

BK 755 | PG 0503

PRESENTED  
FOR  
REGISTRATION

PREPARED BY & MAIL TO:

James M. Day, Burns, Day & Presnell, P.A. 000296  
P.O. Box 10867, Raleigh, NC 27605

97 JUL 11 PM 2:44

NORTH CAROLINA

FIFTH AMENDMENT TO DECLARATION OF  
COVENANTS, CONDITIONS AND RESTRICTIONS  
FOR WOOD SPRING (Book 5911/Page 548)

WAKE COUNTY

THIS FIFTH AMENDMENT, made this July 8, 1997 by WOOD SPRING ASSOCIATES, a North Carolina general partnership, (the "Declarant").

RECITALS

Declarant has filed a Declaration of Covenants, Conditions, and Restrictions for Wood Spring which is recorded at Book 5911, Page 548, Wake County Registry and which has been subsequently amended (as subsequently amended, the "Declaration"), which is incorporated into this document by this reference. Pursuant to Article IV, Section 2, of the Declaration, the Declarant may annex additional lands to the Property (as defined in the Declaration). The real property described on Exhibit A attached to this document (the "Annexed Land") is a part of the real property described in Exhibit B attached to the Declaration. In consideration of these Recitals, the Declarant amends the Declaration as follows:

AMENDMENT

Declarant declares that all of the Annexed Land is annexed to the Property. The Annexed Land, as part of the Property, shall be held, sold and conveyed subject to the easements, restrictions, covenants, and conditions of the Declaration, which are for the purpose of protecting the value and desirability of and which shall run with the Property and be binding on all parties having any right, title, or interest in the Property or any part thereof, their heirs, successors, and assigns and shall inure to the benefit of Declarant and each Owner (as defined in the Declaration).

IN TESTIMONY WHEREOF, Wood Spring Associates, by and through its general partners, has caused this instrument to be executed in its name as of the day and year first above

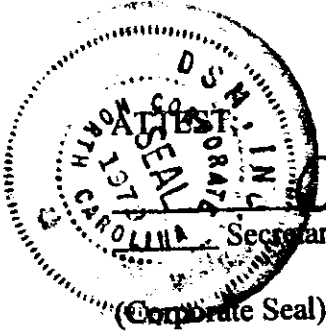
14.00

written.

WOOD SPRING ASSOCIATES,  
a North Carolina General Partnership  
BY ITS GENERAL PARTNERS:

DSM, INC., a North  
Carolina Corporation

BY: R.W. Mullins  
President



Diane S. Mullins  
Secretary

(Corporate Seal)

BOCK CONSTRUCTION COMPANY, INC., a North  
Carolina Corporation

BY: Frank L. Bock  
President

ATTEST:

R.W. Mullins  
Secretary

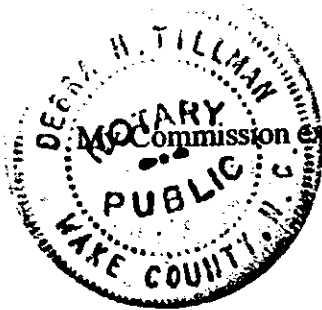
(Corporate Seal)

NORTH CAROLINA  
WAKE COUNTY

I, a Notary Public of the County and State aforesaid, certify that Diane S. Mullins personally came before me this day and acknowledge that he/she is \_\_\_\_\_ Secretary of DSM, Inc., a North Carolina corporation, General Partner of Wood Spring Associates, and that by authority duly given and as the act of the corporation, the foregoing instrument was signed in its name by its \_\_\_\_\_ President, sealed with its corporate seal and attested by \_\_\_\_\_ Secretary, all as the act of the Partnership.

Witness my hand and notarial seal, this July 8<sup>th</sup>, 1997.

Dale P. Gillman  
Notary Public

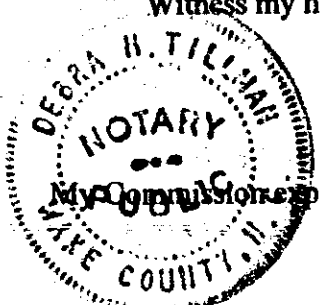


Commission expires: 2-21-2000

NORTH CAROLINA  
WAKE COUNTY

I, a Notary Public of the County and State aforesaid, certify that R.W. Mullins, Jr. personally came before me this day and acknowledge that he/she is \_\_\_\_\_ Secretary of Bock Construction Company, Inc., a North Carolina corporation, General Partner of Wood Spring Associates, and that by authority duly given and as the act of the corporation, the foregoing instrument was signed in its name by its \_\_\_\_\_ President, sealed with its corporate seal and attested by \_\_\_\_\_ Secretary, all as the act of the Partnership.

Witness my hand and notarial seal, this July 8<sup>th</sup>, 1997.



Debra H. Tillsma  
Notary Public

**Exhibit A**

q:joyce\wood\amend2

NORTH CAROLINA — WAKE COUNTY

The foregoing certificate of Debra H. Tillsma  
\_\_\_\_\_  
Notar(y)(ies) Public

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.

By Laura M. Riddick  
Asst./Deputy Register of Deeds  
LAURA M. RIDDICK, Register of Deeds

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EXHIBIT A

Being all of Phase Six, Wood Spring Subdivision as described in that plat recorded at Book of Maps 1997, Page 1182, Wake County Registry, which plat is incorporated into this instrument by this reference.

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