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NORTH CAROLINA

ALVA G. WISE
REGISTER OF DEEDS
DARE COUNTY, N.C.

DARE COUNTY

THIS DEED, made this the 15th day of June, 1979, by Rhae W. Adams, Sr. and wife, Beverly O. Adams, parties of the first part, to Leon E. Leshock of Palmerton, Pennsylvania, party of the second part;

WITNESSETH:

THAT the said parties of the first part, for and in consideration of the sum of One Hundred (\$100.00) Dollars and other good and valuable consideration to them in hand paid by the said party of the second part, the receipt of which is hereby acknowledged, have bargained and sold and conveyed, and by these presents do bargain, sell and convey unto the said party of the second part, his heirs and assigns, that certain parcel or lot of land lying and being in Hatteras Township, Dare County, North Carolina, and more particularly described as follows:

All that certain parcel or lot of land known as and being Lot 5 of the subdivision known as the "Blue Marlin Subdivision", shown on a map or plat thereof entitled "Blue Marlin Subdivision" property of Pamlico Enterprises, Inc., Hatteras Township, Dare County, Hatteras, North Carolina, dated June, 1975, prepared by Rose & Purcell, Inc., Surveyors, and Engineers, Manteo, N. C., which said map or plat appears of record in Map Book 8, Page 42, Dare County Registry.

Same being a portion of the property conveyed to Rhae W. Adams, Sr. et ux by Trustees Deed in that Foreclosure Special Proceeding No. 77-SP-16, as filed in the office of the Dare County Clerk of Superior Court, which deed was duly filed for record on August 26, 1977 in Book 250, Page 118, Dare County Public Registry.

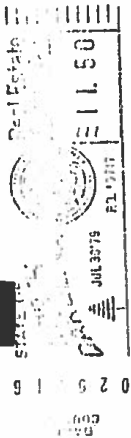
Lot 5 of the aforesaid "Blue Marlin Subdivision" is further granted a limited right of passage in that Declaration and Deed of Easement, dated September 15, 1977, by Rhae W. Adams, Sr. et ux, as recorded in the Dare County Registry in Book 254, Page 54.

TO HAVE AND TO HOLD the above described lands and premises, together with all the privileges and appurtenances thereunto belonging unto the said party of the second part, his heirs and assigns, in fee simple forever; subject, however, to the following reservations and restrictions which shall be deemed to be covenants running with the land:

1. All lots and land shall be used exclusively for residential purposes. No lots or lands included in this subdivision shall be used or occupied for any commercial purposes of any kind or character, or for the conducting of any business. Hotels, motels, rooming houses or boarding houses are specifically forbidden.

2. No building or structure, including porches, shall be erected or placed on any lot in violation of the minimum building setback line requirements established by the Dare County Subdivision Ordinance.

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3. No structure of a temporary character, including but not limited to a trailer of any kind, a tent, shack, or other such shelter shall be used or allowed on any lot or land at any time. Double wide mobile home type modular buildings will be allowed provided the structure is of standard wood-frame construction, neat in appearance, and is installed on the lot without wheels or the appearance of metallic sides.

4. Enforcement of these covenants, restrictions and declarations may be by Pamlico Enterprises, Inc., or any owner of property subject to these covenants either for the equitable restraint against the violation thereof, or at law for damages by virtue of any such violation, and the invalidation of any one or more of the conditions and restrictions set out herein shall in no way effect any other such provisions, all of which shall remain in full force and effect.

5. The purpose of the foregoing restrictions and covenants is to insure the use of the property for attractive residential use, to prevent annoyances and nuisances and to maintain the desirability of the community and to secure to each lot owner the full benefits and enjoyments of his home with no greater restriction upon the free and undisturbed use of his property than necessary to insure the same advantage to other lot owners. Any reasonable changes, modifications or additions to the foregoing shall be considered by the Developer and if so approved will then be submitted in writing to the abutting property owners of any lot affected and if so consented to in writing shall be recorded and when recorded shall be as binding as the original covenants.

