

After Recording Return To:
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STATE OF NORTH CAROLINA

WAVIER OF PROTECTIVE COVENANTS

VIOLATION

Brief Legal Description For The Index:
Lot 23, Harrison Place Subdivision
Book of Maps 1988, Page 1335

WAKE COUNTY

GRANTORS: Architectural Committee
Harrison Place Owners Association

GRANTEES: Mark A. Wolff and wife Maryanne F. Wolff
105 Canberra Court
Cary, NC 27513

THIS WAIVER OF DECLARATION of COVENANTS, CONDITIONS and RESTRICTIONS for Harrison Place Subdivision is made this 2nd day of August 2006, by the currently appointed members to the Architectural Control Committee (hereafter the "Architectural Committee") of Harrison Place Owners Association, a NC not for profit corporation, pursuant to the powers conferred upon them in Article IV of the Declaration of Covenants, Conditions and Restrictions for Harrison Place Subdivision in Book 4352, Page 838 at 843, Wake County Registry.

WITNESSETH:

WHEREAS, the original and amended Covenants of Harrison Place Subdivision empower its Declarant, and subsequently, the Harrison Place Owners Association Board of Directors, to appoint a three member Architectural Committee for the purpose insuring a high level of taste, design, quality harmony and conformity throughout the Subdivision consistent with those Covenants and to provide architectural control of Association property including residence Lots and Common Area within Harrison Place Subdivision; and

WHEREAS, the Grantors are the currently appointed members of said Architectural Committee and by their execution hereof, signify their approval of the following WAIVER;

WHEREAS the Grantees are the current record owners of a certain lot or parcel of land situated in the Town of Cary, Wake County, North Carolina, and more particularly described as follows: BEING KNOWN AND DESIGNATED as Lot 23 as shown on a plat entitled "Harrison Place, Cary, North Carolina", dated May 18, 1988, and recorded in Book of Maps 1988, Page 1335, Wake County Registry, reference to which is hereby made for a more particular description (hereinafter, the "Lot"); and

WHEREAS, there has been constructed by G L H Builders, Inc. upon Lot 23, Harrison Place Subdivision, a dwelling which is located 13. 1 feet from the side line in violation of Article IV of said Covenants; and

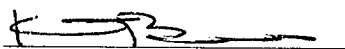
WHEREAS, the Architectural Committee has reviewed and approved a request to waive said violation in accordance with the authority granted to them and have found good cause so to do; and

WHEREAS, the Architectural Committee notes that the violation meets or exceeds the minimum setback requirements of the Town of Cary; and

NOW, THEREFORE, the Architectural Committee hereby waives the requirement of Article IV of the Covenants recorded in Book 4352, Page 838, at 843, Wake County Registry, as it relates to the 15 feet side line provisions of the protective covenants and waives the currently existing violation of 1. 9 feet by the placement of the current dwelling for this Lot 23 with respect to the Grantees, their heirs, successors and assigns. All other provisions of the protective covenants shall remain in full force and effect.

IN WITNESS WHEREOF, the Architectural Committee of Harrison Place Owners Association, a NC not for profit corporation, by its currently appointed members, has caused this WAIVER to be executed as of the day and year first above written.

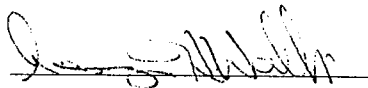
GRANTORS:



Architectural Committee Member



Architectural Committee Member



Architectural Committee Member