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PRESENTED FOR REGISTRATION

PREPARED BY AND HOLD FOR: WARREN, PERRY & ANTHONY
P. O. Box 1187
Wake Forest, NC 27588-1187

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LAURA M. RIDDICK
REGISTER OF DEEDS
WAKE COUNTY

NORTH CAROLINA

WAKE COUNTY

PROTECTIVE COVENANTS FOR
THE VILLAGE AT OLD MILL STREAM
PHASE 2B

THIS DECLARATION OF PROTECTIVE COVENANTS made this 2nd day of July, 1998, by MILL CREEK ASSOCIATES, INC. and ELLERBEE CREEK PARTNERSHIP, a North Carolina General Partnership, hereinafter referred to as "Declarant";

W I T N E S S E T H:

THAT WHEREAS, MILL CREEK ASSOCIATES, INC. and ELLERBEE CREEK PARTNERSHIP, a North Carolina General Partnership, are the owners of certain lots in The Village At Old Mill Stream, Phase 2B, beings Lots 51-65, lying and being in Wake Forest Township, Wake County, North Carolina, more particularly described by a plat prepared by A.R. Barnes, Registered Land Surveyor, dated May 19, 1998 and revised June 25, 1998 and entitled, "The Village At Old Mill Stream, Phase 2B, Map 1, Wake Forest Township, Wake County, N.C." and recorded in Book of Maps 1998, Page 1163, Wake County Registry.

AND WHEREAS, for the mutual benefit of all homeowners, present and future, for said lots in Phase 2B of The Village At Old Mill Stream, and for the benefit of those property owners in the other phases of The Village At Old Mill Stream, already subject to Restrictive Covenants, Declarant desires to subject said lots as referenced hereinabove to Restrictive Covenants for Phase 2B of said subdivision;

NOW, THEREFORE, Declarant does hereby declare that all of the properties referred to above shall be held, sold and conveyed subject to those easements, restrictions, covenants, and conditions, which are for the purpose of protecting the value and desirability of, and which shall run with, the real property and be binding on all parties having any right, title or interest in the descried properties, or any part thereof, their heirs, successors and assigns, for the term of these covenants as set forth therein, and shall inure to the benefit of each holder thereof, and which are recorded in Book 7109, Page 625, Wake County Registry.

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IN TESTIMONY WHEREOF, Declarant has caused this instrument to be executed, by authority of its Board of Directors, as of the day and year first above written.

DECLARANT:

MILL CREEK ASSOCIATES, INC.

_____ (SEAL)
President

ATTEST:

_____ (SEAL)
Secretary

ELLERBEE CREEK PARTNERSHIP, A North Carolina General Partnership

By: _____ (SEAL)
Partner

NORTH CAROLINA
Franklin COUNTY

I, a Notary Public of the County and State aforesaid, certify that Robert W Neel, personally came before me this day and acknowledged that (s)he is (Asst.) Secretary of MILL CREEK ASSOCIATES, INC. a North Carolina corporation, and that by authority duly given and as the act of the corporation, the foregoing instrument was signed in its name by its (Vice) President, sealed with its corporate seal and attested by him/her as its (Asst.) Secretary. Witness my hand and official stamp or seal, this 7th day of July, 1998.

My commission expires: July 31, 2001 Deborah H. Hight
NOTARY PUBLIC

NORTH CAROLINA
Franklin
~~WAKE~~ COUNTY

I, a Notary Public of the County and State aforesaid, certify that Norman L. Dunlee, personally appeared before me this day and acknowledged the execution of the foregoing instrument.

Witness my hand and official stamp or seal, this 7th day of July, 1998.

My Commission Expires: July 31, 2001 Deborah H. Hight
NOTARY PUBLIC

NORTH CAROLINA — WAKE COUNTY
The foregoing certificate(s) of
Deborah H. Hight
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 _____
Asst./Deputy Register of Deeds