

NORTH CAROLINA

DECLARATION OF ANNEXATION

DURHAM COUNTY

THIS DECLARATION, made and entered into this 18th day of May, 2000 by BARRINGER ENTERPRISES, INC., a North Carolina corporation (hereinafter referred to as "Declarant");

WITNESSETH:

WHEREAS, Barringer Enterprises, Inc. caused to be filed a Declaration of Covenants, Conditions and Restrictions of Eagles Pointe dated May 28, 1998, recorded in Real Estate Book 2477, Page 504, Durham County Registry (hereinafter referred to as "Declaration"); and,

WHEREAS, at the time of recording the Declaration, Declarant had not subdivided all of the property encumbered by said Declaration into residential building lots; and,

WHEREAS, Declarant desires to subject the property hereinafter described to the Declaration, the same being a portion of the property described in Exhibit "A" attached to the Declaration.

NOW, THEREFORE, pursuant to Article XI, Section 10, of the Declaration, the Declarant does hereby publish and declare that the property described hereafter and the improvements located thereon and all other improvements constructed thereon is held and shall be held, conveyed, hypothecated, encumbered, used, occupied and improved subject to the Covenants, Conditions and Restrictions of Eagles Pointe as recorded in Real Estate Book 2477, Page 504, Durham County Registry, such property being more particularly described as follows:

BEING all of Lots 12 through 39 and Lots 91 through 116, as shown on that certain plat and survey entitled "EAGLES POINTE - PHASE 2" dated 9/20/99, prepared by Triangle Surveyors, recorded in Plat Book 144, Page 135, Durham County Registry, to which plat reference is hereby made for a more particular description of same.

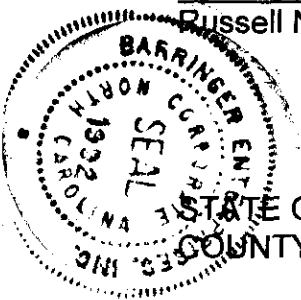
IN TESTIMONY WHEREOF, the undersigned, being the Declarant herein, has caused this instrument to be signed in its name, its corporate seal to be affixed hereto, and attested by its Secretary, all by authority of its Board of Directors duly given, this the 18th day of May, 2000.

BARRINGER ENTERPRISES, INC.
Declarant

ATTEST:

By: Stephen W. Barringer
Stephen W. Barringer, President

Russell N. Barringer, III
Russell N. Barringer, III, Secretary



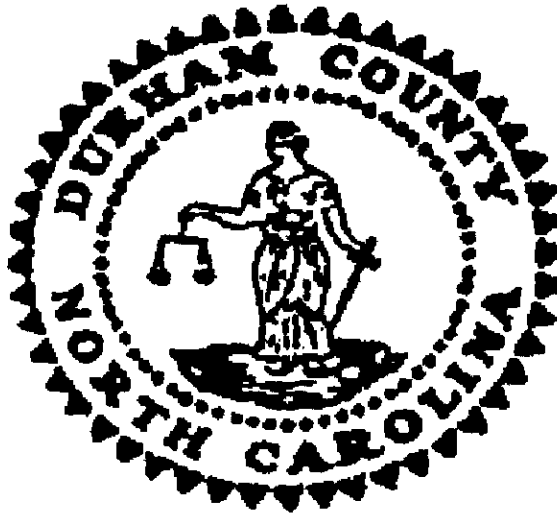
STATE OF NORTH CAROLINA
COUNTY OF DURHAM

I, Jackie Brown, a Notary Public for said County and State, do hereby certify that Russell N. Barringer, III personally came before me this day and acknowledged that he is Secretary of Barringer Enterprises, 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 President, sealed with its corporate seal, and attested by himself as its Secretary.

WITNESS my hand and notarial seal, this the 18 day of May, 2000.

Jackie Brown
Notary Public

My Commission Expires:
9-8-03



WILLIE L. COVINGTON
REGISTER OF DEEDS , DURHAM COUNTY
DURHAM COUNTY COURTHOUSE
200 E. MAIN STREET
DURHAM, NC 27701

Filed For Registration: 05/19/2000 10:27:24 AM
Book: RE 2835 Page: 690-692
Document No.: 2000017280
DECL 3 PGS \$10.00
Recorder: CAROL JENKINS

State of North Carolina, County of Durham

The foregoing certificate of JACKIE C BROWN Notary is certified to be correct. This 19TH of May 2000

WILLIE L. COVINGTON , REGISTER OF DEEDS By: Carol Jenkins
Deputy/Assistant Register of Deeds



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