

BOOK

83

NORTH CAROLINA

CRAVEN COUNTY

Prepared by WARD, TUCKER, WARD & SMITH, P. A.

THIS DECLARATION OF RESTRICTIVE AND PROTECTIVE COVENANTS AND CONDITIONS, made and entered into this the 29th day of March, 1974, by and between COASTAL INVESTMENTS OF NEW BERN, INC., a corporation organized and existing under and by virtue of the laws of the State of North Carolina, party of the first part, and PROSPECTIVE PURCHASERS of the lots of land in "Cherry Subdivision, Section Two," a subdivision located in or near the City of Havelock, Number Six Township, Craven County, North Carolina, parties of the second part;

WITNESSETH:

WHEREAS, the party of the first part has heretofore acquired title to a certain tract or parcel of land which has been divided into lots numbered 49 through 71 and 81 through 95, inclusive, according to a certain map or plat prepared by Edward B. Latham, P.E., entitled "Cherry Subdivision, Section One & Two," which said map is dated January, 1974, and appears of record in the office of the Register of Deeds of Craven County in Plat Cabinet A, at Slide 20-B; and,

WHEREAS, the said party of the first part intends to convey said lots 49 through 71 and 81 through 95, inclusive, as the same are shown and delineated on the above-mentioned map, by deeds, deeds of trust, mortgages, and other instruments, to various persons, firms, and corporations, subject to certain restrictive and protective covenants and conditions which are deemed to make said subdivision more desirable and to be for the benefit of all those who acquire title to any one or more of said lots to the end that such restrictive and protective covenants and conditions herein set out shall inure to the benefit of each person, firm, or corporation which may acquire title to any or all of said lots and which shall be binding upon each

*see Book 842 Page 47 for amendment Nov 27-1974
Theresa Shipps Register of Deeds*

see Bl 1005 pg 773 for agreement - July 19-1982 Theresa Shipps R.D.