also being the southwest corner of the now or formerly Grace United Methodist Church property; thence N 82°30'42" E, a distance of 90.21 feet to the beginning of the herein described Phase 3A, The Gatherings At Wellington Village Condominium; thence running through the said Phase 4, The Gatherings At Wellington Village Condominium the following courses and distances:

N 71°59'57" E, a distance of 60.00 feet to a point; S 18°00'03" E, a distance of 21.67 feet to a point; S 71°59'57" W, a distance of 60.00 feet to a point;

N 18°00'03" W, a distance of 21.67 feet to the point of beginning and containing 1,300 square feet or 0.0298 acres.

Phase 4A

Beginning at a point on the easterly right-of-way line of Hendley Road, (64' wide), said point being the northwest corner of Phase 4, The Gatherings At Wellington Village Condominium and also being the southwest corner of the now or formerly Grace United Methodist Church property; thence running with the southerly line of the said now or formerly Grace United Methodist Church property N 72°15'00" E, a distance of 175.32 feet to a point at the northwest corner of Phase 4B, The Gatherings At Wellington Village Condominium; thence N 18°00'03" W 294.95' to a point on the northerly line of Parcel B1A1, Village of Wellington; thence running with the said Parcel B1A1, Village of Wellington property the following courses and distances:

S 71°59'57" W, a distance of 220.43 feet to a point;

N 76°26'34" W, a distance of 20.16 feet to a point on the aforementioned easterly right-of-way line of Hendley Road, (64' wide); thence running with the said easterly right-of-way line of Hendley Road, (64' wide), the following courses and distances:

with a curve turning to the left having a radius of 442.00 feet, with an arc length of 283.94 feet, with a chord bearing of N 04°50'46" W, and a chord length of 279.08' to a point; N 23°14'57" W, a distance of 13.46 feet to the point of beginning and containing 56,404 square feet or 1.2949 acres.

Exhibit 2 to the Amendment

Exhibit C to the Declaration

Phases 1, 2 and 3

				Total Common Element
Unit	Number Per	Par Value	Common Element	Interest
Type	Type	Per Unit	Interest Per Unit	Per Type
A	9	550	0.98832%	8.89488%
A1	9	550	0.98832%	8.89488%
В	24	650	1.16801%	28.03235%
C	21	750	1.34771%	28.30189%
D	<u>18</u>	800	1.43756%	<u>25.87601%</u>
TOTAL	81			100%

The street address of all units in each building is the same:

Phase 1: 9200 Charleston Drive Phase 2: 9202 Charleston Drive Phase 3: 9204 Charleston Drive

LIST OF UNITS

TYPE A	TYPE A1	TYPE B	TYPE C	TYPE D
1-208	1-201	1-104	1-106	1-207
1-308	1-301	1-105	1-203	1-302
1-408	1-401	1-204	1-206	1-307
		1-205	1-303	1-402
		1-304	1-306	1-407
		1-305	1-403	
		1-404	1-406	
		1-405		
2-208	2-201	2-104	2-106	2-202
2-208	2-301	2-104 2-105	2-100 2-203	2-207
2-408	2-401	2-103	2-205 2-206	2-302
2-400	2-401	2 205	2-303	2-307
		2-304	2-305	2-402
		2-305	2-403	2-407
		2-404	2-406	
		2-405		
3-208*	3-201*	3-104*	3-106*	3-202*
3-308*	3-301*	3-105*	3-203*	3-207*
3-408*	3-401*	3-204*	3-206*	3-302*
		3-205*	3-303*	3-307*
		3-304*	3-306*	3-402*
		3-305*	3-403*	3-407*
		3-404*	3-406*	
		3-405*		

NOTES TO COMMON ELEMENT INTEREST TABLE

- 1. The identifying number for each condominium unit consists of the building number followed by the floor number followed by the unit location as set forth above on this Exhibit C. The identifying number is a sufficient legal description of the condominium unit for all purposes when set forth together with the name of the Condominium, the name of the jurisdiction in which the Condominium is situated and the deed book and page number where the first page of the Declaration is recorded.
- 2. Par value is the number of points assigned by the Declarant. Units with similar or the same layout and size (in square feet) are grouped together and assigned a par value in points based on the median size of similar units. All points are then totaled and each unit's Common Element Interest is calculated by dividing such unit's par value by the total number of points and multiplying by 100 to convert to a percentage. Atypical units are assigned a par value equal to their size (in square feet).
- 3. Common Element Interest per unit has been determined by taking the ratio of the par value of each unit to the total par value of all units in the Condominium. The listed par value for each unit is based upon dimensions which are approximate and the calculation of Common Element Interest has been rounded. The Common Element Interest shown for each unit is subject to change in the following circumstances:
 - A. If the Declarant or the Board of Directors at the request of any unit owner changes the Common Element Interest allocated to a unit pursuant to the procedures set forth in sections 55-79.69 or 55-79.70 of the Condominium Act as permitted by the Bylaws of the Condominium.
 - B. If the Declarant adds more units to the Condominium either by adding all or any portion of the additional land, each Common Element Interest set forth above will decrease. The Common Element Interest of each unit will then be determined on the basis of the proportion which the par value of each unit bears to the total par value of all units.
 - C. If the Declarant withdraws all or any portion of the withdrawable land on which there are one or more condominium units, the Common Element Interest of each unit will increase. The Common Element Interest of each unit will then be determined on the basis of the proportion which the par value of all units bears to the total par value of all units but in no event will the Common Element Interest of any unit be greater than the Common Element Interest shown on this Exhibit C.
- 4. The Common Element Interest also is the percentage appurtenant to each unit for votes and common expense liability.



Prince William County, VA Pgs: 11 11/18/2013 1:51:18PM

Michèle B. McOulgg, Clerk AMENDMENT TO DECLARATION FOR THE GATHERINGS AT WELLINGTON VILLAGE CONDOMINIUM CHANGING BOUNDARIES OF ADDITIONAL LAND

THIS AMENDMENT TO DECLARATION is made as of November 17, 2013, by THE GATHERINGS AT WELLINGTON VILLAGE CONDOMINIUM UNIT OWNERS ASSOCIATION, an unincorporated Virginia condominium unit owners association ("Association").

RECITALS:

- R-1. Wellington Retail II, LLC, a Virginia limited liability company ("Original Declarant"), signed certain condominium instruments, including a Declaration, establishing The Gatherings at Wellington Village Condominium ("Condominium") located in the City of Manassas, Prince William County, Virginia and caused such documents to be recorded among the land records of Prince William County, Virginia ("Land Records") on November 10, 2011 as Instrument Number 201111100093205.
- R-2. The Original Declarant and Beazer Homes Corp., a Tennessee corporation ("Successor Declarant"), signed several documents entitled "The Gatherings at Wellington Village Transfer of Special Declarant Rights" (each a "Transfer") whereby the Original Declarant assigned to the Successor Declarant all Special Declarant Rights with respect to certain phases of the Condominium and caused the Transfers to be recorded among the Land Records.
- R-3. The description of Additional Land in Exhibit A to the Declaration provided for the creation of 81 units in 3 buildings but did not include certain land which the Original Declarant and the Successor Declarant now wish to add to the Condominium providing for the creation of up to an additional 54 units in 2 additional buildings.
- R-4. Subsection 55-79.71B of the Virginia Condominium Act ("Condominium Act") provides that the condominium instruments "shall be amended only by agreement of unit owners of units to which two-thirds of the votes in the unit owners' association appertain," and Article 5 of the Declaration and Article 10 of the Bylaws do not require a larger majority.
 - R-5. Section 8.5 of the Bylaws does not require the prior approval of the Mortgagees.
- R-6. The Original Declarant, the Successor Declarant and unit owners of units to which two-thirds or more of the votes in the unit owners association appertain have all approved this Amendment as evidenced by their execution of the Amendment or ratifications thereof.

AMENDMENT:

Pursuant to and in compliance with Article 5 of the Declaration and subsection 55-79.71B of the Condominium Act, the unit owners hereby amend the Declaration as follows.

Fetura to: Prepared by: Title One Settlement Group, LLC 14901 Bogle Drive, Suite 301 Chantilly, VA 20151

- 1. The land described on Exhibit 1 to this Amendment is hereby added to the description of Additional Land constituting a portion of Exhibit A to the Declaration.
- 2. The Plat attached as Exhibit 2 to this Amendment, designated as Sheet 5 of Exhibit D to the Declaration, depicting the Additional Land described on Exhibit 1 to this Amendment, is hereby added as part of Exhibit D to the Declaration.
- 3. Except as modified by this Amendment, all of the terms and provisions of the condominium instruments are hereby expressly ratified and confirmed and shall remain in full force and effect.

IN WITNESS WHEREOF, the Association has caused this Amendment to be signed by its President pursuant to due and proper authority and attested to by its Secretary as of the date first set forth above.

THE GATHERINGS AT WELLINGTON VILLAGE CONDOMINIUM UNIT OWNERS ASSOCIATION

By: Jvanse Fralliceiard (SEAL)

Title: President

Name: Andrea Hidalgo

Title: Secretary

COMMONWEALTH OF VIRGINIA) to wit:	
COUNTY OF EUI PAX	
I, the undersigned, a Notary Public in and for the aforesaid jurisdiction, do hereby hat Joanne Frallicciardi, the President of The Gatherings at Wellington Village Condon Init Owners Association, known to me or satisfactorily proven to be the person whose rigned to the foregoing instrument, personally appeared before me in the jurisdiction subove and acknowledged the same on behalf of the Association.	minium name is
GIVEN under my hand and seal on November 11, 20_13.	
Mutalu E Kujnolos [Si Notary Public	EAL]
My commission expires: 30/30/5	
COUNTY OF FAITHOX) to wit:	
I, the undersigned, a Notary Public in and for the aforesaid jurisdiction, do hereby hat Andrea Hidalgo, the Secretary of The Gatherings at Wellington Village Condominic Owners Association, known to me or satisfactorily proven to be the person whose name is to the foregoing instrument, personally appeared before me in the jurisdiction set forth abacknowledged the same on behalf of the Association.	ım Unit s signed
GIVEN under my hand and seal on November /1, 20 13.	/
Notary Public	SEAL]
My notary registration number is: 7094/556 REG # REY PORTUGATION OF THE PROPERTY OF THE PROPE	

CERTIFICATION OF ASSOCIATION PRESIDENT TO AMENDMENT TO DECLARATION FOR THE GATHERINGS AT WELLINGTON VILLAGE CONDOMINIUM

I, Joanne Frallicciardi, President of The Gatherings at Wellington Village Condominium Unit Owners Association, hereby certify that the Association has complied with the procedures set forth in Article 5 of the Declaration and Article 10 of the Bylaws for the Condominium and that a vote of unit owners of units to which at least two-thirds of the votes in the Association was obtained as evidenced by the Consents and Ratifications of Unit Owners attached hereto.

November 11, 2013 Joanne Frallice Under President

COMMONWEALTH OF VIRGINIA)

to wit:

I, the undersigned, a Notary Public in and for the aforesaid jurisdiction, do hereby certify that Joanne Frallicciardi, the President of The Gatherings at Wellington Village Condominium Unit Owners Association, known to me or satisfactorily proven to be the person whose name is signed to the foregoing instrument, personally appeared before me in the jurisdiction set forth above and acknowledged the same.

GIVEN under my hand and seal on November 11th, 2013.

Notary Public [SEAL]

My commission expires: $\frac{10/30/2015}{}$

My notary registration number is: 7094556

ORIGINAL DECLARANT:

WELLINGTON RETAIL II, LLC a Virginia limited liability company

	a viiginia initioa mastry viiripiniy
	By: Name: USSPK, JACODS Title: MANASCA
COMMONWEALTH OF VIRGINIA)) to wit: COUNTY OF Janjay	
I, the undersigned, a Notary Public in and that heaven Jacobs. Retail II, LLC, known to me or satisfactorily prove foregoing instrument, personally appeared before acknowledged the same on behalf of the company.	e me in the jurisdiction set forth above and
GIVEN under my hand and seal on	Vov. 13, 2013.
My commission expires: My notary registration number is: 120229	Notary Publication No. REGISTRATION NO. 120229 MY COMM. EXPIRES. 107ARY PUBLICATION NO. 107ARY PU

SUCCESSOR DECLARANT:

BEAZER HOMES CORP. a Tennessee corporation

No. Votes 38, 2689%

[SEAL]

Name: John Reeves

Title: Virginia Division President

COMMONWEALTH OF VIRGINIA)

COUNTY OF FAIRFAY) to wit:

I, the undersigned, a Notary Public in and for the aforesaid jurisdiction, do hereby certify that John Reeves, Virginia Division President of Beazer Homes Corp., known to me or satisfactorily proven to be the person whose name is signed to the foregoing instrument, personally appeared before me in the jurisdiction set forth above and acknowledged the same on behalf of the corporation.