In addition to any other remedies provided by law the Developer shall have the right but shall be under no obligation to enter upon any lot as to which a violation of any of the above conditions or restrictions exist and abate such violation at the expense of the person or persons responsible for such violation. The owner of any lot shall also have the right to enforce any of the said conditions and restrictions by legal proceedings against any person or persons violating same.

AND the said parties of the first part, for themselves and their heirs, administrators, executors and assigns, covenant to and with the said party of the second part, his heirs and assigns, that they are seized of said land in fee, that they have a good right to convey the same in fee simple; that the same are free and clear of all encumbrances whatsoever; and that they will forever warrant and defend the title to the same against the claims of all persons whomsoever.

IN TESTIMONY WHEREOF, the said parties of the first part have hereunto set their hands and seals the day and year first above written.

[Signature] (SEAL) [Signature] (SEAL)
Rhae W. Adams, Sr. Beverly O. Adams

STATE OF North Carolina
COUNTY/CITY OF Beaufort

I, [Signature], a Notary Public in and for the aforesaid State and County/City of Beaufort, do hereby certify that Rhae W. Adams, Sr. and wife, Beverly O. Adams, personally appeared before me this day and acknowledged the due execution of the foregoing instrument.

WITNESS my hand and Notarial Seal, this the 15th day of June, 1979.

[Signature]
Notary Public

My Commission Expires: October 9, 1983



77 NOV 18 PM 3 05

NORTH CAROLINA
DARE COUNTYESTELLE B. TILLET
REGISTER OF DEEDS
DARE COUNTY, N.C.

THIS DECLARATION AND DEED OF EASEMENT, made and entered into this 15 day of September, 1977, by Rhae W. Adams, Sr. and wife Beverly O. Adams, of Dare County, North Carolina,

W I T N E S S E T H:

THAT WHEREAS, Rhae W. Adams, Sr., is owner of certain lots in that subdivision known as the Blue Marlin Subdivision in Hatteras Township, Dare County, North Carolina, as recorded in Map Book 8, Page 42, Dare County Registry; and

WHEREAS, Rhae W. Adams, Sr. does hereby desire by this instrument to create a limited easement or right of passage for the owners of certain lots, including their heirs, successors and assigns, over certain other lots owned by Rhae W. Adams, Sr. in the said subdivision, in order that an access might be had to that Private Drive as designated in Map Book 8, Page 42, Dare County Registry;

NOW, THEREFORE, in consideration of the premises and the benefits to be derived therefrom, Rhae W. Adams, Sr. does hereby bargain, sell, convey and declare a limited easement or right of passage for Lots 5 and 6, their owners, heirs, successors and assigns across that area designated as a fifteen-foot utility easement located one-half on each of Lots 4 and 8 of that subdivision known as the Blue Marlin Subdivision as recorded in Map Book 8, Page 42, Dare County Registry. Said limited easement or right of passage shall not in any way be interpreted to be or to become a thoroughfare from State Road 1237, but shall only be a means of passage for the owners and residents of Lots 5 and 6 across Lots 4 and 8 to that thirty-foot Private Drive as shown on the afore-said Blue Marlin Subdivision plat.

TO HAVE AND TO HOLD, the said limited easement and right of access, together with all privileges and appurtenances thereunto belonging, in as full and ample manner as the said Rhae W. Adams, Sr. has the power to convey.

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IN TESTIMONY WHEREOF, the said Rhæ W. Adams, Sr. and wife, Beverly O. Adams, have hereunto set their hands and seals the day and year first above written.

[Signature] (SEAL)
Rhæ W. Adams, Sr.

[Signature] (SEAL)
Beverly O. Adams

STATE OF
CITY/COUNTY OF

I, Herman Layden, Jr., a Notary Public of the State and City/County aforesaid, do hereby certify that Rhæ W. Adams, Sr. and wife, Beverly O. Adams, personally appeared before me this day and acknowledged the due execution of the foregoing instrument for the purpose therein expressed.

