

WAKE COUNTY, NC 24
LAURA M RIDDICK
REGISTER OF DEEDS
PRESENTED & RECORDED ON
08/18/2004 AT 08:53:45

BOOK:010974 PAGE:02073 - 02077

Drawn by & HOLD FOR:
Moore & Alphin, PLLC (Box 155) (pm)

STATE OF NORTH CAROLINA

WAKE COUNTY

**SUPPLEMENTARY DECLARATION
HERITAGE PINES SUBDIVISION
Phase 4**

This Supplementary Declaration is made as of the date set forth in the notary acknowledgment below, by **HERITAGE PINES, LLC**, a North Carolina Limited Liability Company (hereinafter "Declarant");

W I T N E S S E T H:

WHEREAS, Declarant has heretofore recorded that certain Declaration Of Covenants, Conditions And Restrictions For The Heritage Pines Community Association, Inc., in **Book 8535, Page 1683**, Wake County Registry (hereinafter the "Declaration");

WHEREAS, pursuant to Section 3 of Article II of the Declaration, Declarant desires to annex additional property within the area described in said Section 3 and to subject such property to the Declaration and to the jurisdiction of the Heritage Pines Community Association, Inc.; and

WHEREAS, Declarant is the owner of the real property described in Exhibit A attached hereto (hereinafter the "Property"), which Property is a portion of the property described on Exhibit B to the Declaration;

NOW, THEREFORE, in consideration of the premises, Declarant hereby declares that the property identified and described on **Exhibit A** attached hereto and incorporated herein by reference shall be and hereby is annexed into the property covered by the Declaration and shall be and hereby is made subject to the Declaration and to the jurisdiction of the Heritage Pines Community Association, Inc.

Said Property shall be owned, held, transferred, sold, conveyed, given, donated, devised, inherited, leased, occupied and used subject to the covenants, restrictions, conditions, easements, charges, assessments, affirmative obligations and liens (hereinafter the "Covenants and Restrictions") contained in the Declaration,

which Covenants and Restrictions shall run with the land and be binding on all parties having or acquiring any right, title and interest in the Property or any part thereof, their heirs, successors and assigns, and shall inure to the benefit of each owner thereof.

IN WITNESS WHEREOF, Declarant, as owner of the Exhibit A property, has caused this Supplementary Declaration to be executed under seal, as of the date set forth in the notary acknowledgment below.

DECLARANT:

HERITAGE PINES, LLC,
a North Carolina Limited Liability Company

By: **WASHINGTON HOMES, INC.**
Managing Member

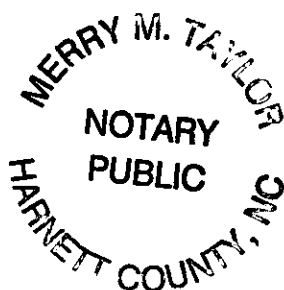
By: *Michael J. Reiser*
Michael J. Reiser, Division President

STATE OF NORTH CAROLINA - Harnett COUNTY:

I, the undersigned, a Notary Public for the County and State aforesaid, certify that Michael J. Reiser personally came before me this day and acknowledged that he is Division President of **WASHINGTON HOMES, INC.**, a Maryland corporation and a Managing Member of **HERITAGE PINES, LLC**, a North Carolina Limited Liability Company, and that he, as Division President, being authorized to do so, executed the foregoing on behalf of the corporation and the Limited Liability Company.

WITNESS my hand and official stamp or seal, this the 4th day of August, 2004.

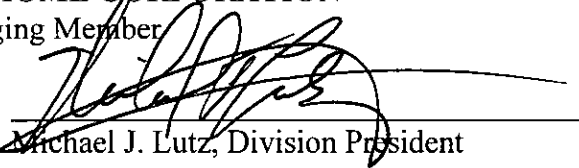
(Stamp or Seal)



Merry M. Taylor
Notary Public
My commission expires: 7-16-07

HERITAGE PINES, LLC,
a North Carolina Limited Liability Company

By: **U. S. HOME CORPORATION**
Managing Member

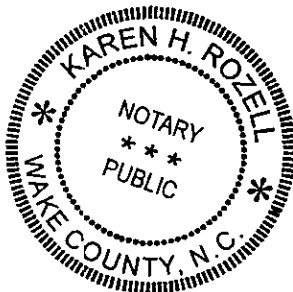
By: 
Michael J. Lutz, Division President

STATE OF NORTH CAROLINA - Wake COUNTY:

I, the undersigned, a Notary Public for the County and State aforesaid, certify that Michael J. Lutz personally came before me this day and acknowledged that he is Division President of **U. S. HOME CORPORATION**, a Delaware corporation and a Managing Member of **HERITAGE PINES, LLC**, a North Carolina Limited Liability Company, and that he, as Division President, being authorized to do so, executed the foregoing on behalf of the corporation and the Limited Liability Company.

WITNESS my hand and official stamp or seal, this the 4 day of ^{August}~~July~~, 2004.

(Stamp or Seal)



Karen H Rozell

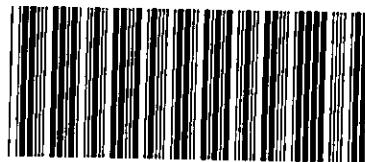
Notary Public

My commission expires: 4-17-2005

EXHIBIT A

Lying and being in the City of Cary, Cedar Fork Township, Wake County North Carolina, and being more particularly described as follows:

All of the real property shown and depicted on that certain map entitled "**Subdivision Plat, HERITAGE PINES, Phase 4**", recorded in **Book of Maps 2004, Page 1308**, Wake County Registry, which property includes **Lots 133-175**, inclusive, and the area designated as "COMMON OPEN SPACE, 51,397 SR, 1,179AC." on the aforementioned recorded map, to which map reference is hereby made for a more particular description, but excluding the property within the rights-of-way of public streets shown thereon.



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Yellow probate sheet is a vital part of your recorded document.
Please retain with original document and submit for rerecording.



Wake County Register of Deeds
Laura M. Riddick
Register of Deeds

North Carolina – Wake County

The foregoing certificate S of Merry M. Taylor
Karen H. Rozell

Notary(ies) 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.

Laura M. Riddick Register of Deeds

By Carla D. Riddick

Assistant/Deputy Register of Deeds

This Customer Group

of Time Stamps Needed

This Document

New Time Stamp

of Pages

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