GIVEN under my hand and seal on November 15, 20 13.

My commission expires: 6 30/2015

My notary registration number is: 7094556

Exhibit 1 to the Amendment

Exhibit A to the Declaration

DESCRIPTION OF ADDITIONAL LAND AND WITHDRAWABLE LAND

The Gatherings at Wellington Village Condominium City of Manassas, Virginia

> Phase 4D (WL-4D)

Beginning at a point in the northerly right-of-way line of Hastings Drive, (variable width), point being the westerly corner of Phase 4E, The Gatherings at Wellington Village Condominium; thence with the said Phase 4E, The Gatherings at Wellington Village Condominium, N 22°01'55" W, a distance of 333.97 feet to a point in the northerly line of Parcel AA, Village of Wellington; thence with the said Parcel AA, Village of Wellington the following courses and distances:

S 67°58'05" E, a distance of 253.48 feet to a point; S 22°01'55" W, a distance of 327.04 feet to a point in the aforesaid northerly right-of-way line of Hastings Drive, (variable width); thence with the said northerly right-of-way line of Hastings Drive, (variable width) the following courses and distances:

with a curve turning to the right having a radius of 696.60 feet,

with an arc length of 48.29 feet, with a chord bearing of N 74°48'02" W, and a chord length of 48.28' to a point;

N 62°23'15" W, a distance of 98.29 feet to a point;

with a curve turning to the left having a radius of 695.41 feet, with an arc length of 108.36 feet, with a chord bearing of

N 73°39'51" W, and a chord length of 108.25' to the point of beginning and containing 83,159 square feet or 1.9091 acres.

Less and Except Phases 6 and 6A, The Gatherings at Wellington Village Condominium for a remainder of 62,226 square feet or 1.4285 acres.

Phase 4E (WL-4E)

Beginning at a point in the northerly right-of-way line of Hastings Drive, (variable width), point being the easterly corner of Parcel BB, Village of Wellington; thence with the said Parcel BB, Village of Wellington and with the easterly edge of Fountain Circle, (private street) the following courses and distances:

with a curve turning to the right having a radius of 20.00 feet, with an arc length of 27.44 feet, with a chord bearing of N 45°34'57" W, and a chord length of 25.34' to a point; N 06°12'19" W, a distance of 126.82 feet to the point;

with a curve turning to the right having a radius of 135.00 feet,

with an arc length of 66.48 feet, with a chord bearing of

N 07°54'08" E, and a chord length of 65.81' to a point; N 22°00'35" E, a distance of 167.98 feet to the point; thence departing the said Fountain N 22°00'35" E, a distance of 167.98 feet to the point; thence departing the said Fountain Circle, (private street) and continuing with the said Parcel BB and Parcel AA, Village of Wellington, S 67°58'05" E, a distance of 179.32 feet to a point being the northerly corner of Phase 4D, The Gatherings at Wellington Village Condominium; thence with the said Phase 4D, The Gatherings at Wellington Village Condominium, S 22°01'55" W, a distance of 333.97 feet to a point in the aforesaid northerly right-of-way line of Hastings Drive, (variable width); thence with the said northerly right-of-way line of Hastings Drive, (variable width), with a curve turning to the left having a radius of 695.41 feet, with an arc length of 82.09 feet, with a chord bearing of N 81°30'35" W, and a chord length of 82.04' to the point of beginning and containing 56,233 square feet or 1.2909 acres.

Less and Except Phase 7, The Gatherings at Wellington Village Condominium for a remainder of 37,788 square feet or 0.8675 acres.

Phase 6 (WL-6)

Commencing at the northerly corner of Phase 4D, The Gatherings at Wellington Village Condominium and the easterly corner of Phase 4E, The Gatherings at Wellington Village Condominium; thence through the said Phase 4D, The Gatherings at Wellington Village Condominium, S 07°30'04" W, a distance of 72.57 feet to the point of beginning, being the northerly corner of the herein described property; thence with the said Phase 4D, The Gatherings at Wellington Village Condominium the following courses and distances:

S 67°58'05" E, a distance of 109.25 feet to a point;

S 22°01'55" W, a distance of 168.83 feet to a point; N 67°58'05" W, a distance of 109.25 feet to a point;

N 22°01'55" E, a distance of 168.83 feet to the point of beginning and containing 18,445 square feet or 0.4234 acres.

TOGETHER WITH:

Phase 6A (WL-6A)

Commencing at the northerly corner of Phase 4D, The Gatherings at Wellington Village Commencing at the northerly corner of Phase 4D, The Gatherings at Wellington Village Condominium and the easterly corner of Phase 4E, The Gatherings at Wellington Village Condominium; thence through the said Phase 4D, The Gatherings at Wellington Village Condominium, S 24°50'47" E, a distance of 13.90 feet to the point of beginning, being the northerly corner of the herein described property; thence with the said Phase 4D, The Gatherings at Wellington Village Condominium the following courses and distances:

S 67°58'05" E, a distance of 114.83 feet to a point;

S 22°01'55" W, a distance of 114.83 feet to a point;

N 67°58'05" W a distance of 114.83 feet to a point;

N 67°58'05" W, a distance of 114.83 feet to a point;

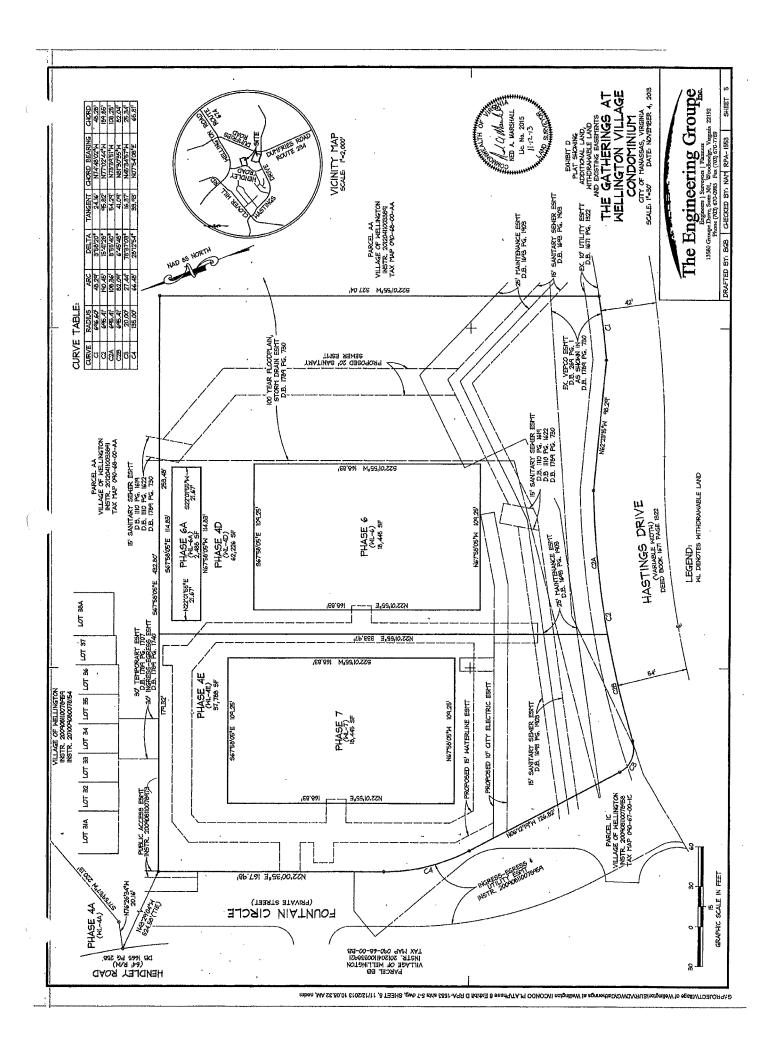
N 22°01'55" E, a distance of 114.83 feet to the point of beginning and containing 2,488 square feet or 0.0571 acres.

Phase 7 (WL-7)

Commencing at the northerly corner of Phase 4E, The Gatherings at Wellington Village Condominium, point being on the easterly edge of Fountain Circle, (private street), thence through the said Phase 4E, The Gatherings at Wellington Village Condominium, S 23°14'18" E, a distance of 73.30 feet to the point of beginning, being the northerly corner of the herein described property; thence with the said Phase 4E, The Gatherings at Wellington Village Condominium the following courses and distances:

S 67°58'05" E, a distance of 109.25 feet to a point;
S 22°01'55" W, a distance of 168.83 feet to a point;
N 67°58'05" W, a distance of 109.25 feet to a point;
N 22°01'55" E, a distance of 168.83 feet to the point of beginning and containing 18,445 square feet or 0.4234 acres.

square feet or 0.4234 acres.



AMENDMENT TO DECLARATION FOR THE GATHERINGS AT WELLINGTON VILLAGE CONDOMINIUM CHANGING BOUNDARIES OF ADDITIONAL LAND

THIS AMENDMENT TO DECLARATION is made as of September 3, 2014, by THE GATHERINGS AT WELLINGTON VILLAGE CONDOMINIUM UNIT OWNERS ASSOCIATION, an unincorporated Virginia condominium unit owners association ("Association").

RECITALS:

- R-1. Wellington Retail II, LLC, a Virginia limited liability company ("Original Declarant"), signed certain condominium instruments, including a Declaration, establishing The Gatherings at Wellington Village Condominium ("Condominium") located in the City of Manassas, Prince William County, Virginia and caused such documents to be recorded among the land records of Prince William County, Virginia ("Land Records") on November 10, 2011 as Instrument Number 2011111100093205.
- R-2. The Original Declarant and Beazer Homes Corp., a Tennessee corporation ("Successor Declarant"), signed several documents entitled "The Gatherings at Wellington Village Transfer of Special Declarant Rights" (each a "Transfer") whereby the Original Declarant assigned to the Successor Declarant all Special Declarant Rights with respect to certain phases of the Condominium and caused the Transfers to be recorded among the Land Records.
- R-3. The description of Additional Land in Exhibit A to the Declaration provided for the creation of 81 units in 3 buildings but did not include certain land which the Original Declarant and the Successor Declarant now wish to add to the Condominium providing for the creation of up to an additional 54 units in 2 additional buildings.
- R-4. Subsection 55-79.71B of the Virginia Condominium Act ("Condominium Act") provides that the condominium instruments "shall be amended only by agreement of unit owners of units to which two-thirds of the votes in the unit owners' association appertain," and Article 5 of the Declaration and Article 10 of the Bylaws do not require a larger majority.
 - R-5. Section 8.5 of the Bylaws does not require the prior approval of the Mortgagees.
- R-6. The Original Declarant, the Successor Declarant and unit owners of units to which two-thirds or more of the votes in the unit owners association appertain have all approved this Amendment as evidenced by their execution of the Amendment or ratifications thereof.

$\underline{\underline{A}} \underline{\underline{M}} \underline{\underline{E}} \underline{\underline{N}} \underline{\underline{D}} \underline{\underline{M}} \underline{\underline{E}} \underline{\underline{N}} \underline{\underline{T}}$:

Pursuant to and in compliance with Article 5 of the Declaration and subsection 55-79.71B of the Condominium Act, the unit owners hereby amend the Declaration as follows.

