



FOR REGISTRATION REGISTER OF DEEDS
Willie L. Covington
DURHAM COUNTY, NC
2005 JAN 06 02:25:09 PM
BK: 4663 PG: 655-658 FEE: \$20.00

INSTRUMENT # 2005000626

Drawn by and HOLD FOR:
MOORE & ALPHIN, PLLC (gmt)

STATE OF NORTH CAROLINA

COUNTY OF DURHAM

**SUPPLEMENTARY DECLARATION
ASHFIELD PLACE SUBDIVISION
Phases 2 & 4A**

This Declaration Of Annexation is made as of the date set forth in the notary acknowledgment herein by **ROBERT C. RHEIN INTERESTS, INC.**, North Carolina corporation (hereinafter "Declarant");

WITNESSETH:

WHEREAS, Declarant has heretofore recorded that certain Declaration Of Covenants, Conditions And Restrictions, Easements, Charges and Liens for the Ashfield Place Homeowners Association, Inc., in **Book 3508, Page 375**, DURHAM County Registry, as corrected in Book 4663, Page 629, DURHAM County Registry, and caused the same to be amended by that certain First Amendment To Declaration Of Covenants, Conditions, Restrictions, Easements, Charges and Liens for the Ashfield Place Homeowners Association, Inc. recorded in **Book 3945, Page 991**, DURHAM County Registry (said declaration of covenants as amended hereinafter the "Declaration");

WHEREAS, pursuant to Section 2 of Article II of the Declaration, Declarant desires to annex additional property within the area described in Exhibit B to the Declaration and to subject such property to the Declaration and to the jurisdiction of the Ashfield Place Homeowners Association, Inc.;

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 Ashfield Place Homeowners 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 has caused this Supplementary Declaration to be signed in its corporate name by its duly authorized officer, as of the date set forth in the notary acknowledgment below.

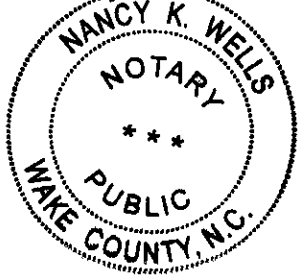
ROBERT C. RHEIN INTERESTS, INC., (Corporate Seal)
a North Carolina corporation

By: Richard M. Westmoreland, Jr.
Richard M. Westmoreland, Jr.
Vice President

STATE OF NORTH CAROLINA -- COUNTY OF Wake

I, the undersigned, a Notary Public for the County and State aforesaid, certify that RICHARD M. WESTMORELAND, JR., personally appeared before me this day and acknowledged and acknowledged that he is a Vice President of **Robert C. Rhein Interests, Inc.**, a North Carolina corporation, and that he, as Vice President, being authorized to do so, executed the foregoing on behalf of the corporation.

WITNESS my hand and official seal, this the 6th day of January, 2005.



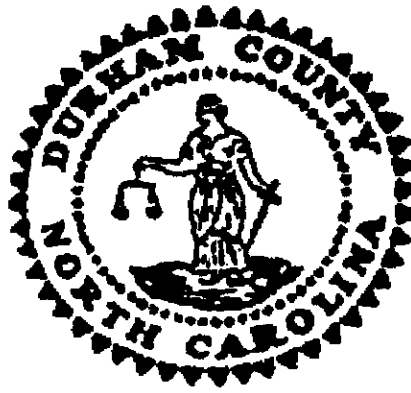
Nancy K. Wells
Notary Public
My commission expires: 11/10/08

EXHIBIT A

**ASHFIELD PLACE SUBDIVISION
Phases 2 & 4A**

Lying and being in the City of Durham, Lebanon Township, Durham County, North Carolina, and being more particularly described as follows:

All of the real property shown and identified on the map entitled "**ASHFIELD PLACE PHASES 2 & 4A, Subdivision, Easement, and R/W Dedication**", recorded in **Plat Book 165, Pages 10-18**, Durham County Registry, which includes **Lots 79-95, inclusive, Lots 154-170, inclusive, and Lots 121-130, inclusive**; the right of ways for Paces Ferry Drive, White Run Court and Black Boulder Tr. and the parcel identified as "Open Space" containing 77,758 square feet or 1.78 acres, more or less, as shown on the aforesaid recorded map, to which map reference is hereby made for a more particular description.



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

PLEASE RETAIN YELLOW TRAILER PAGE

It is part of recorded document, and must be submitted with original for re-recording and/or cancellation.

Filed For Registration: 01/06/2005 02:25:09 PM
Book: RE 4663 Page: 655-658
Document No.: 2005000626
SUPL-DECL 4 PGS \$20.00

Recorder: SHARON M CEARNEL

State of North Carolina, County of Durham

The foregoing certificate of NANCY K. WELLS Notary is certified to be correct. This 6TH of January 2005

WILLIE L. COVINGTON , REGISTER OF DEEDS

By: Sharon M Cearnel
Deputy/~~Assistant~~ Register of Deeds



2005000626