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Fee Amt: \$26.00 Page 1 of 5
Iredell County, NC
Brenda D. Bell Register of Deeds

BK 1843 PG 2137-2141

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Drawn By:

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Charlotte, NC 28226

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One Oakhurst Place
17824 Statesville Road, Suite 112
Cornelius, NC 28031

**SUPPLEMENTAL DECLARATION
OF COVENANTS, CONDITIONS AND RESTRICTIONS
FOR ANNISTON SUBDIVISION**

This **SUPPLEMENTAL DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS FOR ANNISTON SUBDIVISION** is made this 10th day of April, 2007, by Anniston, LLC, a North Carolina limited liability company, and Anniston II, LLC, a North Carolina limited liability company (Anniston, LLC and Anniston II, LLC are referred to herein collectively as "Declarant").

RECITALS:

A. Anniston, LLC as the Developer of Anniston subdivision filed a certain Declaration of Covenants, Conditions and Restrictions for Anniston subdivision (the "Declaration") in Book 1617 at page 1924 in the Iredell County Public Registry in which Anniston, LLC submitted certain real property known as Anniston subdivision to the effect and operation of the Declaration.

B. Section 2 of Article II of the Declaration provided that Additional Property could be submitted to and made subject to the terms of the Declaration by the filing of a Supplemental Declaration in the office of the Iredell County Register of Deeds.

C. Anniston II, LLC is an affiliate of Anniston, LLC in that Ridgeline Development Corp. is the sole manager of both Anniston, LLC and Anniston II, LLC.

D. Anniston II, LLC is developing a portion of Anniston subdivision and both Anniston, LLC and Anniston II, LLC desire to cause the Additional Property being developed by Anniston II, LLC as part of Anniston subdivision to be made subject to the terms and the scheme of the Declaration, and therefore file this Supplemental Declaration for that purpose.

SUPPLEMENTAL DECLARATION

KNOW ALL MEN BY THESE PRESENTS, Anniston, LLC and Anniston II, LLC do hereby covenant and agree with all of the persons, firms and corporations acquiring the hereinafter described property (herein "Submitted Property") located in Iredell County, North Carolina and being more particularly described as follows:

Being all of Lots 97 and 98, and all Common Open Space (COS) of Anniston subdivision, Phase 3, Map 2 as the same is shown on a map thereof recorded in Map Book 51 at page 96 in the office of the Register of Deeds for Iredell County, North Carolina.

That said Submitted Property is hereby subjected to the Declaration of Covenants, Conditions and Restrictions for Anniston recorded in Book 1617 at page 1924 in the office of the Register of Deeds for Iredell County, North Carolina and that hereafter the Submitted Property must be used in accordance with the provisions of said Declaration subject to the following:

Pursuant to Article II, Section 2(b) of the Declaration, the Submitted Property described herein shall be subject to the following additional use restriction:

Any dwelling erected on any Lot shall contain not less than 2,400 square feet of heated floor area for a one-story unit and not less than 2,600 square feet of heated floor area for a two-story unit.

The Trustee and Branch Banking and Trust Company, owner and holder, join in the execution of this Supplemental Declaration solely for the purpose of subordinating the lien of the following recorded Deed of Trust to this Supplemental Declaration:

Deed of Trust from Anniston II, LLC, a North Carolina limited liability company, to BB&T Collateral Service Corp., Trustee for Branch Banking and Trust Company dated July 17, 2006 and recorded in Book 1766 at page 1496 in the Iredell County Public Registry.

IN WITNESS WHEREOF, Declarant has caused this Supplemental Declaration to be executed under seal this 17th day of April, 2007.

ANNISTON, LLC,
a North Carolina limited liability company

By: RIDGELINE DEVELOPMENT CORP., Manager

By: W. Kelly Jr
President

ANNISTON II, LLC,
a North Carolina limited liability company

By: RIDGELINE DEVELOPMENT CORP., Manager

By: W. Kelly Jr
President

TRUSTEE:

BB & T COLLATERAL SERVICE CORP.

By: [Signature]
Sr. Vice President

BRANCH BANKING AND TRUST COMPANY

By: K. Brad Babb
Vice President

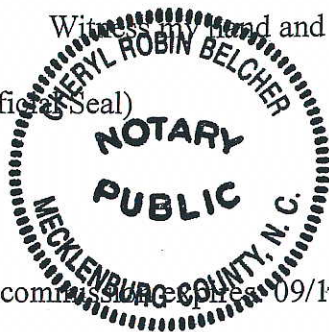
STATE OF NORTH CAROLINA

COUNTY OF MECKLENBURG

I, **Cheryl Robin Belcher**, a Notary Public of the County and State aforesaid, certify that **W. Kendall Foster** personally appeared before me this day and acknowledged that he is President of Ridgeline Development Corp., Manager of Anniston, LLC, a North Carolina corporation, and that by authority duly given and as the act of the corporation, acting on behalf of Anniston, LLC, the foregoing instrument was signed by him as its President with authority duly given.

Witness my hand and official stamp or seal, this 10th day of April, 2007.

(Official Seal)



Cheryl Robin Belcher
Notary Public

My commission expires: 09/17/09

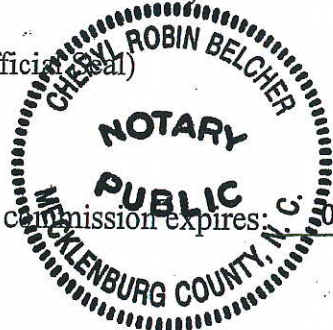
STATE OF NORTH CAROLINA

COUNTY OF MECKLENBURG

I, **Cheryl Robin Belcher**, a Notary Public of the County and State aforesaid, certify that **W. Kendall Foster** personally appeared before me this day and acknowledged that he is President of Ridgeline Development Corp., Manager of Anniston II, LLC, a North Carolina corporation, and that by authority duly given and as the act of the corporation, acting on behalf of Anniston II, LLC, the foregoing instrument was signed by him as its President with authority duly given.

Witness my hand and official stamp or seal, this 10th day of April, 2007.

(Official Seal)



Cheryl Robin Belcher
Notary Public

My commission expires: 09/17/09

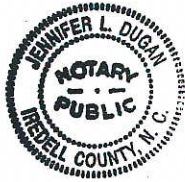
STATE OF NORTH CAROLINA

COUNTY OF Iredell

I, a Notary Public of the County and State aforesaid, certify that Benjamin W. Sharpe personally appeared before me this day and acknowledged that he is Sr. Vice President of BB & T COLLATERAL SERVICE CORP., a North Carolina corporation, and that by authority duly given and as the act of the corporation, the foregoing instrument was signed in its name by him/her as its Sr. Vice President.

Witness my hand and official stamp or seal, this 17 day of April, 2007.

(Official Seal)



Jennifer L. Dugan
Notary Public
Jennifer L. Dugan
Printed Name

My commission expires: 6/11/08

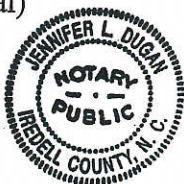
STATE OF NORTH CAROLINA

COUNTY OF 6/11/08

I, a Notary Public of the County and State aforesaid, certify that K. Brad Baldwin personally appeared before me this day and acknowledged that he is Vice President of BRANCH BANKING AND TRUST COMPANY, a North Carolina corporation, and that by authority duly given and as the act of the corporation, the foregoing instrument was signed in its name by him/her as its Vice President.

Witness my hand and official stamp or seal, this 17 day of April, 2007.

(Official Seal)



Jennifer L. Dugan
Notary Public
Jennifer L. Dugan
Printed Name

My commission expires: 6/11/08