PLAT IS RECORDED AS

INSTR. #2014 90300(363)

201409030063630 Prince William County, VA Pgs: 12

9/3/2014 12:07:01 PM Michele B. McOuigg, Clerk

Title One Settlement Group, LLC

14901 Bogle Drive, Suite 301 Chantilly, VA 20151

- 1. The land described on Exhibit 1 to this Amendment is hereby added to the description of Additional Land constituting a portion of Exhibit A to the Declaration.
- 2. The Plat attached as Exhibit 2 to this Amendment, designated as Sheet 5 of Exhibit D to the Declaration, depicting the Additional Land described on Exhibit 1 to this Amendment, is hereby added as part of Exhibit D to the Declaration.
- 3. Except as modified by this Amendment, all of the terms and provisions of the condominium instruments are hereby expressly ratified and confirmed and shall remain in full force and effect.

IN WITNESS WHEREOF, the Association has caused this Amendment to be signed by its President pursuant to due and proper authority and attested to by its Secretary as of the date first set forth above.

THE GATHERINGS AT WELLINGTON VILLAGE CONDOMINIUM UNIT OWNERS ASSOCIATION

By: // Klynok) [SEAL

Name: Natalie E. Røynolds

Title: President

By: SEAL]

Name: Andrea Hidalgo

Title: Secretary

COMMONWEALTH OF VIRGINIA)) to wit: COUNTY OF FAIRFAX I, the undersigned, a Notary Public in and for the aforesaid jurisdiction, do hereby certify that Natalie E. Reynolds, the President of The Gatherings at Wellington Village Condominium Unit Owners Association, known to me or satisfactorily proven to be the person whose name is signed to the foregoing instrument, personally appeared before me in the jurisdiction set forth above and acknowledged the same on behalf of the Association. My commission expires: NORMA JEAN BOBST NOTARY PUBLIC REGISTRATION # 7150246 OMMONWEALTH OF VIRGINIA My notary registration number is: OMMISSION EXPIRES MAY 31, 2015 COMMONWEALTH OF VIRGINIA)) to wit: COUNTY OF FAIRFAX I, the undersigned, a Notary Public in and for the aforesaid jurisdiction, do hereby certify that Andrea Hidalgo, the Secretary of The Gatherings at Wellington Village Condominium Unit Owners Association, known to me or satisfactorily proven to be the person whose name is signed to the foregoing instrument, personally appeared before me in the jurisdiction set forth above and acknowledged the same on behalf of the Association. GIVEN under my hand and seal on Quaguat 28, 20/4. My commission expires: NORMA JEAN BOBST NOTARY PUBLIC REGISTRATION # 7150246 My notary registration number is COMMONWEALTH OF VIRGINIA

COMMISSION EXPIRES MAY 31, 2015

CERTIFICATION OF ASSOCIATION PRESIDENT TO AMENDMENT TO DECLARATION FOR THE GATHERINGS AT WELLINGTON VILLAGE CONDOMINIUM

I, Natalie E. Reynolds, President of The Gatherings at Wellington Village Condominium Unit Owners Association, hereby certify that the Association has complied with the procedures set forth in Article 5 of the Declaration and Article 10 of the Bylaws for the Condominium and that a vote of unit owners of units to which at least two-thirds of the votes in the Association was obtained at a special meeting of the unit owners held on November 7, 2013 at which a quorum was present.

August 28th, 2014	178 Keynold S
/	President
COMMONWEALTH OF VIRGINIA)) to wi COUNTY OF FAIRFAX)	it:
that Natalie E. Reynolds, the President of Unit Owners Association, known to me or	in and for the aforesaid jurisdiction, do hereby certify. The Gatherings at Wellington Village Condominium satisfactorily proven to be the person whose name is nally appeared before me in the jurisdiction set forth
GIVEN under my hand and seal on (<u>August 28, 20/4.</u>
	Morma Ball [SEAL] Notary Public
My commission expires:	NORMA JEAN BOBST NOTARY PUBLIC
My notary registration number is:	REGISTRATION # 7150246 COMMONWEALTH OF VIRGINIA MY COMMISSION EXPIRES

ORIGINAL DECLARANT:

WELLINGTON RETAIL II, LLC a Virginia limited liability company

	a virginia nimited hability company
	By: [SEAL] Name: Joseph Jacobs Title:
COMMONWEALTH OF VIRGINIA) Arlington) to wit: COUNTY OF FAIRFAX)	
that Joseph Jacobs, Manager or satisfactorily proven to be the person whos personally appeared before me in the jurisdiction	
d	Notary Public [SEAL]
My commission expires: June 30, 20	218
My notary registration number is: 158628	ALEXANDRALE ALEXAN

SUCCESSOR DECLARANT:

BEAZER HOMES CORP. a Tennessee corporation

By: [SEAL]

Name: John Reeves

Title: Virginia Division President

COMMONWEALTH OF VIRGINIA)

) to wit:

COUNTY OF FAIRFAX

I, the undersigned, a Notary Public in and for the aforesaid jurisdiction, do hereby certify that John Reeves, Virginia Division President of Beazer Homes Corp., known to me or satisfactorily proven to be the person whose name is signed to the foregoing instrument, personally appeared before me in the jurisdiction set forth above and acknowledged the same on behalf of the corporation.

GIVEN under my hand and seal on Quality 28, 2014.

Notary Public

[SEAL]

My commission expires:

NORMA JEAN BOBST NOTARY PUBLIC REGISTRATION # 7150246 COMMONWEALTH OF VIRGINIA

My notary registration number is

MAY 81, 2015

Exhibit 1 to the Amendment

Exhibit A to the Declaration

DESCRIPTION OF ADDITIONAL LAND AND WITHDRAWABLE LAND

The Gatherings at Wellington Village Condominium City of Manassas, Virginia

Phase 4D (WL-4D)

Beginning at a point in the northerly right-of-way line of Hastings Drive, (variable width), point being the westerly corner of Phase 4E, The Gatherings at Wellington Village Condominium; thence with the said Phase 4E, The Gatherings at Wellington Village Condominium, N 22°01'55" W, a distance of 333.97 feet to a point in the northerly line of Parcel AA, Village of Wellington; thence with the said Parcel AA, Village of Wellington the following courses and distances:

S 67°58'05" E, a distance of 253.48 feet to a point;

S 22°01'55" W, a distance of 327.04 feet to a point in the aforesaid northerly right-of-way line of Hastings Drive, (variable width); thence with the said northerly right-of-way line of Hastings Drive, (variable width) the following courses and distances:

with a curve turning to the right having a radius of 696.60 feet,

with an arc length of 48.29 feet, with a chord bearing of

N 74°48'02" W, and a chord length of 48.28' to a point;

N 62°23'15" W, a distance of 98.29 feet to a point;

with a curve turning to the left having a radius of 695.41 feet,

with an arc length of 108.36 feet, with a chord bearing of

N 73°39'51" W, and a chord length of 108.25' to the point of beginning and containing 83,159 square feet or 1.9091 acres.

Less and Except Phases 6 and 6A, The Gatherings at Wellington Village Condominium for a remainder of 62,226 square feet or 1.4285 acres.

TOGETHER WITH:

Phase 4E (WL-4E)

Beginning at a point in the northerly right-of-way line of Hastings Drive, (variable width), point being the easterly corner of Parcel BB, Village of Wellington; thence with the said Parcel BB, Village of Wellington and with the easterly edge of Fountain Circle, (private street) the following courses and distances:

with a curve turning to the right having a radius of 20.00 feet, with an arc length of 27.44 feet, with a chord bearing of N 45°34'57" W, and a chord length of 25.34' to a point; N 06°12'19" W, a distance of 126.82 feet to the point; with a curve turning to the right having a radius of 135.00 feet, with an arc length of 66.48 feet, with a chord bearing of N 07°54'08" E, and a chord length of 65.81' to a point;

N 22°00'35" E, a distance of 167.98 feet to the point; thence departing the said Fountain Circle, (private street) and continuing with the said Parcel BB and Parcel AA, Village of Wellington, S 67°58'05" E, a distance of 179.32 feet to a point being the northerly corner of Phase 4D, The Gatherings at Wellington Village Condominium; thence with the said Phase 4D, The Gatherings at Wellington Village Condominium, S 22°01'55" W, a distance of 333.97 feet to a point in the aforesaid northerly right-of-way line of Hastings Drive, (variable width); thence with the said northerly right-of-way line of Hastings Drive, (variable width), with a curve turning to the left having a radius of 695.41 feet, with an arc length of 82.09 feet, with a chord bearing of N 81°30'35" W, and a chord length of 82.04' to the point of beginning and containing 56,233 square feet or 1.2909 acres.

Less and Except Phase 7, The Gatherings at Wellington Village Condominium for a remainder of 37,788 square feet or 0.8675 acres.

TOGETHER WITH:

1

Phase 6 (WL-6)

Commencing at the northerly corner of Phase 4D, The Gatherings at Wellington Village Condominium and the easterly corner of Phase 4E, The Gatherings at Wellington Village Condominium; thence through the said Phase 4D, The Gatherings at Wellington Village Condominium, S 07°30'04" W, a distance of 72.57 feet to the point of beginning, being the northerly corner of the herein described property; thence with the said Phase 4D, The Gatherings at Wellington Village Condominium the following courses and distances:

S 67°58'05" E, a distance of 109.25 feet to a point; S 22°01'55" W, a distance of 168.83 feet to a point; N 67°58'05" W, a distance of 109.25 feet to a point;

N 22°01'55" E, a distance of 168.83 feet to the point of beginning and containing 18,445 square feet or 0.4234 acres.

TOGETHER WITH:

Phase 6A (WL-6A)

Commencing at the northerly corner of Phase 4D, The Gatherings at Wellington Village Condominium and the easterly corner of Phase 4E, The Gatherings at Wellington Village Condominium; thence through the said Phase 4D, The Gatherings at Wellington Village Condominium, S 24°50'47" E, a distance of 13.90 feet to the point of beginning, being the northerly corner of the herein described property; thence with the said Phase 4D, The Gatherings at Wellington Village Condominium the following courses and distances:

S 67°58'05" E, a distance of 114.83 feet to a point; S 22°01'55" W, a distance of 21.67 feet to a point; N 67°58'05" W, a distance of 114.83 feet to a point;

N 22°01'55" E, a distance of 21.67 feet to the point of beginning and containing 2,488 square feet or 0.0571 acres.

TOGETHER WITH:

Phase 7 (WL-7)

Commencing at the northerly corner of Phase 4E, The Gatherings at Wellington Village Condominium, point being on the easterly edge of Fountain Circle, (private street), thence through the said Phase 4E, The Gatherings at Wellington Village Condominium, S 23°14'18" E, a distance of 73.30 feet to the point of beginning, being the northerly corner of the herein described property; thence with the said Phase 4E, The Gatherings at Wellington Village Condominium the following courses and distances:

S 67°58'05" E, a distance of 109.25 feet to a point; S 22°01'55" W, a distance of 168.83 feet to a point; N 67°58'05" W, a distance of 109.25 feet to a point; N 22°01'55" E, a distance of 168.83 feet to the point of beginning and containing 18,445

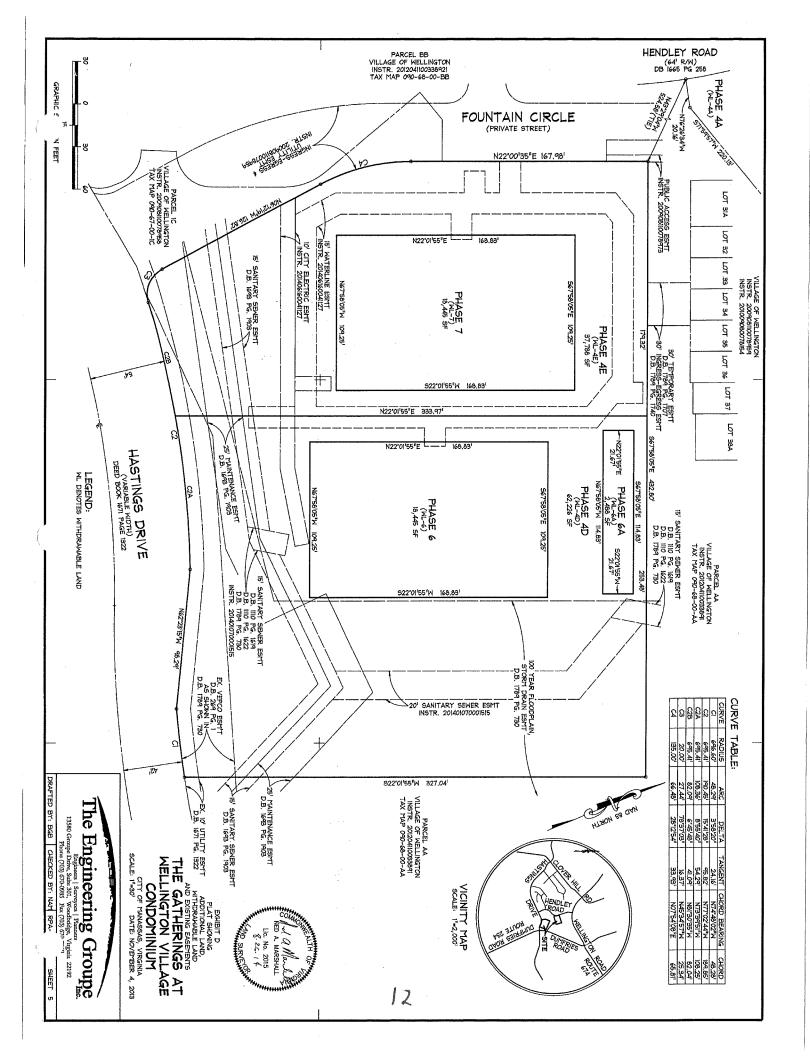
square feet or 0.4234 acres.

