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Fee Amt: \$26.00 Page 1 of 2

Franklin County North Carolina
Brandi S. Brinson, Register of Deeds
BK **2365** PG **241 - 242 (2)**

North Carolina
Franklin County

Protective Covenants for
Evergreen Woods Subdivision
Book of Maps 2024
Page 141

This Declaration of Restrictive Covenants made this 3rd day of May, 2023 by Evergreen SR 1237, LLC (hereinafter called collectively "Declarants").

WHEREAS DECLARANT is owner of real property shown on Plat Book 2024 ,Page 141 recorded in the Franklin County Registry and are desirous of subjecting said property to the Protective Covenants hereinafter set below.

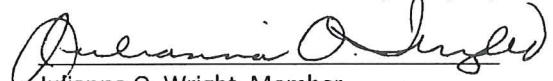
NOW THEREFORE, Declarant does hereby declare that the above-described real property located in Franklin County, North Carolina is and shall be held, transferred, sold, and conveyed subject to the following Protective Covenants.

1. Prior to the construction of any dwelling, all plans and specifications, depicting design, materials and locations on the tract of the proposed dwelling, fencing, and outbuildings shall be given to Julianna O. Wright or assign for approval. Failure of Julianna O. Wright or assign to accept or reject a plan with thirty (30) days after receipt-in-writing of plan shall constitute acceptance of said plan.
2. No structure of a temporary character such as a tent, shack, or camper shall be used as a permanent dwelling. No mobile homes shall be permitted.
3. All animals and fowl shall be confined to their owner's property. All pens and housing for any animals or fowl shall be regularly cleaning. There shall be no odor or disruptive noise from animals or fowl. No kennels are allowed. Large scale commercial raising of animals or fowl is not allowed. No animals of an aggressive nature shall be allowed. No more than three (3) large dogs shall be allowed.
4. No junked vehicles shall be allowed to remain on any tract nor any junkyards, junk materials or large-scale trade inventories.
5. Communication towers shall be allowed only with the written permission of Declarant.
6. All garbage shall be stored in receptacles which garbage shall be disposed of regularly. No noxious or dangerous materials shall be buried on the property.
7. No loud, obnoxious, repetitious noise shall be allowed, nor anything done that would be an annoyance or nuisance to the other tract owners. No sustained firearm target practice is allowed.
8. No 18-wheeler tractors or trailers or heavy construction equipment shall be parked on the private road.
9. Five feet (5) of space adjoining sidelines and ten (10) feet of space along rear lines shall be reserved for utility easements.

10. Existing trees shall be left uncut for fifteen (15) feet on sidelines and backlines except for reasons of utility installation, disease of trees, or fall impact danger.
11. No more than two divisions of a tract will be allowed unless approval given in writing by Declarant or Declarant Assigns.

These covenants and restrictions are to run with the land and shall be binding on all parties subject to them for a period of twenty-five (25) years from the date the covenants are recorded in the Office of the Register of Deeds in Franklin County.

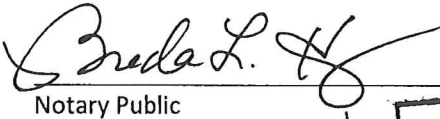
Evergreen SR 1237, LLC
a North Carolina Limited Liability Company


Julianna O. Wright, Member

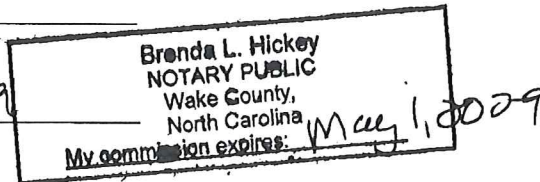
STATE OF NORTH CAROLINA
COUNTY OF Wake

I, a Notary Public of the County and State aforesaid, certify that Julianna O. Wright appeared before me this day and acknowledged that she is member of Evergreen SR 1237, LLC, a North Carolina Limited Liability Company and that by authority duly given, the foregoing instrument was signed by her in the Company name as the act of the Company.

