



FOR REGISTRATION REGISTER OF DEEDS
Willie L. Covington
DURHAM COUNTY, NC
2004 NOV 01 01:49:36 PM
BK. 4595 PG. 817-820 FEE: \$20.00

INSTRUMENT # 2004056559

Drawn by and HOLD FOR: MOORE & ALPHIN, PLLC

STATE OF NORTH CAROLINA
COUNTY OF DURHAM

**SUPPLEMENTARY DECLARATION
ANNEXING ADDITIONAL PROPERTY**

**ALEXANDER CROSSING
Phases 3 & 4**

This Declaration Of Annexation is made as of the date set forth in the notary acknowledgment herein by **M/I HOMES OF RALEIGH, LLC**, a Delaware limited liability company (hereinafter referred to as "Declarant");

WITNESSETH:

WHEREAS, M/I Schottenstein Homes, Inc., has heretofore recorded that certain that certain Declaration Of Covenants, Conditions And Restrictions, Easements, Charges And Liens For The Alexander Crossing Homeowners Association, Inc., in **Book 4039, Page 552**, Durham County Registry (the "Declaration");

WHEREAS, by Assignment Of Declarant's Rights recorded in **Book 4179, Page 487**, Durham County Registry, Declarant has assumed all of the rights and obligations as Declarant under 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 Alexander Crossing 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 Alexander Crossing 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 Annexing Additional Property to be signed in its name by its duly authorized officer, as of the date set forth in the notary acknowledgment below.

M/I HOMES OF RALEIGH, LLC

By:


Donald F. Fraley
Raleigh Division President

STATE OF NORTH CAROLINA - WAKE COUNTY:

I, the undersigned, a Notary Public for the County and State aforesaid, certify that Donald F. Fraley personally appeared before me this day and acknowledged that he is Raleigh Division President of M/I HOMES OF RALEIGH, LLC, a Delaware Limited Liability Company, and that he, as Raleigh Division President, being authorized to do so, executed the foregoing on behalf of the corporation.

Witness my hand and official stamp or seal, this the 27 day of October, 2004.

[Stamp or Seal]





Notary Public
My commission expires: 6-24-08

EXHIBIT A

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

All of the real property shown and described on that certain plat entitled "**Boundary Survey for: Alexander Crossing, Phase 3 & 4**" recorded in **Plat Book 162, Pages 356, 359 and 362**, Durham County Registry (but specifically excluding the portions of said property lying within the right-of-way of any public street shown thereon), which property includes, without limitation, **Lots 35-86 in Alexander Crossing, Phases 3 and 4**, as shown on the aforesaid recorded maps, to which maps reference is hereby made for a more particular description, but specifically excluding the rights-of-way of public streets shown thereon.



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: 11/01/2004 01:49:36 PM
Book: RE 4595 Page: 817-820
Document No.: 2004056559
SUPL-DECL 4 PGS \$20.00

Recorder: SHARON A DAVIS

State of North Carolina, County of Durham

The foregoing certificate of CARRIE E. ANDERSON Notary is certified to be correct. This 1 ST of November 2004

WILLIE L. COVINGTON, REGISTER OF DEEDS

By: Sharon A Davis
Deputy/Assistant Register of Deeds



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