Exhibit 2 to the Amendment

Exhibit D to the Declaration

HAND LABEL PLAT AS: Exhibit 2 to the Amendment, THEN DELETE THIS PAGE AND INSERT THE PLAT (Sheet 5) FOR RECORDATION

US_ACTIVE-114722057.5



PREPARED BY: Reed Smith LLP

3110 Fairview Park Drive, Suite 1400 Falls Church, VA 22042-4536

201406050038418

Prince William County, VA Pgs: 8 6/5/2014 1:38:49 PM Michele B. McQuigg, Clerk TAX MAP NO: 090/67 00/2C// (Parent)

090/60 001/2// 090/60 00/2A// 090-69-00-3 909-69-00-3 A

DESCRIPTION: Parcel CC (portion)

Parcel Phase 2, 2A AC

Phases 3 and 3A

TITLE UNDERWRITER: none

AMENDMENT TO CONDOMINIUM INSTRUMENTS FOR THE GATHERINGS AT WELLINGTON VILLAGE CONDOMINIUM ASSIGNING LIMITED COMMON ELEMENT PARKING SPACES AND

CORRECTIVE AMENDMENT TO CONDOMINIUM INSTRUMENTS FOR THE GATHERINGS AT WELLINGTON VILLAGE CONDOMINIUM

THIS AMENDMENT is made as of June 2014, by BEAZER HOMES CORF ("Successor Declarant"), a Tennessee corporation.

RECITALS:

- R-1. Wellington Retail II, LLC, a Virginia limited liability company ("Original Declarant"), signed certain condominium instruments, including a Declaration, establishing The Gatherings at Wellington Village Condominium ("Condominium") located in the City of Manassas, Prince William County, Virginia and caused such documents to be recorded among the land records of Prince William County, Virginia ("Land Records") on November 10, 2011 as Instrument Number 2011111100093205 (as amended, "Condominium Instruments").
- R-2. The Original Declarant and the Successor Declarant signed three transfers of special declarant rights, each entitled: "The Gatherings at Wellington Village Transfer of Special Declarant Rights," whereby the Original Declarant assigned to the Successor Declarant all Special Declarant Rights with respect to: Phase 1 and Phase 1A of the Condominium and caused such Transfer to be recorded among the Land Records on November 10, 2011 as Instrument Number 201111100093208; with respect to Phase 2 and Phase 2A of the Condominium and caused such Transfer to be recorded among the Land Records on August 2, 2012 as Instrument Number 201208020073900; and with respect to Phase 3 and Phase 3A of the Condominium and caused such Transfer to be recorded among the Land Records on November 7, 2013 as Instrument Number 201311070109679.
- R-3. Pursuant to paragraph (6) of subsection 55-79.54(a) of the Condominium Act, Section 3.1(b) of the Declaration reserves to a Declarant the right to assign certain common elements as limited common elements and specifies the method whereby such assignments shall be made in accordance with section 55-79.57 of the Condominium Act.
- R-4. Portions of the common elements are labeled on the Plans (Exhibit D to the Declaration) as common elements which may be assigned as limited common elements, including without limitation all of the surface parking spaces in the Condominium.

Letur to; Title One Settlement Group, LLC 14901 Bogle Drive, Suite 301 Chantilly, VA 20151

US_ACTIVE-117415380.2

- R-5. Section 3.1 of the Declaration authorizes a Declarant to use a preliminary assignment in the individual deed to a condominium unit in addition to the method provided for in section 55-79.57 of the Condominium Act.
- R-6. The Successor Declarant has evidenced its intent to assign certain common element parking spaces as limited common elements in the individual deeds to certain condominium units, and has entered into contracts to assign other common element parking spaces as limited common elements, but such assignments and contracts are not effective until confirmed by an amendment to the Declaration.
- R-8. The Successor Declarant has complied with the provisions of Section 3.1 of the Declaration and section 55-79.57 of the Condominium Act.
- R-9. Section 3.1 of the Declaration reserves to a Declarant the right unilaterally to prepare, sign and record the amendment necessary to effect such an assignment.
- R-10. Pursuant to subsection 55-79.71F of the Condominium Act, a declarant has the unilateral right to amend the condominium instruments to correct a mathematical mistake, an inconsistency or a scrivener's error or clarify an ambiguity in the condominium instruments with respect to an objectively verifiable fact, within five years after the recordation of the condominium instrument creating the mistake, inconsistency or ambiguity.
- R-11. Sheets 2A, 3 and 4 of Plat (Exhibit D to the Declaration) contained scrivener's errors in that certain parking spaces were incorrectly shown and misnumbered.
- R-12. The Declarant wishes to correct all such sheets of the Plat to remove such scrivener's errors.

AMENDMENT:

Pursuant to and in compliance with Section 3.1 of the Declaration and section 55-79.57 and subsection 55-79.71F of the Condominium Act, the Successor Declarant hereby amends the Declaration as follows.

- 1. Each parking space shown on the Plans, Exhibit D to the Declaration, is hereby assigned to the condominium unit next to which such parking space is shown on the attached Exhibit 1, as a limited common element for the exclusive use of the unit owner of such condominium unit.
- 2. Sheets 2A, 3 and 4 of the Plats are hereby deleted in their entirety and Sheets 2B, 3A and 4A, attached hereto as Exhibit 2, are substituted in lieu thereof and are hereby incorporated as part of the Plats and Plans of the Condominium.

EXCEPT as modified by this Amendment, all of the terms and provisions of the condominium instruments are hereby expressly ratified and confirmed, shall remain in full force and effect.

IN WITNESS WHEREOF, the Successor Declarant has caused this Amendment to be signed pursuant to due and proper authority as of the date first set forth above.

SUCCESSOR DECLARANT:

BEAZER HOMES CORP. a Tennessee corporation

By: 12 Mynolds
Name: Alatalie Mynolds
Title: Son for Mosing Specualist

COMMONWEALTH OF VIRGINIA)

to wit:

COUNTY OF EARFAX

I, the undersigned, a Notary Public in and for the aforesaid jurisdiction, do hereby certify that //ctaric / wholes, the Single Cost of Beazer Homes Corp., known to me to be or satisfactorily proven to be the person whose name is signed to the foregoing instrument, personally appeared before me in the jurisdiction set forth above and acknowledged the same on behalf of the corporation.

GIVEN under my hand and seal on June 310, 20/

My Notary Registration

My commission expire

NORMA JEAN BOBST
NOTARY PUBLIC
REGISTRATION # 7150246
COMMONWEALTH OF VIRGINIA

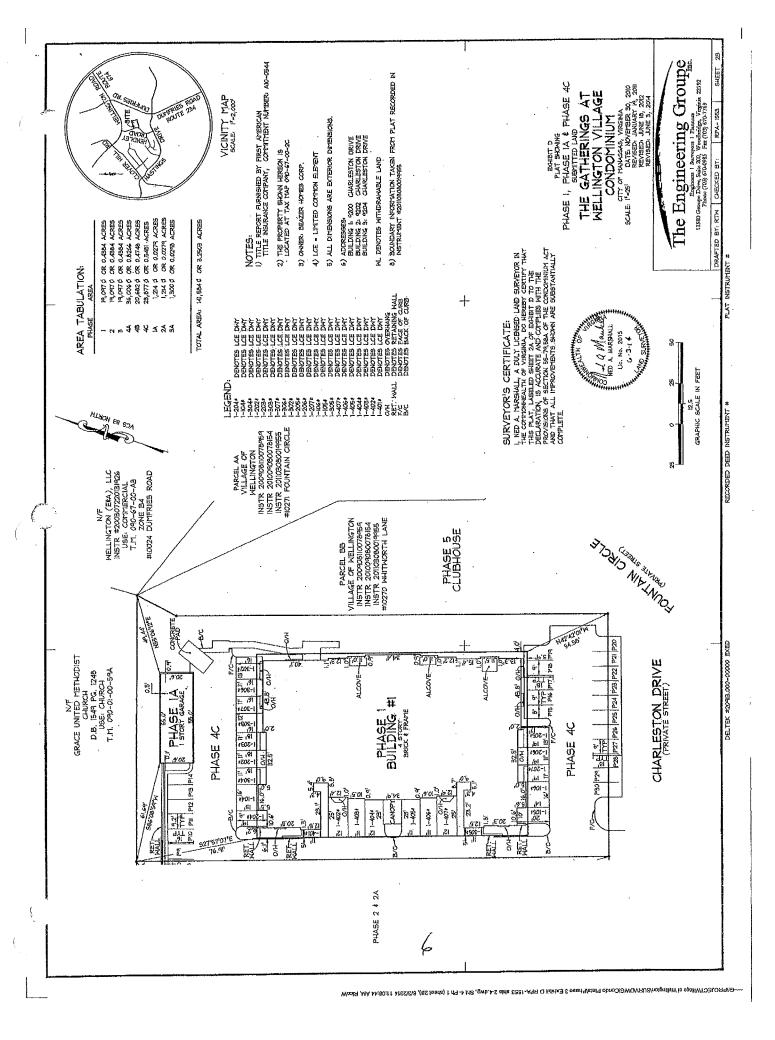
MY COMMISSION EXPIRES MAY 31, 2015

Exhibit 1 to the Amendment

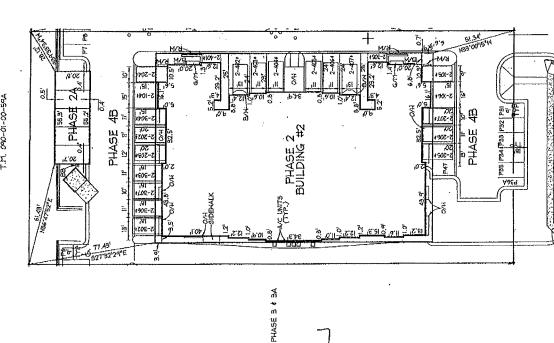
T1 1/10	A material of TD.
Limited Common	Assigned To
Element Parking	Condominium
Space No.	Unit No.
P1	3-201
P2	3-301
P3	3-104
P4 .	3-401
P7	2-104
P8 ·	2-401
P9	2-201
P10	2-301
P11	1-201
P12	1-301
P13	1-401
P14.	1-104
P15	1-106
P16	1-305
P17	1-208
P18	1-308
P19	1-408
P31	2-408
P32	2-308
P33	2-208
P34	2-305
P35	2-106
P36	3-106
P37	3-305
P44	3-208
P45	3-308
P46	3-408
110	3 400

Exhibit 2 to the Amendment

Sheets 2B, 3A and 4A of the Plat.



