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STATE OF NORTH CAROLINA

COUNTY OF BRUNSWICK

FILED FOR REGISTRATION
NOV 10 11 1994

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ROBERT J. ROBINSON
REGISTER OF DEEDS
BRUNSWICK COUNTY, N.C.

DECLARATION OF ANNEXATION
FOR BALD HEAD ISLAND HARBOUR

THIS INSTRUMENT, made and entered into this 30th day of November, 1994 by BALD HEAD ISLAND LIMITED, a Texas Limited Partnership, Declarant.

WITNESSETH

WHEREAS, Bald Head Island Limited is the owner of that certain tract or parcel of land, located within the Village of Bald Head Island, Smithville Township, Brunswick County, North Carolina, and more particularly described as Bald Head Island Harbour; and,

WHEREAS, Bald Head Island Limited has caused a portion of the Bald Head Island Harbour to be replatted, providing for the annexation of additional lands owned by Declarant being shown and described as Lot 54A, and Lot 54B on plat of survey prepared by Thomas W. Morgan, R.L.S., incorporated herein and made a part hereof by reference, duly recorded in the office of the Register of Deeds for Brunswick County, North Carolina, in Map Cabinet Z, Instrument Number 118; and,

WHEREAS, the said property known as BALD HEAD ISLAND HARBOUR is subject to that certain Amended and Restated Declaration of Covenants, Conditions and Restrictions For Bald Head Island Harbour recorded in Book 985 at Page 384 as amended in Book 991 at Page 1022, in the Office of the Register of Deeds for Brunswick County, North Carolina; and,

WHEREAS, BALD HEAD ISLAND LIMITED is the Declarant of the above referred to Declaration; and

WHEREAS, Article III of said Covenants provides that Declarant may annex additional properties to the Property;

NOW, THEREFORE, Declarant, the owner of the fee simple title to said additional land described as Lots 54A and 56A, Bald Head Island Harbour, as hereinabove more particularly described and as shown on said plat of survey, hereby declares as follows, to-wit:

1. That said property hereinabove described as Lots 54A and 56A are and shall be annexed to, held, transferred, sold and conveyed subject to the Declaration of Covenants, Conditions and Restrictions for Bald Head Island Harbour as amended from time to time; and,

REL. E. Cartell
TOTAL 10.00
TO # 38 # 17266
CR. 318 0213
CASH _____

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2. That the said Lots 54A and 56A are intended to be combined with and made part of other platted, numbered lots in the Bald Head Island Harbour and shall not be considered separate lots for assessment, building, or other purposes; and,

3. The said property annexed herein shall be subject to all terms, requirements and conditions of said Declaration and all amendments thereto, the provisions of which are hereby incorporated as though fully set forth herein.

IN WITNESS WHEREOF, BALD HEAD ISLAND LIMITED has executed this Instrument on the day and year first above written.

BALD HEAD ISLAND LIMITED, a Texas Limited Partnership

BY: *David A. Busfield* (SEAL)
David A. Busfield,
Attorney-in-Fact

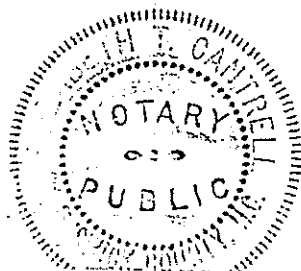
STATE OF NORTH CAROLINA,

BRUNSWICK COUNTY

I, *Elizabeth T. Cantrell*, a Notary Public for said County and State, do hereby certify that David A. Busfield, attorney in fact for Bald Head Island Limited, personally appeared before me this day, and being by me duly sworn, says that he executed the foregoing and annexed instrument for and in behalf of the said Bald Head Island Limited, and that his authority to execute and acknowledge said instrument is contained in an instrument duly executed, acknowledged, and recorded in the office of the Register of Deeds in the County of Brunswick, State of North Carolina, in Deed Book 842 at Page 87, and that this instrument was executed under and by virtue of the authority given by said instrument granting him power of attorney.

I do further certify that the said David A. Busfield acknowledged the due execution of the foregoing and annexed instrument for the purposes therein expressed for and in behalf of the said Bald Head Island Limited.

WITNESS my hand and official seal, this the *30th* day of November, 1994.



Elizabeth T. Cantrell
Notary Public

My commission expires: *12-11-96*