

10.00

Restriction Declaration

This Restrictive Declaration made June 7, 1996 by and between ALLIE BERNICE LAMBETH, by and through her attorney in fact, CLAY THOMAS LAMBETH, JR. (herein called LAMBETH) to PHILIP N. DALY and wife FRANCES E. DALY (herein called DALY).

WHEREAS: LAMBETH has conveyed simultaneously with this Declaration property at the intersection of Ashland Street and Highway 311 in Archdale, NC to DALY, and,

WHEREAS: Part of the consideration of said transfer is this Declaration of Restrictions on remaining lands or future acquired land within 1000 feet of the property conveyed by LAMBETH.

NOW AND THEREFORE, LAMBETH warrants and covenants with Daly, their successors or assigns owning an interest in the property described in Book \_\_\_\_\_ at Page \_\_\_\_\_ that she will not buy, sell or lease or otherwise make available any land either now controlled by LAMBETH or acquired subsequent to the date of this declaration within 1000 feet of the property described in Deed Book \_\_\_\_\_ at Page \_\_\_\_\_ for use as a motel for a period of twenty years from the date of this Declaration.

This covenant shall be binding upon LAMBETH, her successors and assigns or beneficiaries including CLAY THOMAS LAMBETH, JR.

Any subsequent purchaser or lessee under the LAMBETH of property as herein described does hereby agree to be bound by these provisions and agrees that these covenants are attached to the land and run with the land.

DALY, his successors or assigns may waive the benefit of this Declaration by recorded instrument. Daly may enforce this Declaration by actions at law or equity including injunctive relief.

IN WITNESS WHEREOF, ALLIE BERNICE LAMBETH, by and through her attorney in fact, CLAY THOMAS LAMBETH, JR. has set her hand and seal the day and year first above written.

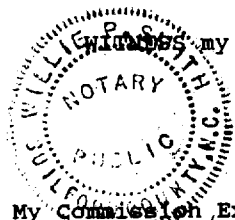
ALLIE BERNICE LAMBETH (widow) (SEAL)

BY: Clay Thomas Lambeth Jr (SEAL)  
ALLIE BERNICE LAMBETH by and through her attorney in fact, CLAY THOMAS LAMBETH, JR.

9/20/98

NORTH CAROLINA  
GUILFORD COUNTY

I, Willie P. Smith a Notary Public of the County and State aforesaid, do hereby certify that CLAY THOMAS LAMBETH, JR. attorney in fact for ALLIE BERNICE LAMBETH personally appeared before me this day, and being by me duly sworn, says that he executed the foregoing instrument for and in behalf of ALLIE BERNICE LAMBETH and that his authority to execute and acknowledge said instrument is contained in an instrument duly executed, acknowledged, and recorded in the Office of the Register of Deeds of Randolph County, North Carolina on the 16th day of March, 1988 in Book 1222 at Page 696 and that this instrument was executed under and by virtue of the authority given by said instrument granting them power of attorney; that the said CLAY THOMAS LAMBETH, JR. acknowledged the due execution of the foregoing and annexed instrument for the purposes therein expressed for and in behalf of the said ALLIE BERNICE LAMBETH.



Witness my hand and official seal, this the 7th day of June, 1996.

Willie P. Smith  
NOTARY PUBLIC

My Commission Expires:

4/5/2000

NORTH CAROLINA — Randolph County

The foregoing certificate(s) of

Willie P. Smith N.P.

is (are) certified to be correct. This instrument was presented for registration and recorded in this office at Book 1458,

Page 965, This 7<sup>th</sup> day of June, 1996 at 2:06 o'clock P.M.

By Ann Shaw Register of Deeds  
Ann Shaw Register of Deeds