N/F GRACE UNITED METHODIST CHURCH D.B. 1549 P.G. 1248 USE: CHURCH T.M. 090-01-00-59A



HIRON ES EDV

AREA TABULATION: PHASE AREA

OR 0,0274 ACRES OR 0,0274 ACRES	1,214 0	:ଶ୍ଳ
OR 0.5481 ACRES	25,877 0	Ą
OR 0.4748 ACRES	20,682 \$	ø
	36,0060	4
g	19,097.0	m
	19,047 6	ri
OR 0.4384 ACRES	19,097	-

VICINITY MAP

TOTAL AREA: 14,5849 OR 3,2503 ACRES

1) TITLE REPORT FURNISHED BY PRST ATERICAN
TITLE INSURANCE COTPANY, CONTITUENT NUMBER, A10-0544

LEGEND

2) THE PROPERTY SHOWN HEREON IS LOCATED AT TAX HAP 090-67-00-2, TAX HAP 090-67-00-2A \$ TAX HAP 090-67-00-48

MELINGTON RETAIL II, LL.C., TAX MAP 090-67-00-48
MENTE, APOILINGOGRADS
BEAZER, HOTES CORP.
INSTR. #20120602073899 S) OWNER,

4) LCE - LIMITED COMMON ELEMENT

· 5) ALL DIMENSIGNS ARE EXTERIOR DIMENSIONS

DRATTES LCE DAY
DRATTES LCE DA

7.5 - 2.5 -

PHASE 1 & 1A

6) ADDRESSES.
BULDING I: 9200 CHARLESTON DRIVE
BUILDING 2: 9202 CHARLESTON DRIVE
BUILDING 3: 9204 CHARLESTON DRIVE

T) ALL GARAGE SPACES ARE ASSIGNED AS LINTED COTYCN ELEIBING. ALL SUPPACE PARCING SPACES NOT ASSIGNED TO UNITS AS LINTED COTYCN ELEIBINS ARE COTYCN ELEIBINS WHICH YAY BE ASSIGNED AS LINTED COTYCN ELEIBINS LATER.

8) BOUNDARY INFORMATION TAKEN FROM FLAT RECORDED IN INSTRUMENT #201(030800)9955

NED A. WARSHALL SURVEY OF Lic. No. 2015 6-3-14

I, NED A, FARSHALL, A DUT, LICENSED LAND SURVEYOR IN THE CONTOWNEALTH OF VIRGINAL TO HEREBY CERTIFY THAT THE PLAT LANGLED SHEET S OF EMHENT OF THE PROVISIONS OF SECTION 55.79.58A OF THE CANDOMINITY ACT AND THAT ALL IMPROVENIENTS SHOWN ARE SUBSTANTIALLY COMPLETE.

SURVEYOR'S CERTIFICATE:

PHASE 2, PHASE 29 & PHASE 48
SUBMITED LAW

THE GATHERINGS AT

WELLINGTON VILLAGE

CONDOMINIUM CITY OF

OF MANASSAS, VIRGINIA

S' DATE, SEPTEMBER 6, 2012

REVISED, MARCH 5, 2018

REVISED, JUNE 3, 2014

 g_{\perp}

The Engineering Groupe

Enginess I Surveyos I Planass 13580 Groupe Dabe, Suite 200, Woodbaidge, Virginia 22192 Phone (102) 670-0985 Per (103) 670-7769

DELTEK #20913,000-00000 EXED

CHARLESTON DRIVE

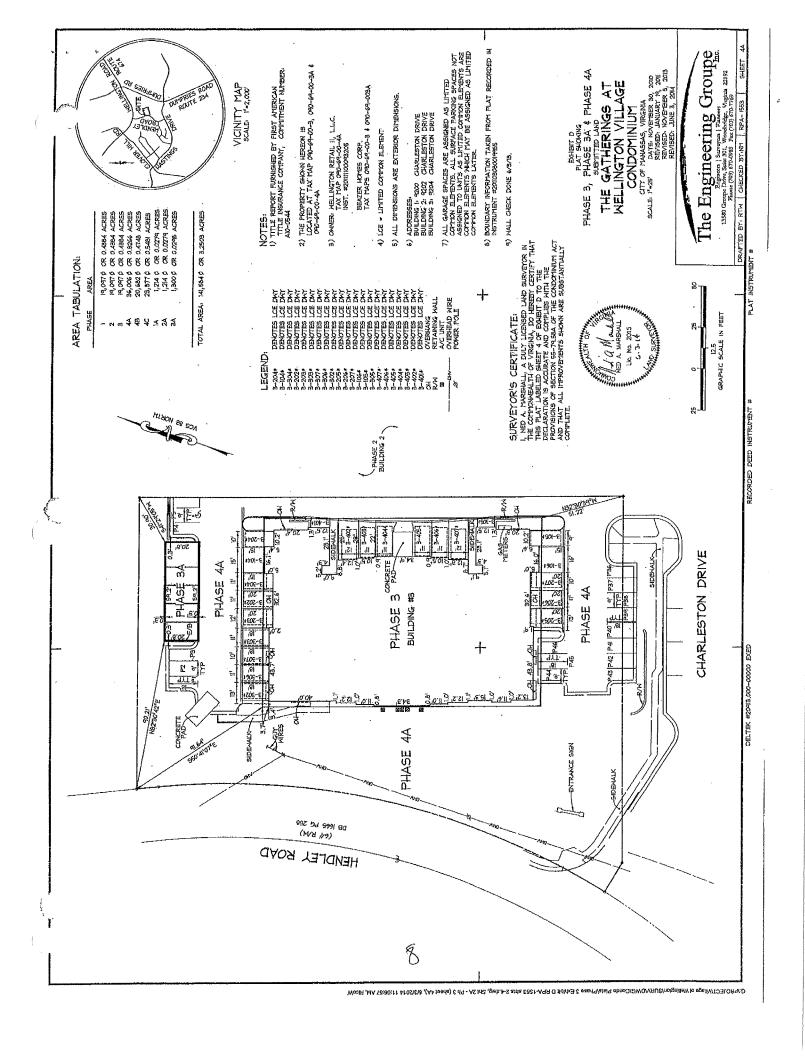
PLAT INSTRUMENT

RECORDED DEED INSTRUMENT

GRAPHIC SCALE IN FEET

DRAFTED BY: SR

SHEET 3A



2015042200306<mark>92</mark>

Prince William County, VA Pgs: 9 4/22/2015 2:00:16 PM

Falls Church, VA 22042-4536

Robert M. Diamond, Esq.

PREPARED B

Reed Smith LLP

to correct theorder

3110 Fairview Park Drive, Suite 1400 Michele B. McQuigg, Clerk

TAX MAP NO: 090-67-00-2B11 090-67-00-1B11 (portion)

BOX#ZILD

090-69-00-4E

DESCRIPTION: Phases 7, 6A-1 and 4E

TITLE UNDERWRITER: none

58.1-810(2)

Plat recorded at Inst. # 2015 04220030691

THIS document THIRD AMENDMENT TO CONDOMINIUM INSTRUMENTS FOR THE GATHERINGS AT WELLINGTON VILLAGE CONDOMINIUM is being re-recorded

ADDING ADDITIONAL LAND

PHASES 7, 6A-1 and 4E

in which it was orgionally THIS AMENDMENT is made as of April 5, 2015, by WELLINGTON RETAIL II, LLC, ("Original Declarant"), a Virginia limited liability company, and BEAZER HOMES CORP ("Successor Declarant"), a Tennessee corporation.

RECITALS:

- The Original Declarant signed certain condominium instruments, including a Declaration, establishing The Gatherings at Wellington Village Condominium ("Condominium") located in the City of Manassas, Prince William County, Virginia and caused such documents to be recorded among the land records of Prince William County, Virginia ("Land Records") on November 10, 2011 as Instrument Number 201111100093205.
- The Gatherings at Wellington Village Condominium Unit Owners Association, the R-2. Transferor Declarant and the Successor Declarant signed an Amendment to Declaration for The Gatherings at Wellington Village Condominium Changing Boundaries of Additional Land and caused such amendment to be recorded on September 3, 2014 as Instrument Number 201409030063630 among the Land Records adding Phases 4D, 4E, 6, 6A and 7 to the Additional Land.
- The Original Declarant and the Successor Declarant signed that certain The Gatherings at Wellington Village Transfer of Special Declarant Rights ("Transfer") whereby the Original Declarant assigned to the Successor Declarant all Special Declarant Rights with respect to Phase 7 and Phase 6A (which includes Phase 6A-1) of the Condominium and caused the Transfer to be recorded among the Land Records on September 16, 2014 as Instrument Number 201409160066644.
- Pursuant to section 55-79.63 of the Condominium Act, Article 6 of the Declaration permits a declarant unilaterally to expand the Condominium from time to time by adding all or any portion of the additional land until the seventh anniversary of the recordation of the Declaration.
- The Original Declarant is the owner in fee simple absolute of certain real property described by metes and bounds in Exhibit A to the Declaration as Phase 4E, constituting a portion of the additional land of the Condominium.
- The Successor Declarant is the owner in fee simple absolute of certain real property described by metes and bounds in Exhibit A to the Declaration as Phase 7 and Phase 6A, constituting a portion of the additional land of the Condominium.

Ketarn to 1 Title One Settlement Group, LLC 14901 Bogle Drive, Suite 301 Chantilly, VA 20151

Prince William County, VA Pgs: 9 4/23/2015 1:19:51 PM Michele B. McQuigg, Clerk

PLAT IS RECORDED AS

- R-5. The Original Declarant and the Successor Declarant have complied with the provisions of Article 6 of the Declaration and section 55-79.63 of the Condominium Act and wish to amend the Declaration to submit the additional land described on Exhibit A hereto, together with the improvements erected thereon as hereinafter provided.
- R-6. The Original Declarant and the Successor Declarant wish to adopt this Amendment as evidenced by their signatures hereto.

AMENDMENT:

In consideration of, pursuant to and in compliance with Section 6.3 of the Declaration and section 55-79.63 of the Condominium Act, the Original Declarant and the Successor Declarant hereby amend the Declaration as follows.

- 1. The Original Declarant hereby submits Phase 4E, being a portion of the land described on Exhibit 1 and a portion of the additional land described on Exhibit A to the Declaration, to the provisions of the Condominium Act, together with all improvements thereto and all easements, rights and appurtenances thereunto belonging, to become part of the Condominium as the common elements shown on Sheet 6 of Exhibit D attached hereto.
- 2. The Successor Declarant hereby submits Phase 7 and Phase 6A-1, being a portion of the land described on Exhibit 1 and a portion of the additional land described on Exhibit A to the Declaration, to the provisions of the Condominium Act, together with all improvements thereto and all easements, rights and appurtenances thereunto belonging, to become part of the Condominium as the Condominium Units listed on Exhibit 2 hereto and the appurtenant common elements.
- 3. Pursuant to section 55-79.56(b) of the Condominium Act, the Successor Declarant hereby reallocates the Common Element Interests in the Condominium to each unit in accordance with Exhibit 2, and pursuant to section 55-79.73D of the Condominium Act, liability for common expenses and votes in the Unit Owners Association are similarly reallocated in proportion to the Common Element Interest allocated to each condominium unit hereby.
- 4. An additional plat, Sheet 6 of Exhibit D, additional plans, Sheets 13 through 16 of Exhibit E, and certification pursuant to sections 55-79.58 and 55-79.59 of the Condominium Act are attached hereto and are hereby incorporated as part of the Plats and Plans of the Condominium.

EXCEPT as modified by this Amendment, all of the terms and provisions of the condominium instruments are hereby expressly ratified and confirmed, shall remain in full force and effect and shall apply to the Condominium as expanded.

IN WITNESS WHEREOF, the undersigned have caused this Amendment to be signed pursuant to due and proper authority as of the date first set forth above.

