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VANCE COUNTY, N.C.
FILED FOR RECORD

JUN 12 11 36 AM '92

SARAH H. HALE
REGISTER OF DEEDS

Prepared By: John H. Zollicoffer, Jr.
Zollicoffer & Long
215 N. Garnett Street
P.O. Drawer 19
Henderson, NC 27536

STATE OF NORTH CAROLINA

ROADS MAINTENANCE AGREEMENT

COUNTY OF VANCE

THIS AGREEMENT, made this the 1st day of May, 1992 by and between CLARE B. WADDILL (Widow) of Vance County North Carolina, SOUTHERN NATIONAL BANK OF NORTH CAROLINA, TRUSTEE UNDER THE WILL OF EDMUND L. WADDILL, CAREY P. COOPER (Widow) of Wauwatosa, Wisconsin and GENEVIEVE W. RAND and husband, KENAN RAND, of Wilson County, North Carolina.

W I T N E S S E T H :

WHEREAS, the Parties own the properties adjoining West Hills Drive, Hillside Way, Valley Way, and Clare Drive as shown on plat of property of the Waddill Heirs "West Hills IV Subdivision" prepared by John Lee Hamme, Civil Engineer and Land Surveyor, and dated December 5, 1991 (which plat will be recorded in the office of the Register of Deeds of Vance County); and

WHEREAS, said private roads have not yet been accepted by the Department of Transportation for State maintenance, but were constructed to State standards and so approved by D.L. Wall, District Engineer on April 6, 1992 and should meet the Department's requirements for State maintenance in the future, when a sufficient number of houses have been constructed on said roads; and

WHEREAS, the Parties hereto wish to insure that said private roads continue to be adequately maintained; and

WHEREAS, each of the Parties hereto (on behalf of themselves and their successors in title relative to the various properties or lots) are willing to contribute proportionately to the care, upkeep and maintenance of said private roads, the proportionate share of each property owner being determined by the amount of frontage owned by each

property owner on said respective roads.

NOW, THEREFORE, for a valuable consideration and as a result of the mutual promises and covenants made by the parties (and their successors in title as owners of the various properties and lots in said subdivision), it is agreed that:

Each of the parties hereto (on behalf of themselves and their successors in title as owners of the various properties and lots in said subdivision) hereby agrees to maintain said private streets or roads in an all-weather condition, with the cost of said care, upkeep and maintenance to be divided proportionately between the parties hereto, and their successors in title (relative to the various properties or lots owned), based on their respective property's or lot's front footage on said respective roads; and to be responsible for their proportionate cost of the care, upkeep and maintenance of said respective roads. It is expressly understood that the maintenance assumed by the parties hereunder shall not include any grass mowing, brush or weed removal or any snow or ice removal.

IT IS FURTHER AGREED that this Roads Maintenance Agreement runs with the land and shall be binding on each of the parties hereto and their successors in title relative to the respective properties or lots owned and shall continue in effect until such time as the Department of Transportation (or other governmental authority) accepts said respective roads for governmental maintenance.

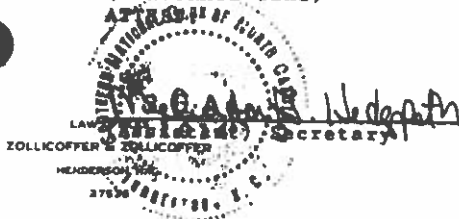
IN TESTIMONY WHEREOF, the Parties of the First Part have hereunto set their respective hands and affixed their respective seals this the 1st day of May, 1992.

Clare B. Waddill (SEAL)
Clare B. Waddill (Widow)

SOUTHERN NATIONAL BANK OF NORTH
CAROLINA TRUSTEE UNDER THE WILL OF
EDMUND L. WADDILL

BY: Frank B. Bayette
(Vice) President

(CORPORATE SEAL)



Coxey P. Cooper (Widow) (SEAL)

Genevieve W. Rand (SEAL)

Kenan Rand (SEAL)
Kenan Rand

STATE OF NORTH CAROLINA

COUNTY OF VANCE

I, Ann M. Kellie a Notary Public in and for
said County and State, do hereby certify that Clare B. Waddill
(Widow) personally appeared before me this day and acknowledged the
execution of the foregoing agreement.



Witness my hand and official seal this 3 day of June.

Ann M. Kellie
Notary Public
My commission expires: 7-31-95

(SEAL)

STATE OF NORTH CAROLINA

COUNTY OF Roberson

I, a Notary Public of the County and State aforesaid, do hereby
certify that Melinda Hedgpeth personally
appeared before me this day and acknowledged that she is
(Assistant) Secretary of Southern National Bank of North Carolina, a
national banking association, which is the duly appointed and acting
Trustee under the Will of Edmund L. Waddill, and that by authority
duly given and as the act of the association, the foregoing
instrument was signed in its name as Trustee, by its (Vice)
President, sealed with its corporate seal, and attested by her self
as its (Assistant) Secretary.



Witness my hand and notarial seal this the 22 day of
August, 1992.

Dottie Sanchez
Notary Public
My commission expires: 8-11-93

STATE OF WisconsinCOUNTY OF Milwaukee

I, Lorraine M. Bethke a Notary Public in and for said County and State, do hereby certify that Carey P. Cooper (Widow) personally appeared before me this day and acknowledged the execution of the foregoing agreement.

Witness my hand and official seal this 18th day of May, 1992.

My commission expires: 4-3-94

Lorraine M. Bethke
Notary Public

STATE OF NORTH CAROLINA

COUNTY OF Nash

I, Elaine S. Ghiloni a Notary Public in and for said County and State, do hereby certify that Genevieve W. Rand and husband, Kenan Rand, personally appeared before me this day and acknowledged the execution of the foregoing agreement.

Witness my hand and official seal this 2nd day of June, 1992.

Elaine S. Ghiloni
Notary Public

My commission expires: 10-28-92

(SEAL)

ELAINE S. GHILONI
NOTARY PUBLIC
NASH COUNTY, N.C.
MY COMM. EXP. 10-28-92

STATE OF NORTH CAROLINA, VANCE COUNTY

The foregoing certificates of Ann M. Ellis, Notary Public of Vance County, N.C.; Dottie Sanchez, Notary Public of Robeson County, N.C.; Lorraine M. Bethke, Notary Public of the State of Wisconsin and Elaine S. Ghiloni, Notary Public of Nash County, N.C., are certified to be correct. This instrument was presented for registration and recorded in this office in Book 694, Page 218.

This 12 day of June, 1992, at 11:36 o'clock A.M.

SARAH H. HALE, REGISTER OF DEEDS

By: Cynthia S. Abbott
Assistant Register of Deeds