

Type: CONSOLIDATED REAL PROPERTY
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Fee Amt: \$26.00 Page 1 of 3
Pitt County, NC
Lisa P. Nichols REG OF DEEDS

BK 3804 PG 468 - 470

Prepared by and return to: Bagwell Holt Smith P.A., 111 Cloister Court, Suite 200, Chapel Hill, NC 27514 (without title examination)

NORTH CAROLINA
PITT COUNTY

ASSIGNMENT OF DECLARANT'S RIGHTS

This Assignment of Declarant's Rights is made June 19, 2019 (the "Effective Date") by and between **D & I Properties of NC LLC**, a North Carolina limited liability company ("Assignor"), and **D.R. Horton, Inc.**, a Delaware corporation ("Assignee"). Both parties state and acknowledge as follows:

A. Assignor is the Declarant under that certain a Declaration of Covenants, Conditions and Restrictions for Brookstone Subdivision of record at Book 2391 Page 558, Pitt County Registry (as amended or supplemented, the "Declaration").

B. Assignor now desires to assign to Assignee all of Assignor's rights, powers, easements, functions, obligations and duties reserved or given to it in the Declaration as the Declarant, and Assignee desires to accept and assume responsibility for any or all such rights, powers, easements, functions, obligations and duties.

THEREFORE, in consideration of reciprocal covenants stated herein, the parties agree as follows:

1. Assignor hereby assigns to Assignee all of Assignor's rights, powers, easements, functions, obligations and duties reserved or given to it in the Declaration as the Declarant. From and after the Effective Date, Assignor shall have no rights as Declarant under the Declaration.

2. Assignee hereby accepts and assumes responsibility for any and all such rights, powers, easements, functions, obligations and duties.

3. Assignor hereby agrees to indemnify, defend and hold harmless Assignee and all of its successors, assigns, affiliates, subsidiaries, officers, directors, employees and agents from and against any and all liabilities, claims, suits, actions, losses, costs, damages and expenses (including, but not limited to, reasonable attorney's fees), due to or arising out of or related to the Brookstone Subdivision or the Declaration which occur in whole or in part during Assignor's ownership of the Property and prior to the Effective Date of this Assignment of Declarant's Rights or relate to or arise out of any act or omission of Assignor related to the Brookstone Subdivision or the Declaration.

Submitted electronically by "Bagwell Holt Smith P.A."
in compliance with North Carolina statutes governing recordable documents
and the terms of the submitter agreement with the Pitt County Register of Deeds.

4. Assignee hereby agrees to indemnify, defend and hold harmless Assignor and all of its successors, assigns, affiliates, subsidiaries, officers, directors, employees and agents from and against any and all liabilities, claims, suits, actions, losses, costs, damages and expenses (including, but not limited to, reasonable attorney's fees), due to or arising out of or related to the Brookstone Subdivision or the Declaration which occur in whole or in part on or after the Effective Date of this Assignment of Declarant's Rights or relate to or arise out of any act or omission of Assignee related to the Brookstone Subdivision or the Declaration.

5. The rights and obligations set forth in this Assignment of Declarant's Rights shall be binding upon and inure to the benefit of Assignor, Assignee and their respective successors and assigns.

IN WITNESS WHEREOF, Assignor has executed this Assignment of Declarant's Rights to be effective as of the Effective Date first stated above.

D & I Properties of NC LLC,
a North Carolina limited liability company

By: RA Widener
Print Name: Robert A. Widener
Title: Manager

STATE OF Virginia
~~COUNTY OF~~ Virginia Beach
City

I certify that the following person personally appeared before me this day, acknowledging to me that he/she signed the foregoing document as Manager [INSERT TITLE] of **D & I Properties of NC LLC**, a North Carolina limited liability company: Robert A. Widener.

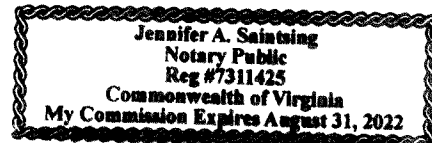
Jennifer A. Saintsing
Official Signature of Notary Public

Jennifer A. Saintsing
Notary's Printed or Typed Name, Notary Public

My commission expires: 8/31/2022

Date: 6/18/19

(Official Seal)



IN WITNESS WHEREOF, Assignee has executed this Assignment of Declarant's Rights to be effective as of the Effective Date first stated above.

D.R. Horton, Inc.

By: [Signature]
Print Name: Robert C Stuart
Title: ASST VP

STATE OF NC
COUNTY OF WAKE

I certify that the following person personally appeared before me this day, acknowledging to me that he/she signed the foregoing document as ASST VP [INSERT TITLE] of **D.R. Horton, Inc.**, a Delaware corporation: ROBERT C STUART.

[Signature]
Official Signature of Notary Public

Date: 6/18/19

S. Elaine Hudspeth
Notary's Printed or Typed Name, Notary Public

My commission expires: 11/4/22

(Official Seal)

S. ELAINE HUDSPETH
Notary Public
North Carolina
Forsyth County