TRANSFEROR DECLARANT:

WELLINGTON RETAIL II, LLC a Virginia limited liability company

By: Name: Title:
COMMONWEALTH OF VIRGINIA)
COUNTY OF <u>fairfor</u>) to wit:
I, the undersigned, a Notary Public in and for the aforesaid jurisdiction, do hereby certify that hereby Lacobs, the Manager of Wellington Retail II, LLC, known to me to be or satisfactorily proven to be the person whose name is signed to the foregoing instrument, personally appeared before me in the jurisdiction set forth above and acknowledged the same on behalf of the company.
GIVEN under my hand and seal on April 17, 2015.
Notary Public Worth [SEAL]
My Notary Registration number is: 120229
My commission expires: An 31. 2016 REGISTRATION NO. 120229 MY COMM. EXPIRES: MY COMM. EXPIRES:

SUCCESSOR DECLARANT:

BEAZER HOMES CORP. a Tennessee corporation

Title: Vice President COMMONWEALTH OF VIRGINIA)) to wit: COUNTY OF FAIRFAX I, the undersigned, a Notary Public in and for the aforesaid jurisdiction, do hereby certify that Brent (amphe), the Vice the side of Beazer Homes Corp., known to me to be or satisfactorily proven to be the person whose name is signed to the foregoing instrument, personally appeared before me in the jurisdiction set forth above and acknowledged the same on behalf of the corporation. GIVEN under my hand and seal on _ My Notary Registration number is: REG # OF THE PROPERTY OF THE P My commission expires:

EXF. 6/30/20. 6/30/20. MAINING WEALTH OF

DESCRIPTION OF SUBMITTED LAND THE GATHERINGS AT WELLINGTON VILLAGE CONDOMINIUM City of Manassas, Prince William County, Virginia

Phase 7

Commencing at the northerly corner of Phase 4E, The Gatherings at Wellington Village Condominium, point being on the easterly edge of Fountain Circle, (private street), thence through the said Phase 4E, The Gatherings at Wellington Village Condominium, S 23°14'18" E, a distance of 73.30 feet to the point of beginning, being the northerly corner of the herein described property; thence with the said Phase 4E, The Gatherings at Wellington Village Condominium the following courses and distances:

S 67°58'05" E, a distance of 109.25 feet to a point;

S 22°01'55" W, a distance of 168.83 feet to a point;

N 67°58'05" W, a distance of 109.25 feet to a point;

N 22°01'55" E, a distance of 168.83 feet to the point of beginning and containing 18,445 square feet or 0.4234 acres.

TOGETHER WITH:

Phase 6A-1 (western portion of Phase 6A)

Commencing at the northerly corner of Phase 4D, The Gatherings at Wellington Village Condominium and the easterly corner of Phase 4E, The Gatherings at Wellington Village Condominium; thence through the said Phase 4D, The Gatherings at Wellington Village Condominium, S 24°50'47" E, a distance of 13.90 feet to the point of beginning, being the northerly corner of the herein described property; thence with the said Phase 4D, The Gatherings at Wellington Village Condominium the following courses and distances:

S 67°58'05" E, a distance of 60.12 feet to a point;

S 22°01'55" W, a distance of 21.67 feet to a point;

N 67°58'05" W, a distance of 60.12 feet to a point;

N 22°01'55" E, a distance of 21.67 feet to the point of beginning and containing 1,303 square feet or 0.0299 acres.

TOGETHER WITH:

Phase 4E

Beginning at a point in the northerly right-of-way line of Hastings Drive, (variable width), point being the easterly corner of Parcel BB, Village of Wellington; thence with the said Parcel BB, Village of Wellington and with the easterly edge of Fountain Circle, (private street) the following courses and distances:

with a curve turning to the right having a radius of 20.00 feet, with an arc length of 27.44 feet, with a chord bearing of N 45°34'57" W, and a chord length of 25.34' to a point; N 06°12'19" W, a distance of 126.82 feet to the point; with a curve turning to the right having a radius of 135.00 feet, with an arc length of 66.48 feet, with a chord bearing of N 07°54'08" E, and a chord length of 65.81' to a point;

N 22°00'35" E, a distance of 167.98 feet to the point; thence departing the said Fountain Circle, (private street) and continuing with the said Parcel BB and Parcel AA, Village of Wellington, S 67°58'05" E, a distance of 179.32 feet to a point being the northerly corner of Phase 4D, The Gatherings at Wellington Village Condominium; thence with the said Phase 4D, The Gatherings at Wellington Village Condominium, S 22°01'55" W, a distance of 333.97 feet to a point in the aforesaid northerly right-of-way line of Hastings Drive, (variable width); thence with the said northerly right-of-way line of Hastings Drive, (variable width), with a curve turning to the left having a radius of 695.41 feet, with an arc length of 82.09 feet, with a chord bearing of N 81°30'35" W, and a chord length of 82.04' to the point of beginning and containing 56,233 square feet or 1.2909 acres.

Less and Except Phase 7, The Gatherings at Wellington Village Condominium for a remainder of 37,788 square feet or 0.8675 acres.

Exhibit 2 to the Amendment

Exhibit C to the Declaration

THE GATHERINGS AT WELLINGTON VILLAGE CONDOMINIUM COMMON ELEMENT INTEREST TABLE

Phases 1, 2, 3 and 7

				Total Common
				<u>Element</u>
<u>Unit</u>	Number Per	Par Value	Common Element	<u>Interest</u>
Type	<u>Type</u>	Per Unit	Interest Per Unit	Per Type
A	12	550	0.74124%	8.89488%
A1	12	550	0.74124%	8.89488%
В	32	650	0.87601%	28.03235%
C	28	750	1.01078%	28.30189%
D	<u>24</u>	800	1.07817%	<u>25.87601%</u>
TOTAL	108			100%

The street address of all units in each building is the same:

Phase 1: 9200 Charleston Drive Phase 2: 9202 Charleston Drive Phase 3: 9204 Charleston Drive Phase 7: 10275 Fountain Circle

LIST OF UNITS

TYPE A	TYPE A1	TYPE B	TYPE C	TYPE D
1-208	1-201	1-104	1-106	1-207
1-308	1-301	1-105	1-203	1-302
1-408	1-401	1-204	1-206	1-307
		1-205	1-303	1-402
		1-304	1-306	1-407
		1-305	1-403	
		1-404	1-406	
		1-405		
2-208	2-201	2-104	2-106	2-202
2-208 2-308	2-201 2-301	2-104	2-100 2-203	2-202 2-207
2-408	2-301 2-401	2-103 2-204	2-203 2-206	2-302
2-406	2-401	2 205	2-200	2-302 2-307
		2-304	2-303 2-306	2-307 2-402
		2-304	2-300 2-403	2-402 2-407
		2-303 2-404	2-403 2-406	2-407
		2-405	2-400	
		2 103		
3-208	3-201	3-104	3-106	3-202
3-308	3-301	3-105	3-203	3-207
3-408	3-401	3-204	3-206	3-302
		3-205	3-303	3-307
		3-304	3-306	3-402
		3-305	3-403	3-407
		3-404	3-406	
		3-405		
7-208*	7-201*	7-104*	7-106*	7-202*
7-308*	7-301*	7-105*	7-203*	7-207*
7-408*	7-401*	7-204*	7-206*	7-302*
		7-205*	7-303*	7-307*
		7-304*	7-306*	7-402*
		7-305*	7-403*	7-407*
		7-404*	7-406*	
		7-405*		

^{*} indicates units added by this Amendment

NOTES TO COMMON ELEMENT INTEREST TABLE

- 1. The identifying number for each condominium unit consists of the building number followed by the floor number followed by the unit location as set forth above on this Exhibit C. The identifying number is a sufficient legal description of the condominium unit for all purposes when set forth together with the name of the Condominium, the name of the jurisdiction in which the Condominium is situated and the deed book and page number where the first page of the Declaration is recorded.
- 2. Par value is the number of points assigned by the Declarant. Units with similar or the same layout and size (in square feet) are grouped together and assigned a par value in points based on the median size of similar units. All points are then totaled and each unit's Common Element Interest is calculated by dividing such unit's par value by the total number of points and multiplying by 100 to convert to a percentage. Atypical units are assigned a par value equal to their size (in square feet).
- 3. Common Element Interest per unit has been determined by taking the ratio of the par value of each unit to the total par value of all units in the Condominium. The listed par value for each unit is based upon dimensions which are approximate and the calculation of Common Element Interest has been rounded. The Common Element Interest shown for each unit is subject to change in the following circumstances:
 - A. If the Declarant or the Board of Directors at the request of any unit owner changes the Common Element Interest allocated to a unit pursuant to the procedures set forth in sections 55-79.69 or 55-79.70 of the Condominium Act as permitted by the Bylaws of the Condominium.
 - B. If the Declarant adds more units to the Condominium either by adding all or any portion of the additional land, each Common Element Interest set forth above will decrease. The Common Element Interest of each unit will then be determined on the basis of the proportion which the par value of each unit bears to the total par value of all units.
 - C. If the Declarant withdraws all or any portion of the withdrawable land on which there are one or more condominium units, the Common Element Interest of each unit will increase. The Common Element Interest of each unit will then be determined on the basis of the proportion which the par value of all units bears to the total par value of all units but in no event will the Common Element Interest of any unit be greater than the Common Element Interest shown on this Exhibit C.
- 4. The Common Element Interest also is the percentage appurtenant to each unit for votes and common expense liability.

PREPARED BY: Reed Smith LLP 3110 Fairview Park Drive, Suite 1400 Falls Church, VA 22042-4536 Attn: Robert M. Diamond, Esq.



Prince William County, VA Pgs: 4 6/1/2015 2:31:22 PM Michele B. McOuigg, Clerk / TAX MAP NO: 090/69 05/5//

DESCRIPTION: Phases ____

TITLE UNDERWRITER: none

AMENDMENT TO CONDOMINIUM INSTRUMENTS FOR THE GATHERINGS AT WELLINGTON VILLAGE CONDOMINIUM ASSIGNING LIMITED COMMON ELEMENT STORAGE AREAS

THIS AMENDMENT is made as of May 28th, 2015, by BEAZER HOMES CORP ("Successor Declarant"), a Tennessee corporation.

$\underline{R} \underline{E} \underline{C} \underline{I} \underline{T} \underline{A} \underline{L} \underline{S}$:

- R-1. Wellington Retail II, LLC, a Virginia limited liability company ("Original Declarant"), signed certain condominium instruments, including a Declaration, establishing The Gatherings at Wellington Village Condominium ("Condominium") located in the City of Manassas, Prince William County, Virginia and caused such documents to be recorded among the land records of Prince William County, Virginia ("Land Records") on November 10, 2011 as Instrument Number 201111100093205 (as amended, "Condominium Instruments").
- R-2. The Gatherings at Wellington Village Condominium Unit Owners Association, the Original Declarant and the Successor Declarant signed an Amendment to Declaration for The Gatherings at Wellington Village Condominium Changing Boundaries of Additional Land and caused such amendment to be recorded on September 3, 2014 as Instrument Number 201409030063630 among the Land Records adding Phases 4D, 4E, 6, 6A and 7 to the Additional Land.
- R-3. The Original Declarant and the Successor Declarant signed several The Gatherings at Wellington Village Transfer of Special Declarant Rights ("Transfers") whereby the Original Declarant assigned to the Successor Declarant all Special Declarant Rights with respect to the Condominium and caused the Transfers to be recorded among the Land Records.
- R-4. Pursuant to paragraph (6) of subsection 55-79.54(a) of the Condominium Act, Section 3.1(b) of the Declaration reserves to a Declarant the right to assign certain common elements as limited common elements and specifies the method whereby such assignments shall be made in accordance with section 55-79.57C of the Condominium Act.
- R-5. The Successor Declarant has complied with the provisions of Section 3.1 of the Declaration and section 55-79.57C of the Condominium Act.

$\underline{A} \underline{M} \underline{E} \underline{N} \underline{D} \underline{M} \underline{E} \underline{N} \underline{T}$:

1. Pursuant to and in compliance with Section 3.1 of the Declaration and section 55-79.57C of the Condominium Act, the Successor Declarant hereby amends the Declaration to assign each storage area shown on the Plans, Exhibit E to the Declaration, to the condominium unit next to which such storage area is shown on the attached Exhibit 1, as a limited common element for the exclusive use of the unit owner of such condominium unit. If there is more than

one storage area being assigned in a single storage room, the remainder of that storage room is a limited common element appurtenant to the units to which the storage areas in that storage room are being assigned.

2. Storage area 3-4 in Phase 7 (Building 5) is hereby divided into three storage areas, 3-4, 3-5 and 3-6, all as shown on the attached Plan, Sheet 17 of Exhibit E to the Declaration.

EXCEPT as modified by this Amendment, all of the terms and provisions of the condominium instruments are hereby expressly ratified and confirmed, and shall remain in full force and effect.

