

11-00 1476 0762

RECORDED AND VERIFIED
REBECCA P. TUCKER
REGISTER OF DEEDS
NEW HANOVER CO. NC

STATE OF NORTH CAROLINA "EXHIBIT E"
COUNTY OF NEW HANOVER **Nov 15 2 13 PM '89** DECLARATION OF COVENANTS

Brief description of property: Lot 219 Beach Road North Figure Eight Island

THIS DECLARATION, made this 15th day of November,
19 89, by Rose Bay Assoc Inc., hereinafter
referred to as "Declarant";

W I T N E S S E T H :

WHEREAS, Declarant is the owner of certain property in New
Hanover County, North Carolina, which is more particularly
described as follows:

Lot 219, Block _____, Section 15 of
Figure Eight Island Subdivision as shown and
described on a plat entitled "Figure Eight Is-
land" and recorded in Map Book 13 at Page
48 of the New Hanover County Registry.

58 NOW, THEREFORE, Declarant hereby submits the above described
property to the terms, restrictions and obligations imposed by
the New Hanover County Health Department on the permit which is
attached hereto and incorporated herein by reference as Exhibit
"A". These terms, restrictions and obligations shall run with
the real property and be binding on all parties having any right,
title or interest in the described property, their heirs, succes-
sors and assigns, and shall be binding on each owner hereof. The
covenants and restrictions of this Declaration shall run with and
bind the land and shall inure to the benefit of and shall be en-
forceable by the New Hanover County Health Department or its suc-
cessors.

RETURNED TO *David E. M. C. L.*
457-6200

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IN WITNESS WHEREOF, Declarant has caused this instrument to be signed, all on the day and year first above written.

David E McLean

Declarant - Agent for Rose Bay Assoc Inc.

Declarant

Declarant

STATE OF NORTH CAROLINA

COUNTY OF New Hanover

I, Kathy W. Lee, a Notary Public, do hereby certify that David McLean personally appeared before me this day and acknowledged the due execution of the foregoing instrument for the purposes therein set forth.

Witness my hand and notarial seal, this 15th day of November, 1989.

Kathy W. Lee
Notary Public



My commission expires: May 20, 1991

STATE OF NORTH CAROLINA
New Hanover County
The Foregoing / Annexed Certificate(s) of
Kathy W. Lee

Notary (Notaries) Public is/are certified to be correct.

This the 15 day of NOV 1989
Rebecca P. Tucker, Register of Deeds

By [Signature]
Deputy/Assistant



HEALTH DIRECTOR
ROBERT S. PARKER

ASSISTANT HEALTH DIRECTOR
LYNDA F. SMITH

New Hanover County Health Department

Environmental Health Division

2239 Glen Meade Plaza

Post Office Box 3785

Wilmington, North Carolina 28406

Phone (919) 341-4191

File No. 4370

LE No. 88-611

Improvements Permit 6-01-192

IMPROVEMENTS PERMIT

Expires Three (3) Years From Date of Issue

By authority of Article 11 of Chapter 130A of the General Statutes of North Carolina, this Improvements Permit is granted to:

Rose Bay Assc. Inc.

P.O. Box 18501

Raleigh, NC 27619

for construction/installation of an alternative on-site ground absorption sewage treatment and disposal system referred to as a recirculating sand filter located at,

Lot 219 Beach Road North
Figure Eight Island
New Hanover County
North Carolina

to serve a four (4) bedroom home, with Figure Eight Public potable water supply.

Permission for construction and installation of this system is granted in accordance to Title 10, Chapter 10, Subchapter 10A of North Carolina Administrative Code, Section .1948 (c) of Laws and Rules for Sanitary Sewage Collection, Treatment and Disposal. The conditions and provisions of this section are considered to have been satisfied and acceptance of the attached plans is based upon the "Approval With Provisos by Department of Human Resources Division of Health Services Environmental Health Section" dated August 3, 1988.

Additional provisions of this Improvements Permit include:

- 1) the system shall be located as specified on the attached site plan (Exhibit A), and
- 2) system construction and installation shall be as specified on the attached plans (Exhibit B), including any additions or changes listed in "Installation, Inspection and Other Requirements" (Exhibit C).

Your Health — Our Priority

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Prior to placement of this system into service, the property owner shall obtain an Operations Permit from the local Environmental Health Division. Issuance of this Operations Permit will be contingent upon the following additional requirements:

- 1) the residential structure location and dimensions shall be as specifically indicated on the attachment labelled Exhibit A;
- 2) inspections of system construction and installation and site modifications shall be completed and approved in accordance to the requirements of the attachment labelled Exhibit C;
- 3) the design engineer shall certify in writing to the local Environmental Health Division that the system has been constructed and installed as specified on the plans labelled Exhibit B;
- 4) the property owner shall provide a notarized copy of the executed Service and Maintenance Agreement (Exhibit D Part 1 of 2, to be attached) to the local Environmental Health Division; and,
- 5) the property owner shall provide a copy of the recorded Declaration of Covenants (Exhibit E to be attached) and a copy of the recorded Improvements Permit to the local Environmental Health Division.

Upon satisfactory completion of the requirements listed herein, the local Environmental Health Division will issue an Operations Permit in accordance to guidelines and any additional requirements of Laws and Rules for Sanitary Sewage Collection, Treatment and Disposal.

Improvements Permit By Regin L. Peace

Date November 9, 1988

I hereby certify that no change in location or specifications will be made without prior Health Department approval. I hereby certify applicaiton has been prepared and work will be performed in accordance to New Hanover County Ordinances and Regulations and aforementioned State "Laws and Rules . . .".

Signed David E. McLean

Owner (Agent) J.D. BEAM INC.

Local 457-6842
 Rd. 898-2292

Address P.O. Box 18501

Telephone

Raleigh, NC 27619

1/9/89
 Date

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