

by vote of a majority of the then owners, it is agreed to change said covenants in whole or in part.

ARTICLE XVIII

If the parties hereto, or any of them, or their heirs, successors, or assigns, shall violate or attempt to violate any of the covenants herein, it shall be lawful for any other person or persons owning lots to prosecute any proceedings at law or in equity against the person or persons violating or attempting to violate any such covenant, and either to prevent it, her, him, or them from so doing, and/or to recover damages of other dues for such violation.

ARTICLE XIX

Invalidation of any one of these covenants or any part thereof by judgment or court order shall in no wise affect any of the other provisions which shall remain in full force and effect, and the failure of any person or persons to take action to restrain the violation of any of these covenants and restrictions shall not prevent the enforcement of such covenant or covenants in the future.

ARTICLE XX

Wachovia Bank and Trust Company, N.A., is the owner and holder of a Note secured by Deed of Trust recorded in Book 860, at Page 792, of the Beaufort County Registry. Wachovia Bank and Trust Company, N.A. and Terry V. Sparrow, as Trustee in the above referred Deed of Trust, join in the execution of this Declaration to subordinate the lien of said Deed of Trust to this Declaration.

IN TESTIMONY WHEREOF, Steven R. Poole, Jr. and Lucinda T. Poole, the Declarants herein, have hereunto set their hands and adopted as their seal the typed work "SEAL" appearing beside their respective names, and Wachovia Bank and Trust Company, N.A. has caused this instrument to be executed on its behalf by its duly authorized officers and its corporate seal to be affixed hereto, all by authority duly given by its Board of Directors, and Terry V. Sparrow, Trustee, has executed this Declaration, all as of the day and year first above written.

Steven R. Poole, Jr. (SEAL)
Steven R. Poole, Jr.

Lucinda T. Poole (SEAL)
Lucinda T. Poole

WACHOVIA BANK & TRUST COMPANY, N.A.

BY: T. Jerry Versable
Vice President

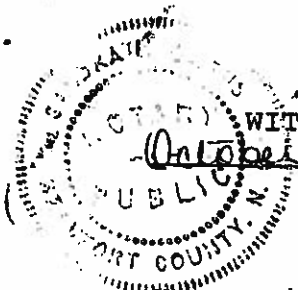


(CORPORATE SEAL)
ATTEST: Stephan Kraszner
Assistant Secretary

Terry V. Sparrow (SEAL)
Terry V. Sparrow - Trustee

STATE OF NORTH CAROLINA
COUNTY OF BEAUFORT

I, the undersigned Notary Public, in and for the State and County aforesaid, personally appeared Steven R. Poole and wife, Lucinda T. Poole, and they each acknowledged the due execution of the foregoing instrument for the purposes therein expressed.



WITNESS my hand and Notarial Seal, this the 23 day of October, 1986.

Sandra L. Owen
NOTARY PUBLIC

My commission expires: My Commission Expires 3-12-91,

STATE OF NORTH CAROLINA

COUNTY OF ~~BEAUFORT~~ Pitt

This 23rd day of October, 1986, personally came before me, the undersigned Notary Public in and for the State and County aforesaid, G. Jerry Venable who being by me duly sworn says that he is Vice-President of ~~Wachovia Bank and Trust Company, N.A.~~ Wachovia Bank and Trust Company, N.A. and that the seal affixed to the foregoing instrument in writing is the corporate seal of said corporation, and that said writing was duly signed and sealed by him on behalf of said corporation by its authority duly given. And the said Gerry Venable, as Vice President, acknowledged the writing to be the act and deed of said corporation.



WITNESS my hand and Notarial Seal.

J. Rex Cobin
NOTARY PUBLIC

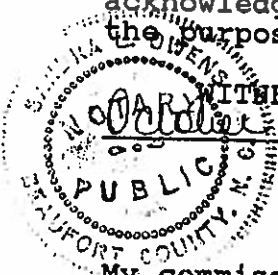
My commission expires: 1-30-88

COASTAL RIVERS REALTY

STATE OF NORTH CAROLINA

COUNTY OF BEAUFORT

I, the undersigned Notary Public, in and for the State and County aforesaid, personally appeared Terry V. Sparrow, and he acknowledged the due execution of the foregoing instrument for the purposes therein expressed.



WITNESS my hand and Notarial Seal, this the 23 day of October, 1986.

Sandra L. Owen
NOTARY PUBLIC

My commission expires: My Commission Expires 3-12-91

NORTH CAROLINA: BEAUFORT COUNTY

The foregoing certificate of Sandra L. Owen & J. Rex Cobin Notary Public/Notaries Public is/are certified to be correct.

Filed for registration and recorded in this office in Book 870 Page 997
This 24 day of October, 1986 at 9:35 o'clock A. M.

JOHN I. MORGAN, Register of Deeds

By Della C. Cooper Aust
Deputy Register of Deeds.