IN WITNESS WHEREOF, the Successor Declarant has caused this Amendment to be signed pursuant to due and proper authority as of the date first set forth above.

SUCCESSOR DECLARANT:

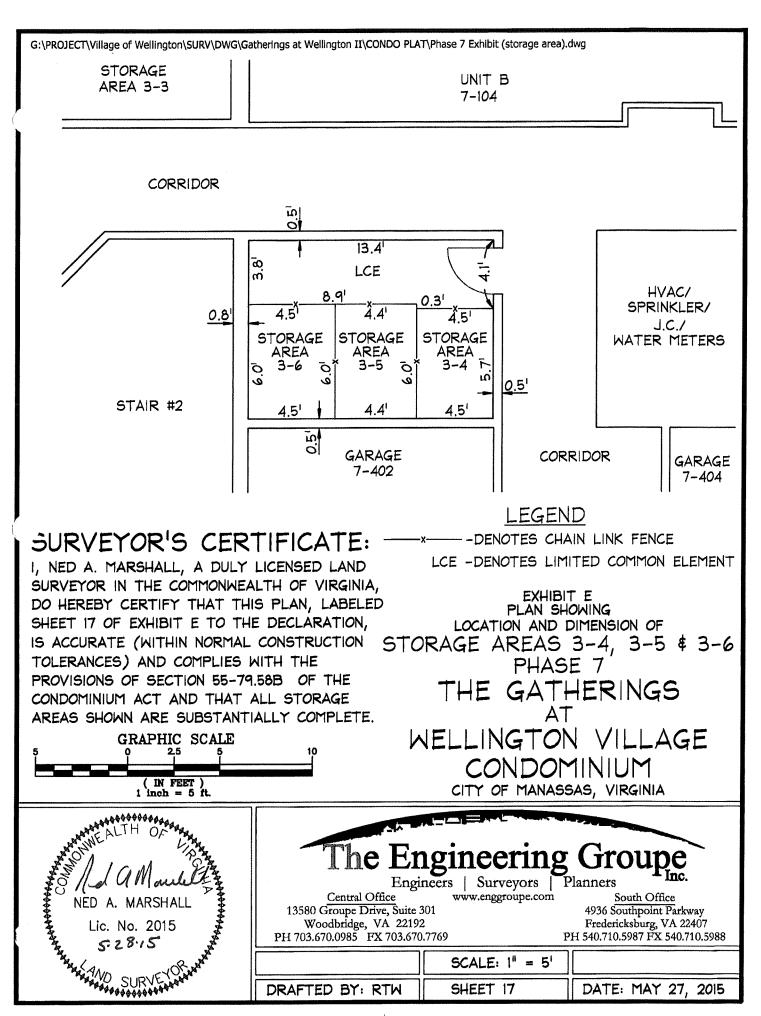
BEAZER HOMES CORP. a Tennessee corporation

VIII VIII VIII VIII VIII VIII VIII VII
COMMONWEALTH OF VIRGINIA) to wit: COUNTY OF FAIRFAX
I, the undersigned, a Notary Public in and for the aforesaid jurisdiction, do hereby certification of Beazer Homes Corp., known to me or satisfactorily proven to be the person whose name is signed to the foregoing instrument, personally appeared before me in the jurisdiction set fort above and acknowledged the same on behalf of the corporation. GIVEN under my hand and seal on May 28th, 2015. [SEAL] Notary Public
My Notary Registration number is: My commission expires: REG # 7094556 COMMISSION EXPIRES 6/30/2015 6/30/2015

Exhibit 1 to the Amendment

Limited Common Element Storage Area No.	Assigned To Condominium Unit No.
Building 1 (Phase 1) 3-1 3-2 3-3 3-4	1-404 1-106 1-402 1-304
Building 2 (Phase 2) 3-1 3-2 3-3 3-4	2-406 2-201 2-203 2-407
Building 3 (Phase 3) 3-1 3-2 3-3 3-4	Not yet assigned 3-202 3-407 3-302
Building 5 (Phase 7) 3-1 3-2 3-3 3-4 3-5 3-6	7-206 7-207 7-302 7-208 Not yet assigned 7-406

US_ACTIVE-122143946.1



PREPARED BY: Reed Smith LLP 3110 Fairview Park Drive, Suite 1400 Falls Church, VA 22042-4536 TAX MAP NOS: 090-69-01-105 090-69-01-106 090-69-02-105 090-69-02-106 090-69-03-105 090-69-03-106

DESCRIPTION: Units 1-105, 1-106, 2-105, 2-106, 3-105 and 3-106

TITLE UNDERWRITER: none

SECOND CORRECTIVE AMENDMENT TO CONDOMINIUM INSTRUMENTS FOR THE GATHERINGS AT WELLINGTON VILLAGE CONDOMINIUM ASSIGNING LIMITED COMMON ELEMENT PARKING SPACES

THIS AMENDMENT is made as of July 14th, 2015, by BEAZER HOMES CORP. ("Successor Declarant"), a Tennessee corporation.

RECITALS:

- R-1. Wellington Retail II, LLC, a Virginia limited liability company ("Original Declarant"), signed certain condominium instruments, including a Declaration, establishing The Gatherings at Wellington Village Condominium ("Condominium") located in the City of Manassas, Prince William County, Virginia and caused such documents to be recorded among the land records of Prince William County, Virginia ("Land Records") on November 10, 2011 as Instrument Number 2011111100093205 (as amended, "Condominium Instruments").
- R-2. The Original Declarant and the Successor Declarant signed three transfers of special declarant rights, each entitled: "The Gatherings at Wellington Village Transfer of Special Declarant Rights," whereby the Original Declarant assigned to the Successor Declarant all Special Declarant Rights with respect to: Phase 1 and Phase 1A of the Condominium and caused such Transfer to be recorded among the Land Records on November 10, 2011 as Instrument Number 201111100093208; with respect to Phase 2 and Phase 2A of the Condominium and caused such Transfer to be recorded among the Land Records on August 2, 2012 as Instrument Number 201208020073900; and with respect to Phase 3 and Phase 3A of the Condominium and caused such Transfer to be recorded among the Land Records on November 7, 2013 as Instrument Number 201311070109679.
- R-3. Pursuant to paragraph (6) of subsection 55-79.54(a) of the Condominium Act, Section 3.1(b) of the Declaration reserves to a Declarant the right to assign certain common elements as limited common elements and specifies the method whereby such assignments shall be made in accordance with section 55-79.57 of the Condominium Act.
- R-4. Portions of the common elements are labeled on the Plans (Exhibit D to the Declaration) as common elements which may be assigned as limited common elements, including without limitation all of the surface parking spaces in the Condominium.
- R-5. Section 3.1 of the Declaration authorizes a Declarant to use a preliminary assignment in the individual deed to a condominium unit in addition to the method provided for in section 55-79.57 of the Condominium Act.
- R-6. The Successor Declarant has evidenced its intent to assign certain common element parking spaces as limited common elements in the individual deeds to certain condominium units,

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and has entered into contracts to assign other common element parking spaces as limited common elements, but such assignments and contracts are not effective until confirmed by an amendment to the Declaration.

- R-8. Section 3.1 of the Declaration reserves to a Declarant the right unilaterally to prepare, sign and record the amendment necessary to effect such an assignment.
- R-9. Pursuant to subsection 55-79.71F of the Condominium Act, a declarant has the unilateral right to amend the condominium instruments to correct a mathematical mistake, an inconsistency or a scrivener's error or clarify an ambiguity in the condominium instruments with respect to an objectively verifiable fact, within five years after the recordation of the condominium instrument creating the mistake, inconsistency or ambiguity.
- R-10. In accordance with the provisions of Section 3.1 of the Declaration and section 55-79.57 and subsection 55-79.71F of the Condominium Act, the Successor Declarant unilaterally signed the "Amendment to Condominium Instruments for The Gatherings at Wellington Village Condominium Assigning Limited Common Element Parking Spaces and Corrective Amendment to Condominium Instruments for The Gatherings at Wellington Village Condominium" ("First Amendment Assigning Parking") dated June 3, 2014 and caused such amendment to be recorded among the land records of Prince William County, Virginia on June 5, 2014 as Instrument Number 201406050038418.
- R-11. To correct an error in the First Amendment Assigning Parking, the Successor Declarant and the affected unit owners signed the "Corrective Amendment to Condominium Instruments for The Gatherings at Wellington Condominium Assigning Limited Common Element Parking Spaces" ("Second Amendment Assigning Parking") dated August 19, 2014 and caused such amendment to be recorded among the land records of Prince William County, Virginia on August 20, 2014 as Instrument Number 201408200060101.
- R-12. The Second Amendment Assigning Parking assigned Parking Space P15 to Unit 1-106, Parking Space P35 to Unit 2-106 and Parking Space P36 to Unit 3-106.
- R-13. Parking Spaces P15, P35 and P36 as shown on Sheet 3A of the Plat (Exhibit D to the Declaration) should have been assigned to Units 1-105, 2-105 and 3-105, respectively, but nevertheless have been assigned to the incorrect units listed above.
- R-14. The Declarant wishes to correct the assignment of limited common element parking spaces by showing Parking Spaces P15, P35 and P36 as assigned to the three correct units to correct this error.
- R-15. Driveway 1-106 and Garage 1-106, shown on Sheet 2B of Exhibit D and Sheet 1 of Exhibit E, respectively, Driveway 2-106 and Garage 2-206, shown on Sheet 3A of Exhibit D and Sheet 5 of Exhibit E, respectively, and Driveway 3-106 and Garage 3-106, shown on Sheet 4A of Exhibit D and Sheet 9 of Exhibit E, respectively, all were incorrectly labeled and should have been labeled 1-105, 2-105 and 3-105, while the driveways and garages labeled 1-105, 2-105 and 3-105 should have been labeled 1-106, 2-106 and 3-106.

- R-16. To correct the erroneous labeling of the driveways and garages, Sheets 2B, 3A and 4A of Exhibit D and Sheets 1, 5 and 9 of Exhibit E are being deleted and replaced by revised sheets correctly labeling those units.
- R-17. The unit owners of Units 1-106, 2-106 and 3-106 wish to confirm their agreement with the correction to the numbering of their driveways and garages and reassignment of the listed parking spaces from their units and the unit owners of Units 1-105, 2-105 and 3-105 also wish to confirm their agreement with the correction to the numbering of their driveways and garages and reassignment of the listed parking spaces to their units as set forth in this amendment.

AMENDMENT:

Pursuant to and in compliance with Section 3.1 of the Declaration and section 55-79.57 and subsection 55-79.71F of the Condominium Act, the Successor Declarant hereby amends the Declaration as follows, with the consent of the affected unit owners.

- 1. Exhibit 1 to the First Amendment Assigning Parking is hereby deleted in its entirety and Exhibit A to this Amendment is hereby substituted in lieu thereof, resulting in: (1) Parking Spaces P31, P32 and P33 being unassigned; (2) Parking Space P47 being assigned to Unit 2-208, Parking Space P36A being assigned to Unit 2-308 and Parking Space P30 being assigned to Unit 2-408; (3) Parking Space 15 being assigned to Unit 1-105, Parking Space 35 being assigned to Unit 2-105 and Parking Space 36 being assigned to Unit 3-105; each Parking Space listed being for the exclusive use of the unit owners of each such condominium unit.
- 2. Sheets 2B, 3A and 4A of Exhibit D are hereby deleted in their entirety and Sheets 2C, 3B and 4B attached to this Amendment are hereby substituted in lieu thereof, resulting in the reassignment of the Parking Spaces as set forth in Paragraph 1.
- 3. Sheets 1, 5 and 9 of Exhibit E are hereby deleted in their entirety and Sheets 1A, 5A and 9A are hereby substituted in lieu thereof, resulting in the relabeling and reassignment of the Garage Spaces as set forth in recital R-15.

EXCEPT as modified by this Amendment, all of the terms and provisions of the condominium instruments are hereby expressly ratified and confirmed, shall remain in full force and effect.

IN WITNESS WHEREOF, the Successor Declarant has caused this Amendment to be signed pursuant to due and proper authority as of the date first set forth above and the undersigned unit owners have signed this Amendment to confirm their agreement.

