

BK011522PG02265

WAKE COUNTY, NC 688
LAURA M RIDDICK
REGISTER OF DEEDS
PRESENTED & RECORDED ON
08/11/2005 AT 16:50:51

BOOK:011522 PAGE:02265 - 02268

**SUPPLEMENTARY DECLARATION OF ANNEXATION
FOR BALLENTINE SUBDIVISION, PHASE 10**

Prepared by and return to:
Rod O'Donoghue, Jr., Attorney at Law
1100 Navaho Drive, Suite 106
Raleigh, NC 27609

STATE OF NORTH CAROLINA

COUNTY OF WAKE

THIS DECLARATION OF ANNEXATION is made this 4 day of August, 2005 by PS/SE BALLENTINE FARMS, L.L.C., a Virginia limited liability company (hereinafter referred to as the "Declarant");

WITNESSETH:

WHEREAS, the Declarant is the owner of certain real property located in or near the Town of Fuquay Varina, Wake County, North Carolina, known as BALLENTINE SUBDIVISION, Phase 10 (hereinafter referred to as the "Property"), as more particularly described on attached Exhibit A, which is incorporated by reference for a more particular description; and

WHEREAS, the Declarant wishes to subject the Property to the Declaration of Covenants, Conditions and Restrictions for Ballentine Subdivision (the "Covenants"), recorded in Book 8570, Page 901, and all amendments thereto, all recorded in the Wake County Registry, N.C.

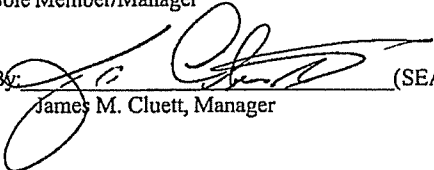
NOW, THEREFORE, pursuant to the terms and conditions of the Covenants, the Declarant declares that the Property is annexed to and is made a part of Ballentine Subdivision in the Middle Creek Township, Wake County, North Carolina, and that the Property is subject to, and bound by, and shall be held, used, transferred, sold and conveyed subject to, and in accordance with all the covenants, conditions, restrictions, easements and other provisions of the Covenants and of the Declaration, which are specifically incorporated by reference as if fully set forth herein, which shall be covenants running with the land. The operation and effect of the Covenants are extended to the Property, including, but not limited to the various Lot which is a part of the Property.

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IN WITNESS WHEREOF, the Declarant has caused this instrument to be signed under seal in its name by its duly authorized Manager, as of the day and year written above.

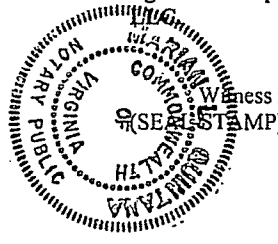
OWNER:
PS/SE BALLENTINE FARMS, LLC,
a Virginia limited liability company (SEAL)

By: **HFC-BALLENTINE, LLC,**
a Virginia limited liability company, (SEAL)
Sole Member/Manager

By:  (SEAL)
James M. Cluett, Manager

STATE OF Virginia
COUNTY OF Fairfax

I, the undersigned Notary Public of the County and State aforesaid, do hereby certify that JAMES M. CLUETT, personally came before me this day and acknowledged that he is Manager of HFC-BALLENTINE, LLC, a Virginia limited liability company, which is Manager of PS/SE BALLENTINE FARMS, LLC, a Virginia limited liability company, and that by authority duly given and as the act of HFC-BALLENTINE, LLC, as Manager, the foregoing instrument was signed for the purposes therein expressed, for and on behalf of PS/SE BALLENTINE FARMS,



Witness my hand and official seal, this the 4 day of August, 2005.


Notary Public

My Commission expires: June 30, 2009

EXHIBIT A

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PROPERTY DESCRIPTION

All that certain tract or parcel of real property lying and being in or near the Town of Fuquay Varina, Wake County, North Carolina, known as Ballentine Subdivision, Phase 10, and more particularly described as follows:

BEING all of Phase 10, as shown on a plat entitled "Survey of **BALLENTINE SUBDIVISION, PHASE 10**", prepared by Mauldin-Watkins Surveying, P.A. and recorded in Book of Maps 2005, Page 1235, in the Office of the Register of Deeds of Wake County, North Carolina, to which plat reference is made for a more particular description.



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Yellow probate sheet is a vital part of your recorded document.
Please retain with original document and submit for rerecording.



Wake County Register of Deeds
Laura M. Riddick
Register of Deeds

North Carolina - Wake County

The foregoing certificate of Margie L. Quintana

____ 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: [Signature]
Assistant/Deputy Register of Deeds

This Customer Group
_____ # of Time Stamps Needed

This Document
_____ New Time Stamp
4 # of Pages