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Prepared by and hold for: Wallace, Creech & Sarda, L.L.P.

NORTH CAROLINA

WAKE COUNTY

DECLARATION OF ANNEXATION
000404 FOR FORESTVILLE FARMS, L.L.C.
PHASE 4, RECORDED IN BOOK OF MAPS
1996, PAGE 582, WAKE COUNTY REGISTRY
WAKE COUNTY

THIS DECLARATION OF ANNEXATION, made this 11 day of April, 1996,
by FORESTVILLE FARMS, L.L.C., a North Carolina Limited Liability Company,
hereinafter referred to as "Declarant":

WITNESSETH:

WHEREAS, the Declarant has heretofore executed and caused to be recorded an instrument entitled "Declaration of Covenants, Conditions and Restrictions for Forestville Farms, Phase One, Recorded in Book of Maps 1994, Page 1634, Re-recorded in Book of Maps 1994, Page 1686, Wake County Registry" and having been recorded in Book 6342, Page 317, Wake County Registry, and the First Amendment recorded in Book 6589, Page 871, Wake County Registry, and the Declaration of Annexation for Phase 2 recorded in Book 6591, Page 284, Wake County Registry, re-recorded in Book 6724, Page 646, Wake County Registry, and the Declaration of Annexation for Phase 3 recorded in Book 6740, Page 716, Wake County Registry, said documents being referred to collectively herein as the "Declaration"; and

WHEREAS, Article IV, Section 2, Article V, D-2, of the Declaration provides that "The Property subject to this Declaration comes out of a tract of land consisting of approximately 63.3 acres being more particularly described in the Book 6342, Page 313, Wake County Registry, and the Declarant may develop additional property contained in this tract of land. Such additional property may be annexed by recording in the Wake County Registry a Declaration of Annexation, duly executed by the Declarant, describing the lands annexed and incorporating the provisions of the is Declaration, either by reference or by fully setting out said provisions therein. The additional property shall deemed annexed to the Property on the date of recordation of the Declaration of Annexation and no further action or consent on the part of any person or entity shall be needed to accomplish the annexation except the City of Raleigh if required by its ordinances;" and

WHEREAS, the Declarant now desires to annex to the Property referred to in the Declaration, all of the property described in Exhibit "A" attached hereto and incorporated herein by reference, said property lying within the perimeter of the lands which the Declarant is entitled to annex pursuant to authority contained in the Declaration.

NOW, THEREFORE, Declarant hereby declares that all of the property described in Exhibit "A" attached hereto and incorporated herein by this reference, is hereby annexed

to the properties as permitted by the Declaration, as amended, whereby all of the foregoing property is now subject to the covenants, conditions and restrictions of the Declaration, as amended, and are entitled to all of the benefits of the Declaration, as amended.

IN TESTIMONY WHEREOF, the Declarant has executed this instrument by authority duly given on the day and year first above written.

FORESTVILLE FARMS, L.L.C.
A North Carolina Limited Liability Company

By *W.R. Henderson* (SEAL)
W.R. Henderson, Manager

NORTH CAROLINA

WAKE COUNTY

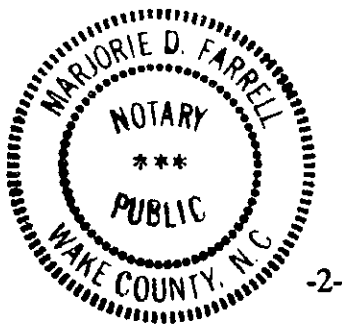
I, *Marjorie D. Farrell*, a Notary Public for the aforesaid County and State, certify that W.R. Henderson, Manager of Forestville Farms, L.L.C., a North Carolina Limited Liability Company, personally appeared before me and acknowledged the due execution of the foregoing instrument.

Witness my hand and seal this 11th day of April, 1996.

Marjorie D. Farrell
Notary Public

My Commission Expires: 3-4-2000

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NORTH CAROLINA — WAKE COUNTY

The foregoing certificate of *Marjorie D. Farrell*

Notary Public is

(are) certified to be correct. This instrument and this certificate are duly registered at the date and time and in the book and page shown on the first page hereof.

KENNETH C. WILKINS, Register of Deeds

By

Charles Wilkins
Asst. Deputy Register of Deeds

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EXHIBIT A

BEING ALL of Lot Nos. 58, 59, 60, 61, 62, 63, 64, 65, 95, 96, 97, 98, 99, 100, 101, 102, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 172, 173, 174, 175, 176, 177, 178, 179, and 180, Phase 4, Forestville Farms, together with all of the area within the rights of way of Mangrove Drive, Pomegranate Drive and Breadfruit Lane, containing approximately 12.845 acres, all as shown on a map recorded in Book of Maps 1996, Page 582, in the Office of the Register of Deeds for Wake County, North Carolina.

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