

RESTRICTIVE COVENANTS

NORTH CAROLINA
RANDOLPH COUNTY

J. K. Boling, Louise C. Boling, Ira L. McDowell, Ruth H. McDowell, James B. Neely and Ann B. Neely are owners of certain lots of land which has been platted and recorded in the office of the Register of Deeds of Randolph County, North Carolina, and being all the lots designated as "Brook Haven" Sub-Division to be found recorded in Plat Book 9 at page 18. All of these lots or parcels of land as herein specified as being embraced within the bounds of said sub-division being owned by the said J. K. Boling, Louise C. Boling, Ira L. McDowell, Ruth H. McDowell, James B. Neely and Ann B. Neely.

That in order to promote a well classified and regulated residential district upon said lots hereinabove specified as being duly lain out in said sub-division and described upon said plat to place upon the hereinabove described property the restrictions as hereinafter set forth:

- I. That the property hereinabove described shall be used for residential purposes only, and no building other than residences except garages or outside utility buildings. This shall not apply to churches or schools.
- II. That all residences constructed shall consist of a minimum of one thousand (1000) square feet exclusive of breezeways and garages.
- III. That no house trailers shall be parked upon said property.
- IV. No cement or concrete blocks may be exposed or placed where they can be seen in the exterior of the houses.
- V. That no used lumber or unsightly material be used in the construction of these residences.
- VI. No residence or building of any kind erected on property shall be nearer the front property line on any street than forty (40) feet, no nearer to the side property lines than five (5) feet.
- VII. That all sewage disposal shall be made through use of approved septic tanks or underground sewer system.
- VIII. That no apartment houses shall be erected or licensed to exist on the above described lots.

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

This agreement to be in full force and effect until March 29, 1987.

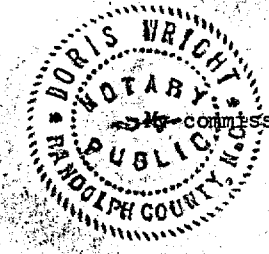
In testimony whereof, J. K. Boling, Louise C. Boling, Ira L. McDowell, Ruth H. McDowell, James B. Neely and Ann B. Neely have caused these restrictive covenants to be signed by all partners and of Brook Haven Development.

(SEAL) J. K. Boling Partner
(SEAL) Louise C. Boling Partner
(SEAL) Ira L. McDowell Partner
(SEAL) Ruth H. McDowell Partner
(SEAL) James B. Neely Partner
(SEAL) Ann B. Neely Partner

STATE OF NORTH CAROLINA
County of Randolph

I, Doris Wright a Notary Public for said County and State do hereby certify that J. K. Boling and wife Louise C. Boling, Ira L. McDowell and wife Ruth H. McDowell, James B. Neely and wife Anne B. Neely, personally appeared before me this day and acknowledged the due execution of the foregoing instrument;

WITNESS my hand and notarial seal, this 20 day of March 1959



Doris Wright
Notary Public

My commission expires November 10, 1959

NORTH CAROLINA, Randolph County

The foregoing Certificate of Doris Wright a Notary Public of Randolph County, State of N. C., is adjudged to be correct. Let the instrument, with the certificate, be registered.

This 7 day of May, 1959
Carlene S. Waller
dep Clerk Superior Court

Filed for registration at 1:40 o'clock P.
M. May 7 19 59 and
registered in the office of the register of
Deeds for Randolph County, in Book No.
_____, Page No. _____

Arnie Shaw
Register of Deeds
By: Francis Ingleton, Deputy