

## LEGAL DESCRIPTION:

More commonly known as: 218 Whispering Woods Rd, Charleston, WV

BEING all those two certain lots or parcel of land, together with the improvements thereon and the appurtenances thereunto belonging, located near Alpha Road, Kanawha County, West Virginia, more particularly known and designated as all of Lots Six (6) and Eight (8) of Section Four, as shown on that certain map entitled, "Map Showing Whispering Woods, Inc., Section Four Situate on the Waters of Chappell Hollow and Cane Fork of Davis Creek, Loudon District, Kanawha County, WV", made by Bowman Land Surveying Company, Inc., dated June 1990 (the "Subdivision Map"), and of record in the Office of the Clerk of the County Commission of Kanawha County, West Virginia in Map Book 45, at Page 68, together with the non-exclusive right of way and easement over and across Whispering Woods Road for ingress and egress to and from Alpha Road and said lot and any common areas that may be subsequently developed in Whispering Woods Subdivision, as said Whispering Woods Road is shown on the plats of record for Sections One, Two and Three of Whispering Woods Subdivision in Map Book 38, at Page 72-73, Map Book 42, at Page 49 and Map Book 42, at Page 49 and Map Book 43, at Page 45, respectively, and as said Whispering Woods Road is shown and designated on the Subdivision Map as the "40' R/W" which extends through Section Four and terminates at the cul-de-sac located at Lots Nos. 22,23 and 24 of Section Four, as shown on the Subdivision Map.

For the consideration aforesaid, the parties of the first part do further ASSIGN, TRANSFER and SET OVER unto the parties of the second part, one membership in Whispering Woods Homeowner's Association, Inc., together with all the rights, privileges and obligations of such membership. The parties of the second part, for themselves and their heirs, assigns and successors in title, by accepting delivery of this deed, accept such membership and agree to be bound by the provisions of the Articles of Incorporation and By-laws of said Whispering Woods Homeowners Association, Inc., as the same now exist and as hereafter amended.

This conveyance is made subject to the covenants, conditions, restrictions, reservations and easements and setback lines as set forth in the Declaration of Covenants, Conditions, Restrictions, Reservations and Easements for Section of Whispering Woods, a Subdivision Near the City of Charleston, Loudon Tax District, Kanawha County, West Virginia, dated October 15, 1990, recorded in the aforesaid Clerk's Office in Deed Book 2258, Page 569; provided however, notwithstanding any provision therein or herein contained the real estate herein contained shall be subject to a front set back line of feet and not to a front set back line of 40 feet.

This conveyance is made further subject to any and all covenants, restrictions, conditions, reservations, prior mineral reservations, rights of way and easements affecting the real estate herein conveyed which may be a matter of record in the aforesaid Clerk's Office.

LSOT: Deed Book 2749, Page 495, dated June 16, 2009, Office of the Clerk of the County Commission of Kanawha County, West Virginia.