[Signatures begin on next page.]

SUCCESSOR DECLARANT:

BEAZER HOMES CORP. a Tennessee corporation

	By: Sut Coupel [SEAL Name: BARDY CAMPAGE] Title: Vice President
COMMONWEALTH OF VIRGINIA) COUNTY OF FAIRFAX)	wit:
that Event Campbell of Beazer Homes Corp., known to me to b	be or satisfactorily proven to be the person whose name sonally appeared before me in the jurisdiction set forthalf of the corporation.
My Notary Registration number is when the My commission expires:	Manual Public Notar Public A JEAN TO THE PROPERTY OF THE PROPERTY OF THE PUBLIC OF T

UNIT OWNER OF UNIT 1-105:

UNIT OWNER OF UNIT 2-105:

COUNTY OF FAIRFAX

I, the undersigned, a Notary Public in and for the aforesaid jurisdiction, do hereby certify that Joke Eller, known to me to be or satisfactorily proven to be the person whose name is signed to the foregoing instrument, personally appeared before me in the jurisdiction set forth above and acknowledged the same.

GIVEN under my hand and seal on July 17 th, 20 15.

My Notary Registration number is made and seal on Tuly 17 th, 20 15.

My Notary Registration number is made and seal on Tuly 1804 (SEAL)

My Commission expires:

My Commission expires:

My Commission expires:

My Notary Public

My Commission expires:

My Notary Public

My Commission expires:

byre Iller / 7-17-15

UNIT OWNER OF UNIT 3-105:

COMMONWEALTH OF VIRGINIA)

I, the undersigned, a Notary Public in and for the aforesaid jurisdiction, do hereby certify that Mara Bath Hauklin known to me to be or satisfactorily proven to be the person whose name is signed to the foregoing instrument, personally appeared before me in the jurisdiction set forth above and acknowledged the same.

GIVEN under my hand and seal on Taly 14 , 2015.

My Notary Registration number of the aforesaid jurisdiction, do hereby certify that Mara Bath Hauklin known to me to be or satisfactorily proven to be the person whose name is signed to the foregoing instrument, personally appeared before me in the jurisdiction set forth above and acknowledged the same.

GIVEN under my hand and seal on Taly 14 , 2015.

My Notary Registration number of the aforesaid jurisdiction, do hereby certify that Mara Bath Hauklin known to me to be or satisfactorily proven to be the person whose name is signed to the foregoing instrument, personally appeared before me in the jurisdiction set forth above and acknowledged the same.

[SEAL]

My Notary Registration number of the aforesaid jurisdiction, do hereby certify that Mara Bath Hauklin known to me to be or satisfactorily proven to be the person whose name is signed to the foregoing instrument, personally appeared before me in the jurisdiction set forth above and acknowledged the same.

[SEAL]

My Notary Registration number of the aforesaid jurisdiction, do hereby certify that Mara Bath Hauklin known to me to be or satisfactorily proven to be the person whose name is signed to the foregoing instrument, personally appeared before me in the jurisdiction set for hereby certify that Mara Mara Bath Hauklin known to me to be or satisfactorily proven to be the person whose name is signed to the foregoing instrument, personally appeared before me in the jurisdiction set for hereby certification in the person whose name is signed to the foregoing instrument, personally appeared before me in the jurisdiction set for hereby certification in the jurisdiction in

Unit Owner of Unit 1-106:

Sharon K. Howington

COMMONWEALTH OF VIRGINIA)) to wit

COUNTY OF FAIRFAX

I, the undersigned, a Notary Public in and for the aforesaid jurisdiction, do hereby certify that Sharafourigital, known to me to be or satisfactorily proven to be the person whose name is signed to the foregoing instrument, personally appeared before me in the jurisdiction set forth above and acknowledged the same.

GIVEN under my hand and seal on July 28, 20 15

My Notary Registration number

My commission expires:

REGISIRATION NO.
7150246
ANY COMM. EXPIRES
05/31/2019
07/4/RY PUBLISHING

UNIT OWNER OF UNIT 2-106:

COMMONWEALTH OF VIRGINIA)

My commission expires:

Dosio m. Hallott 7-14-15

I, the undersigned, a Notary Public in and for the aforesaid jurisdiction, do hereby certify that have the foregoing instrument, personally appeared before me in the jurisdiction set forth above and acknowledged the same.

GIVEN under my hand and scal on frely 14 20/5

My Notary Registration number is required to the foregoing instrument, personally appeared before me in the jurisdiction set forth above and acknowledged the same.

SIVEN under my hand and scal on frely 14 20/5

Notary Public

Notary Public

Notary Public

SEAL]

MY CC. OS31/2. OS MAGNING CO. ARY PUBLICATION OF THE PUBLICATION OF TH

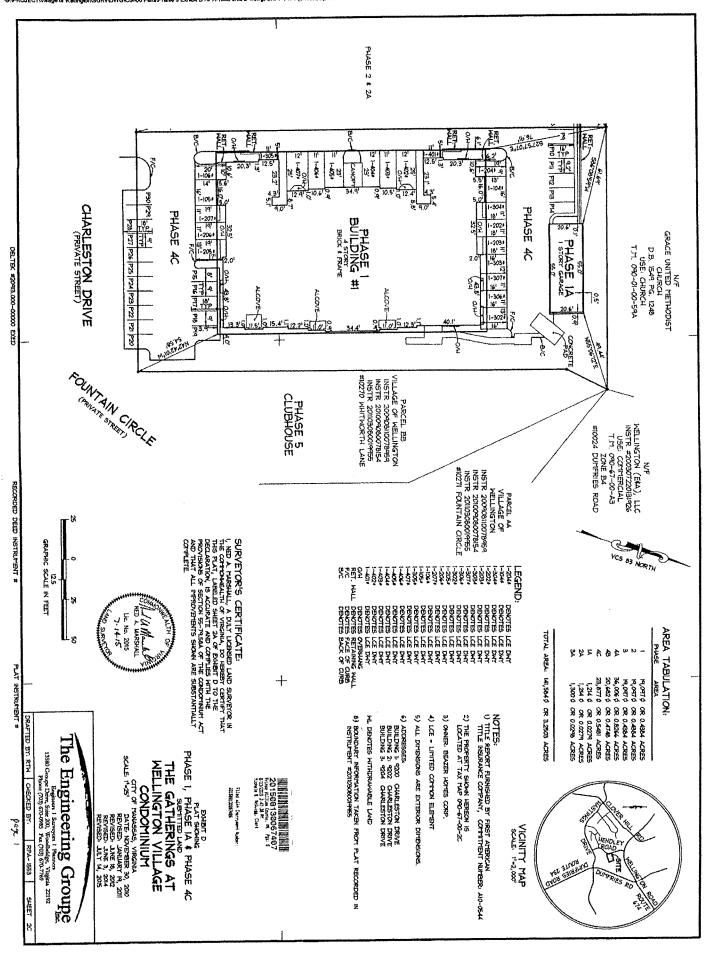
UNIT OWNER OF UNIT 3-106:

MPoland 7/14/15

COMMONWEALTH OF VIRGINIA)
COUNTY OF FAIRFAX) to wit:
that he undersigned, a Notary Public in and for the aforesaid jurisdiction, do hereby certify that harlene hollarol, known to me to be or satisfactorily proven to be the person whose name is signed to the foregoing instrument, personally appeared before me in the jurisdiction set forth above and acknowledged the same.
GIVEN under my hand and seal on july 14, 20 15.
Notar Public [SEAL]
My Notary Registration number is:
My commission expires: MY COMM EXPIRES OSTITIZATION ARY PUBLICATION MY COMM EXPIRES OSTITIZATION MY PUBLICATION MY PUBL

Exhibit A to the Amendment

Limited Common Element Parking Space No.	Assigned To Condominium Unit No.	Limited Common Element Parking Space No.	Assigned To Condominium Unit No.
PI	3-201	P48 .	7-104
P2	3-301	P49	7-201
P3	3-104	P50	7-301
P4	3-401	P51	7-401
P7	2-104	P53	7-208
P8	2-401	P54	7-308
Р9	2-201	P55	7-408
P10	2-301	P56	7-305
P11	1-201	P57 .	7-105
P12	1-301		
P13	1-401		
P14	1-104	:	
P15	1-105	•	
P16	1-305		
P17	1-208		
P18	1-308	•	
P19	1-408	•	All resolutions in the contract of the contrac
P30	2-408		
P36A	2-308		
P47	2-208		
P34	2-305		
P35	2-105		
P36	3-105		
P37	3-305		
P44	3-208		
P45	3-308		
P46	3-408		•



PHASE 3 # 3A

SIDBUALK FOR Ş. PHASE 2 BUILDING #2 P34/ | P35 | P34 | P33 | P32 | P31 PHASE 8

PHASE

S

N/F GRACE UNITED METHODIST CHURCH
D.B. 1549 PG, 1248
U.S.E. CHURCH
T.M. 090-01-00-59A

PHASE 4B

VCS 83 NORTH

REPART SECTION OF THE PART SECTION OF THE PART

ADDRESSES.
 BUILDING I: 9200 CHARLESTON DRIVE BUILDING 2: 9202 CHARLESTON DRIVE BUILDING 3: 9204 CHARLESTON DRIVE.

5) ALL DIMENSIONS ARE EXTERIOR DIMENSIONS

4) LCE - LIMITED CONTROL ELEMENT

+

SURVETOR'S CERTIFICATE:

(NE) A MAGNALL, A DULY LICENSED LAND SURVETOR IN
THE COTTONNELLY OF YIRGHIN, DO HENERY CERTIFY THAT
THIS PLAT LINELED SHEET 3 OF EMBILED 10 TO THE
PROVISIONS OF SECTION 55-7550A OF THE CONDONINIAN ACT
AND THAT ALL IPPROVIETBITS SHOWN ARE SUBSTANTIALLY

TOTAL AREA: 141,5840 OR 3.2503 ACRES

36,0060 OR 0.8266 ACRES 20,6920 OR 0.4748 ACRES 23,8770 OR 0.5481 ACRES M,0970 OR 0.4884 ACRES M,0970 OR 0.4884 ACRES M,0970 OR 0.4884 ACRES © OR 0.0279 ACRES © OR 0.0279 ACRES © OR 0.0298 ACRES

AREA TABULATION:

VICINITY MAP

NOTES:

1) TITLE REPORT FURNISHED BY FIRST AMERICAN
TITLE INSURANCE COMPANY, COMMITMENT NUMBER, A10-0544

2) THE PROPERTY SHOWN HEREON IS LOCATED AT TAX MAP 090-67-00-2, TAX MAP 090-67-00-2A & TAX MAP 090-67-00-08

3) OHNER.

RELLINGTON RETAIL II, L.L.C. TAX MAP 090-67-00-48
RISTR. #20111000#205
BEALER HOTES CORP.
INSTR. #20120020073949

1) ALL GARAGE SPACES ARE ASSIGNED AS UNITED CONTROL BETTENTS, ALL SURFACE PARCING SPACES NOT ASSIGNED AND UNITS AS LITTED CONTROL BETTENTS ARE CONTROL BETTENTS WHICH MAY BE ASSIGNED AS LITTED CONTROL BETTENTS LATTER. 6) BOUNDARY INFORMATION TAKEN FROM PLAT RECORDED IN INSTRUMENT #2010806001965

PHASE 2, PHASE 2A \$ PHASE 4B

THE GATHERINGS AT WELLINGTON VILLAGE CONDOMINIUM

7-14-15

SCALE: 1*-25' PAVASSAS, VIRGINA
SCALE: 1*-25' DATE: SEPTEMBER 6, 2012
REVISED: MARCH 8, 2014
REVISED: JULY 14, 2015

The Engineering Groupe

Disposer I Surveyor I Planters

13580 Groupe Darty, Seez 20, Woodbelly, Virgini 22192

Phone (103) 670-0985 Fax (103) 670-1789

XAFTED SY: SR

12.5 GRAPHIC SCALE IN FEET

SECUEDUD DEED WELKINGAL

SELTEK ACCUSTON OCCUPATE MELTER

CHARLESTON DRIVE

PLAT ASSESSED

