

WAKE COUNTY, NC 73
LAURA M RIDDICK
REGISTER OF DEEDS
PRESENTED & RECORDED ON
03/15/2011 AT 11:24:25

BOOK:014296 PAGE:00631 - 00634

Type of Instrument: Supplemental Declaration For Kitts Creek
Prepared By and Mail To: Kenneth L. Eagle, 2304 Wesvill Court, Suite 340, Raleigh, North Carolina 27607

NORTH CAROLINA
WAKE COUNTY

SUPPLEMENTAL DECLARATION
FOR KITTS CREEK

THIS SUPPLEMENTAL DECLARATION FOR KITTS CREEK, referred to herein as the "Supplemental Declaration", is made and entered into this 14th day of March, 2011, by **KCR DEVELOPERS LLC**, a North Carolina limited liability company, (hereinafter referred to as the "Declarant");

W I T N E S S E T H:

WHEREAS, Kitts Creek is a residential subdivision in the Town of Morrisville, Cedar Fork Township, Wake County, North Carolina;

AND WHEREAS, Declarant is the owner of that certain real property described on **Exhibit A** attached hereto and incorporated by reference (hereinafter referred to as the "Property");

AND WHEREAS Declarant desires to annex the Property to the "Declaration Of Covenants, Restrictions and Easements For Kitts Creek" recorded in the Wake County, North Carolina Registry in Book 11849, Page 2069, and incorporated by reference as if fully set out herein, referred to herein as the "Declaration";

AND WHEREAS, the Development Period, as defined in the Declaration, has not ended, and the Property is "Additional Property" as defined in the Declaration;

NOW, THEREFORE, pursuant to Article II, Section 2 of the Declaration, Declarant hereby annexes the Property to the Declaration so that, from and after the recording of this Supplemental Declaration in the Wake County, North Carolina Registry, the Property shall be held, transferred, sold, conveyed, used, leased, occupied, mortgaged or otherwise encumbered subject to all of the terms, provisions, liens, charges, easements, covenants and restrictions contained in the Declaration including, without limitation, all lien and assessment provisions set forth in the Declaration, all of which shall run with and be binding on the Property and, as provided in the Declaration, shall be binding on and inure to the benefit of all current and future Owners of any right, title or interest in the Property or any part thereof.

IN WITNESS WHEREOF, Declarant has caused this instrument to be executed in legal and binding form on the day and year first above written.

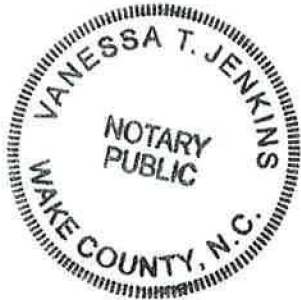
KCR DEVELOPERS LLC

By: *John W. Rawl*
Manager

State of North Carolina, County of Wake

I certify that the following person personally appeared before me this day, acknowledging to me that he signed the foregoing document: *John W. Rawl*.

Dated: *3-14-2011*



Vanessa T. Jenkins
Printed/Typed Name: *Vanessa T. Jenkins*
Notary Public
My commission expires: *1-21-2013*

EXHIBIT A
DESCRIPTION OF PROPERTY

The Property subjected to the Subdivision Declaration by this Supplemental Declaration is described as follows:

LYING AND BEING in the Town of Morrisville, Cedar Fork Township, Wake County, North Carolina, in the Kitts Creek Subdivision, and being more particularly described as follows:

Lot No. 239 as shown on a plat entitled "KITTS CREEK SUBDIVISION, A PORTION OF PHASE 2, SUBDIVISION & RECOMBINATION PLAT" and recorded in the Wake County, North Carolina Registry in Book of Maps 2008, Pages 271 through 274, said plat being incorporated by reference as if fully set out herein.