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NORTH CAROLINA

DARE COUNTY

DORRIS A. FRY
REGISTER OF DEEDS
DARE COUNTY, N.C.

THIS DECLARATION made this 31st day of August, 1987 by NAGS HEAD VILLAGE OWNERS ASSOCIATION, INC.

WITNESSETH:

WHEREAS, the property known now as THE VILLAGE AT NAGS HEAD is a part of an SPD-C District under the terms and conditions of a zoning ordinance originally adopted on June 1, 1981 and subsequently amended on the 16th day of July, 1986;

AND WHEREAS, the lands within the Village have now and will have hereafter certain areas set aside as "Open Space" for the use and benefit of all the property owners within the Village and which said areas shall be maintained by this Association;

AND WHEREAS, it is proper that the charter and by-laws of this association be a part of the public records of Dare County, North Carolina, to the end that all persons, particularly including purchasers within the Village, shall be aware of the responsibilities of being a member of the Owners Association;

AND WHEREAS, all purchasers in the Village for various uses are subject to these, including the appropriate Protective Covenants and Restrictions for the particular part of the Village in which they purchased property.

NOW, THEREFORE, the declarant, Nags Head Village Owners Association, Inc., does hereby declare that the charter and by-laws of the Association attached hereto and made a part hereof shall be binding upon the owners of property within the bounds of the SPD-C Zoning District for the Town of Nags Head together with such Amendments which may be made thereto from time to time in accordance with said charter and by-laws.

In Witness Whereof, Nags Head Village Owners Association, Inc. has caused this instrument to be executed in its corporate name by its president, attested by its secretary and its common corporate seal, as a non-profit corporation, attached hereto this day and year first above written.

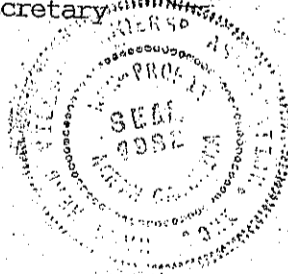
NAGS HEAD VILLAGE OWNERS ASSOCIATION, INC.

By: Andrew L. Ammons
Andrew L. Ammons, President

ATTEST:

Wallace H. McCown
Wallace H. McCown, Secretary

(CORPORATE SEAL)



Prepared by &
return to:
McCOWN & McCOWN
ATTORNEYS AT LAW
MANTEO, N. C. 27954

NORTH CAROLINA, DARE COUNTY.

I, a Notary Public of the County and State aforesaid, certify that Wallace H. McCown, personally came before me this day and acknowledged that he is Secretary of Nags Head Village Owners Association, Inc., a non-profit corporation, 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 him as its Secretary.
Witness my hand and official stamp or seal, this 1st day of September, 1987.

My Commission expires 11-10-87

Judith R. Kemper (Oaksmith)
Notary Public

(NOTARIAL SEAL)

**JUDITH R. KEMPER
NOTARY PUBLIC
DARE COUNTY, N. C.**

The foregoing Certificate(s) of Judith R. Kemper (Oaksmith), a Notary Public of Dare County, North Carolina 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.

Doris A. Spivey

REGISTER OF DEEDS FOR DARE COUNTY

By Dama Jean Wade

Deputy/Assistant-Register of Deeds