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Shelby Cnty Judge of Probate,AL
01/25/2007 12:44:51PM FILED/CERT

STATE OF ALABAMA
SHELBY COUNTY

MODIFICATION OF RESTRICTION

This Modification of Restriction is made this 16 day of January, 2007 by and between Jeffrey M. Stern (Stern) and Randall H. Goggans (Goggans).

Whereas, on the 25th day of March, 1994, Goggans gave to Stern a warranty deed recorded in Instrument Number 1994-10603 Probate Office of Shelby County, Alabama (the Deed); and

Whereas, the Deed contains the following language; "the property conveyed herein shall not be used for any purpose other than uses allowable under Pelham, Alabama agricultural or residential zoning ordinances" (the Restriction); and

Whereas, the parties are desirous of modifying the Restriction.

Now, therefore, in consideration of the premises and for other good and valuable considerations the receipt of which are hereby acknowledged, the parties agree as follows:

1. The Restriction is hereby deleted in its entirety.
2. In place of the Restriction is inserted the following New Restriction; to wit, "The Property may be used for any purpose so long as such purpose is now allowed or allowed in the future according to the zoning ordinances of the appropriate governmental authority applicable to the Property at this time or as the same may be modified in the future".

Done intended to be effective the date and year first above written.

Jeffrey M. Stern

Randall H. Goggans

STATE OF ALABAMA)
Jefferson COUNTY)

I, the undersigned, a Notary Public for the State of Alabama at Large do hereby certify that Jeffrey M. Stern, whose name is signed to the foregoing instrument, and who is known to me, acknowledged before me this day that, being informed of the contents of said instrument, he executed the same voluntarily on the day the same bears date. Given under my hand and official seal this 16 day of January, 2007.

Notary Public
My Commission Exp. 3-1-2010

STATE OF ALABAMA)
Jefferson COUNTY)

I, the undersigned, a Notary Public for the State of Alabama at Large do hereby certify that Randall H. Goggans, whose name is signed to the foregoing instrument, and who is known to me, acknowledged before me this day that, being informed of the contents of said instrument, he executed the same voluntarily on the day the same bears date. Given under my hand and official seal this 16 day of January, 2007.

Notary Public
My Commission Exp. 3-1-2010

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