

NORTH CAROLINA
RANDOLPH COUNTY

W. Alexander

PROTECTIVE COVENANTS

1400

WWS DEVELOPMENT CORPORATION, a North Carolina corporation, the owner in fee simple of the real property now duly platted as NORTHMONT ESTATE, Phase I, Part III, which said plat is now recorded in the office of the Register of Deeds of Randolph County, North Carolina, in Plat Book 38, Page 93, hereby makes the following declaration as to limitations, restrictions and uses to which all lots in said subdivision may be put, hereby specifying that said declaration shall constitute covenants to run with the lots in said subdivision and shall be binding on all parties, corporations, and all persons or firms claiming under them and for the benefit of a limitations upon all future owners of lots in said subdivision, this declaration of restrictions being designated for the purpose of keeping said lots in said subdivision desirable, uniform and suitable in architectural design, and to insure the use of said lots for attractive residential purposes only, to prevent nuisances, to prevent the impairment of the attractiveness of the property, to maintain the desired tone of the community, and thereby to secure to each residential lot owner the full benefit and enjoyment of his home with no greater restriction upon the free and undisturbed use of his site than is necessary to insure the same advantages to the other site owners. Anything tending to detract from the attractiveness and value of the property for residence purposes will not be permitted.

The Protective Covenants are as herein specified:

1. Nothing but a single, private dwelling or residence designed for the occupancy of one family, shall be erected on any lot in this subdivision, nor shall said premises be used for any purpose other than residential purposes; no condominiums will be permitted; no mobile homes will be permitted and no modular homes will be permitted.
2. Not more than one residence may be built on any one lot.
3. No manufacturing or commercial enterprise, or enterprises of any kind shall be maintained upon any of the lots in said subdivision, nor shall said lots in any way be used for other than strictly residential purposes.
4. No nuisance, or offensive, noisy, or illegal calling or transaction shall be done, suffered, or permitted upon the lands in said

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subdivision, nor shall any lot or part of said subdivision be used or occupied injuriously to affect the use, occupation, or value of the adjoining or adjacent premises for residence purposes, or the neighborhood wherein said premises are situated. No livery stable, barn, or stable whatsoever or public garage or filling station, shall or will be erected or suffered or permitted to be erected on any part of the lands of this subdivision.

5. No horse, cow, hog, goat or similar animal shall be kept or maintained on said property or any portion thereof, nor shall any chicken yard be maintained thereon.

6. No billboards, sign boards or unsightly objects of any kind shall be maintained on said lands in this subdivision or any part thereof with the exception of a sign "For Sale" or "For Rent," which sign shall not exceed 2 feet by 3 feet, except development signs.

7. All sewage disposal shall be by septic tanks and drain fields meeting all requirements of the North Carolina Board of Health. At such time that a city sewer system is installed, the purchaser, his heirs and assigns agree to connect to said city sewer promptly.

8. No trailer, basement, tent, shack, garage, barn or other outbuilding erected on this tract shall at any time be used as a residence, temporarily or permanently, nor shall any structure of a temporary character be used as a residence; no unsightly garbage cans will be permitted.

9. No junk cars will be permitted upon any of the lands in this subdivision.

10. No building shall be erected, placed, or altered on any lot until the construction plans and specifications have been approved by the developers of this subdivision, WWS Development Corporation, as to quality of workmanship and materials, as to harmony of external design with existing structures. Factors to be considered by the developers shall include, but are not limited to, minimum floor size of the structure, width and height of the structure and building materials to be used. Each residence shall contain a minimum of 2500 square feet of heated space. Two copies of the proposed building plan shall be submitted to the developer who shall enter approval or rejection on one copy of the building plans and shall return same to lot owner within ten

(10) business days of delivery to developer. Developer shall keep one (1) copy of the plans for their records and for the purpose of determining if the building is accomplished according to the approved plans. No changes or alterations to the plan may be made without written approval of the developer; provided, that WWS Development Corporation can terminate the requirement of the aforesaid part of Restriction #10 at any time by filing in the Register of Deeds a Notice of Termination of this requirement. In the event a Notice of Termination is filed in the office of the Register of Deeds, the minimum square footage of heated space of any house to be constructed thereafter shall not be less than 2000 square feet. Provided, further, that the requirement of this Paragraph 10, with respect to approval of building plan, shall cease when all lots in said subdivision have residences constructed thereon.

11. No outbuildings shall be allowed on the premises unless permitted by the developers.

12. All fuel oil tanks shall be buried and be beneath the surface of the ground.

13. No land owners in the tract shall maintain any offensive or dangerous pets.

14. The developer reserves the right to subject the real property in this subdivision to a contract with Carolina Power and Light Company for the installation of underground electric cables and/or the installation of street lighting, which may require an initial payment, or contribution, and/or a continuing monthly payment to Carolina Power and Light Company by the owner of each building or lot.

15. There shall be no cement or cinder blocks visible in any home or building erected on any lot.

16. All houses shall be built at least fifty (50) feet from the front lot property line and at least fifteen (15) feet from the side property line.

17. All dwellings erected on said premises shall have full foundation walls.

18. Any mail box installed or erected on any lot will at all times comply with all Federal, State and Local laws or regulations pertaining to mail boxes.

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19. No road which shall be open for use by the general public and which crosses a lot in this subdivision may be proposed or initiated by any owner. The only manner in which such a road may be built is a condemnation by a properly constituted governmental unit.

The above restrictions are placed on the property and lots hereinabove specified and set forth as a part of the general scheme or plan of development for the benefit of all owners of property hereinabove specified and said covenants are and shall be binding upon all present and future owners of said land, their successors, heirs and assigns, and shall be covenants running with the land, binding on all future owners of said property.

IN TESTIMONY WHEREOF, WWS Development Corporation by and with the authority duly given by resolution adopted by its Board of Directors, has caused this instrument to be executed in its corporate name by its _____ President and attested by its _____ Secretary, and sealed with its corporate seal, on the day and year first above written.

WWS DEVELOPMENT CORPORATION

By *Guemuth Walha*

President



C. Wilson

Secretary

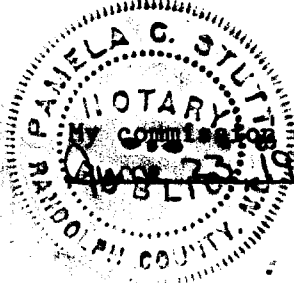
NORTH CAROLINA, *Randolph* County.

I, a Notary Public of the County and State aforesaid, certify that *Billie C. Wilson*, personally appeared before me this day and acknowledged that she is _____ Secretary of WWS Development Corporation, a North Carolina corporation, and that by authority duly given and as an act of the corporation, the foregoing instrument was signed in its name by its _____ President, sealed with its corporate seal and attested by *her* as its _____ Secretary.

Witness my hand and official stamp or seal, this the *20th* day of *January*, 1994.

Pamela G. Stutts

Notary Public



NORTH CAROLINA — Randolph County

The foregoing certificate(s) of *Pamela G. Stutts, N.P.*

is (are) certified to be correct. This instrument was presented for registration and recorded in this office at Book *1382*, Page *715*, This *25* day of *January*, 19 *94* at *10:18* o'clock *A.* M.

Ann Shaw, Register of Deeds
By *Krista Lowe*, *Deputy*
Register of Deeds

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