Witness my hand and official stamp or seal, this the 3 day of May, 2024. 


Notary Public

My Commission Expires: May 1, 2029



North Carolina
Franklin County

WHITETAIL LANE

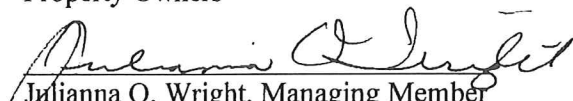
Private Road Maintenance
Agreement

THIS AGREEMENT, made and entered into this 3rd day of May, 2024 by Evergreen SR1237 LLC being the owner of those Parcels of land located on Whitetail Lane and being more particularly described on Map 2024 Page 141 , Franklin County Registry do hereby agree and covenant with all person, firms, or corporations, now owning and hereafter acquiring any of the area included within the above referenced land, that all are hereby subjected to the following road maintenance agreement, running with said properties by whomsoever owned, to wit:

- (1) Whitetail Lane as shown on the map described above shall be a private street which+2 is dedicated for the use of all owners of tracts adjoining Whitetail Lane and the general public.
- (2) There is hereby created a Property Owner's Association for the purpose of maintaining the road shown on the map as well as establishing rules establishing speed limits.
- (3) Each owner of a lot abutting one of these streets shall be a member of the Property Owner's Association and shall be entitled to one vote per recorded tract owned at the annual meeting of such association to be held on the second Tuesday of May of each year, commencing in year 2024. At the annual meeting there shall be elected a Board of Directors for the Property Owner's Association consisting of three members and the three members so elected shall be responsible for contracting and providing for the street maintenance and assessing the owners abutting the private street.
- (4) In the event an owner fails to pay his proportionate part of the street maintenance, based on recorded tract owned, the association may enforce such payment through civil action be instituted for such purpose in the General Court of Justice of Franklin County North Carolina.
- (5) The assessment may not exceed \$200 per year per recorded tract unless there is a 2/3 vote of all members.
- (6) That the easement is not constructed to minimum State standards sufficient to allow its inclusion on or to the State highway system for maintenance.
- (7) That this Statement and Declaration is executed and recorded for the express purpose of putting all prospective purchasers of the lots in said property on notice as to the status as an easement, notwithstanding any requirements on the present owner to supply and secure an appropriate acknowledgment of receipt of this Disclosure by any of said lots in the above-described real property

- (8) An affirmative vote of two-thirds (2/3rds) of the lot owners shall be required in order to convert said easement into a public road, all property owners along this easement will sign the plat, dedicating the rights-of-way.

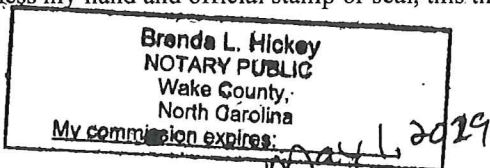
Property Owners


Julianna O. Wright, Managing Member
Evergreen Farm SR 1237, LLC

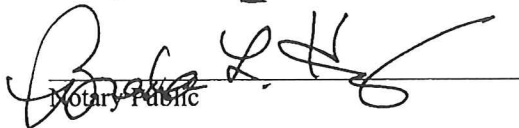
STATE OF NORTH CAROLINA
COUNTY OF Wake

I, Brenda L. Hickey, a notary Public for the County of Wake, State of North Carolina, certify that Julianna O. Wright personally appeared before me this day and acknowledged that she is Member of Evergreen Farm SR 1237, LLC a North Carolina Limited Liability Company and that by authority duly given, and as an act of the partnership, the foregoing instrument was signed in its name by its Partner.

Witness my hand and official stamp or seal, this the 3 day of May, 2022 2024



My Commission Expires: May 1, 2024


Notary Public

STATE OF NORTH CAROLINA, GRANVILLE COUNTY

The foregoing certificate of _____

_____, a Notary Public
is certified to be correct. This instrument was presented for registration and filed in this office in Book _____,
Page _____. This _____ day of _____, 20____, at _____ o'clock am/pm.

Register of Deeds

By _____

Deputy