WITNESS my hand and Notarial Seal, this 15th day of September, 1977.

[Signature]
Notary Public



North Carolina, Dare County

The foregoing certificate of Herman Layden, Jr. a Notary Public of Virginia Beach, Virginia is certified to be correct.

Presented for registration this the 18 day of November 1977, at 3:05 o'clock A M. and recorded on this office in Book 254 Page 54.

[Signature] By [Signature]
Register of Deeds Assistant/Deputy Register of Deeds

DEC - 5 1977

Affects Lot 10

NO STAMPS

NORTH CAROLINA
DARE COUNTY

Prepared By: Keith D. Hackney
Attorney at Law
P.O. Box 876
Washington, N.C. 27889

THIS DECLARATION AND DEED OF EASEMENT, made and entered into this 28TH day of MAY, 1979, by Rhae W. Adams, Sr. and wife Beverly O. Adams, of Dare County, North Carolina, and Jack E. Brinson, of Dare County, North Carolina,

WITNESSETH:

THAT WHEREAS, Rhae W. Adams, Sr. is the owner of Lot No. 10 in that subdivision known as the Blue Marlin Subdivision in Hatteras Township, Dare County, North Carolina, and Jack E. Brinson is owner of that certain Lot No. 9 in said subdivision, as recorded in Map Book 8, Page 42, Dare County Registry;

AND, WHEREAS, Jack E. Brinson and Rhae W. Adams, Sr. wish to resolve an encroachment of a septic tank onto said Lot No. 10;

NOW, THEREFORE, for and in consideration of One Dollar and other valuable consideration, the receipt of which is hereby acknowledged, Rhae W. Adams, Sr. and wife do hereby bargain, sell, convey and declare a limited easement for said septic tank encroachment as follows:

BEING a right and easement for that portion of Jack E. Brinson's septic tank that extends into Lot No. 10 presently owned by Rhae W. Adams, Sr. and wife, Beverly O. Adams, so long as the septic tank remains buried. This easement is subject to the proviso that, if said septic tank should ever need to be uncovered or dug up for service, repairs or related activities, then, in that case, this easement shall terminate and said septic tank shall be reburied entirely on Lot No. 9 owned by Jack E. Brinson, and shall not further intrude onto Lot No. 10.

This easement may be cancelled of record in the manner of a Deed of Trust by exhibiting the original of this instrument marked cancelled by the parties hereto and signed by said parties, to which fact the Dare County Register of Deeds may indicate on the record as witness thereto.

TO HAVE AND TO HOLD, the said limited easement, together with all privileges and appurtenances thereunto belonging, in as full and ample manner as the said Rhae W. Adams, Sr. and wife, Beverly O. Adams have the power to convey.

IN TESTIMONY WHEREOF, the said Rhae W. Adams, Sr. and wife, Beverly O. Adams, have herunto set their hands and seals the day and year first above written.

Rhae W. Adams, Sr. (SEAL)

Beverly O. Adams (SEAL)

STATE OF NORTH CAROLINA
COUNTY OF BEAUFORT

I, KEITH D. HACKNEY, a Notary Public of the State and City/County aforesaid, do hereby certify that Rhae W. Adams, Sr. and wife, Beverly O. Adams, personally appeared before me this day and acknowledged the due execution of the foregoing instrument for the purpose therein expressed.

WITNESS my hand and Notarial Seal, this 28TH day of MAY, 1979.

Keith D. Hackney
Notary Public

Commission Expires: My Commission Expires October 9, 1983

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ALVA G. WISE
REGISTER OF DEEDS
BEAUFORT COUNTY, N.C.



NORTH CAROLINA DARE COUNTY

The foregoing Certificate(s) of Keith D. Mackeney, a Notary
Public of Beaufort Co., N.C.

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.

Arval D. Wise Register of Deeds For Dare County

By _____ Deputy/Assistant-Register of Deeds 2.12.80

