THIS INSTRUMENT PREPARED BY AND UPON RECORDING SHOULD BE RETURNED TO:

Stephen R. Monk, Esq. c/o Daniel Realty Corporation 10 Inverness Center Parkway P. O. Box 43250 Birmingham, Alabama 35243

FIRST AMENDMENT TO DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS FOR MEADOW BROOK CORPORATE PARK

THIS FIRST AMENDMENT TO DECLARATION made as of the 28th day of March, 1988 by DANIEL U.S. PROPERTIES LIMITED PARTNERSHIP, a Virginia limited partnership formerly known as Daniel U.S. Properties, Ltd. (the "Developer").

RECITALS:

WHEREAS, the Developer has heretofore entered into a Declaration of Covenants, Conditions and Restrictions for Meadow Brook Corporate Park dated as of October 17, 1984, and recorded in Book 005, at Page 772, in the Probate Office of Shelby County, Alabama (the "Declaration"). Capitalized terms not otherwise defined herein shall have the same meanings given them in the Declaration; and

WHEREAS, a portion of the Property subject to the Declaration has been resubdivided; and

WHEREAS, the Developer desires to amend the Declaration to (i) revise and restate Exhibits A and B to the Declaration to reflect the resubdivision of a portion of the Property as provided for in Section 4.13 of the Declaration and (ii) reflect new members of the Architectural Control Committee.

NOW, THEREFORE, in consideration of the premises, the Developer does hereby agree as follows:

Amendment to Exhibit A. Exhibit "A" attached to and incorporated into the Declaration is hereby deleted in its entirety and "EXHIBIT A/REVISED 3/25/88" attached to and incorporated hereby by reference is substituted in lieu thereof.

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BOOK 177 PACE 270

- 2. Amendment to Exhibit B. Exhibit "B" attached to and incorporated into the Declaration is hereby deleted in its entirety and "EXHIBIT B/REVISED 3/25/88" attached to and incorporated hereby by reference is substituted in lieu thereof.
- 3. Amendment to Section 5.01 of the Declaration. Section 5.01 of the Declaration is hereby amended by deleting Michael D. Fuller as one of the initial members of the Architectural Control Committee and by substituting in his place and stead Susan E. Carr.
- 4. <u>Full Force and Effect</u>. Except as expressly modified and amended hereby, all of the terms and conditions of the Declaration shall remain in full force and effect.

IN WITNESS WHEREOF, the Developer has caused this First Amendment to be executed as of the day and year first above written.

DANIEL U.S. PROPERTIES LIMITED PARTNERSHIP, a Virginia limited partnership

By: Daniel Realty Investment Corporation, a Virginia-

corporation, as General Partner

By:

to: Sevia Vice Residuit

STATE OF ALABAMA)

COUNTY OF SHELBY)

I, the undersigned, a Notary Public in and for said county, in said state, hereby certify that Stephen R. Monk whose name as Senior Nice President of Daniel Realty Investment Corporation, a Virginia corporation, as general partner of Daniel U.S. Properties Limited Partnership, a Virginia limited partnership, is signed to the foregoing instrument, and who is known to me, acknowledged before me on this day that, being informed of the contents of said instrument, he, as such officer and with full authority, executed the same voluntarily for and as the act of said corporation, in its capacity as General Partner as aforesaid.

Given under my hand and official seal, this the <u>2844</u>, day of <u>March</u>, 1988.

NOTARY PUBLIC

My Commission Expires:
My Commission Expires February 5, 1990

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x 177 mm 272

EXHIBIT A/REVISED 3/25/88
ATTACHED AND INCORPORATED BY
REFERENCE TO COVENANTS, CONDITIONS
AND RESTRICTIONS FOR MEADOW BROOK
CORPORATE PARK SOUTH DATED AS OF
OCTOBER 1, 1984, AS AMENDED

Lot 1, according to the Survey of Meadow Brook Corporate Park, Phase I, as recorded in Map Book 9, Page 35, in the Office of the Judge of Probate of Shelby County, Alabama, and Lots 2A and 2B, according to the Resurvey of Lot 2, Meadow Brook Corporate Park, Phase I, as recorded in Map Book 12, Page 13, in the Office of the Judge of Probate of Shelby County, Alabama.

EXHIBIT B/REVISED 3/25/88
ATTACHED AND INCORPORATED BY
REFERENCE TO COVENANTS, CONDITIONS
AND RESTRICTIONS FOR MEADOW BROOK
CORPORATE PARK SOUTH DATED AS OF
OCTOBER, 1, 1984, AS AMENDED

Phase	Lot Number	Interest/l	Net <u>Usable Acres/2</u>
I	1	13.04%	3
I	2A	82.62%	19
T	2B	4.34%	1

- /l Interest is defined in Article 1.16 of the Declaration.
- /2 Net Usable Acres is defined in Article 1.19 of the Declaration.

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1. Deed Tax

2. Mig. Tax

3. Recording Fee 12250

4. Indexing Fee

13.50

TOTAL

Miles of Thomas