

3857
STATE OF ALABAMA)

SHELBY COUNTY)

AMENDMENT TO RESTRICTIVE COVENANTS

PURSUANT to the provisions of Paragraph Sixteen (16) of the DECLARATION OF RESTRICTIVE COVENANTS executed by K & S Development Corporation, Inc. an Alabama Corporation, dated June 11, 1966 and recorded in Book 243, Pages 26 to 29, in the Office Of The Judge Of Probate Of Shelby County, Alabama, establishing certain restrictive covenants as to the following described property, to-wit:

First Sector of Cherokee Forest as shown by map of said subdivision, recorded in Map Book 5, Page 17, in the Office Of The Judge Of Probate Of Shelby County, Alabama, said First Sector, Cherokee Forest, being situated in the SE $\frac{1}{4}$ of Section 22 and in the NE $\frac{1}{4}$ of Section 27, all in Township 19 South, Range 2 West, Shelby County, Alabama.

Said Paragraph Sixteen (16) of said DECLARATION OF RESTRICTIVE COVENANTS providing for changes in said Restrictive Covenants by a majority of the owners of the lots described in said First Sector, Cherokee Forest, and the undersigned parties, being a majority of the owners of the lots described in said First Sector, Cherokee Forest, said Restrictive Covenants are hereby amended by making the following changes and additions:

1. Changing Paragraph Four (4) of said DECLARATION OF RESTRICTIVE COVENANTS to read: "No structures shall be erected, altered, placed or permitted to remain on any residential building lot, other than one detached single family dwelling not to exceed two and one-half stories in height and a private garage. Special permission may be granted by the committee as set out in Paragraph Two (2) of said Restrictive Covenants for the construction of any structure other than a residential building."

2. Paragraph Eleven (11) shall be eliminated.

3. Paragraph Fourteen (14) shall be eliminated.

4. Pursuant to the provisions of Paragraph Two (2) of said Restrictive Covenants, the undersigned President of K & S Development Corporation, Inc. hereby appoints the following persons to constitute the "committee" provided for in said Paragraph Two (2) of said Restrictive Covenants:

1. William L. Cole
2. Thomas O. Tucker
3. Herol H. Stone

In all other respects said DECLARATION OF RESTRICTIVE COVENANTS recorded in Book 243, Pages 26 to 29, in the Office Of The Judge Of Probate Of Shelby County, Alabama, shall remain unchanged and in full force and effect.

IN WITNESS WHEREOF, the parties hereto have executed this Amendment, this 18th day of July, 1970.

(Corporate Seal)

K & S DEVELOPMENT CORPORATION, INC.

ATTEST:

BY: Robert F. Sorrell
Its President

Albert W. Keller
Its Secretary

William L. Cole
WILLIAM L. COLE

STATE OF ALABAMA)
SHELBY COUNTY)

I, the undersigned, a Notary Public in and for said County in said State, hereby certify that Robert F. Sorrell, whose name as President of K & S Development Corporation, Inc., a corporation, is signed to the foregoing amendment to Restrictive Covenants, and who is known to me, acknowledged before me on this day that, being informed of the contents of this instrument, he, as such officer and with full authority, executed the same voluntarily for and as the act of said corporation.

18th Given under my hand and official seal, this the day of July, 1970.

Martha B. Janner
Notary Public

STATE OF ALABAMA)
JEFFERSON COUNTY)

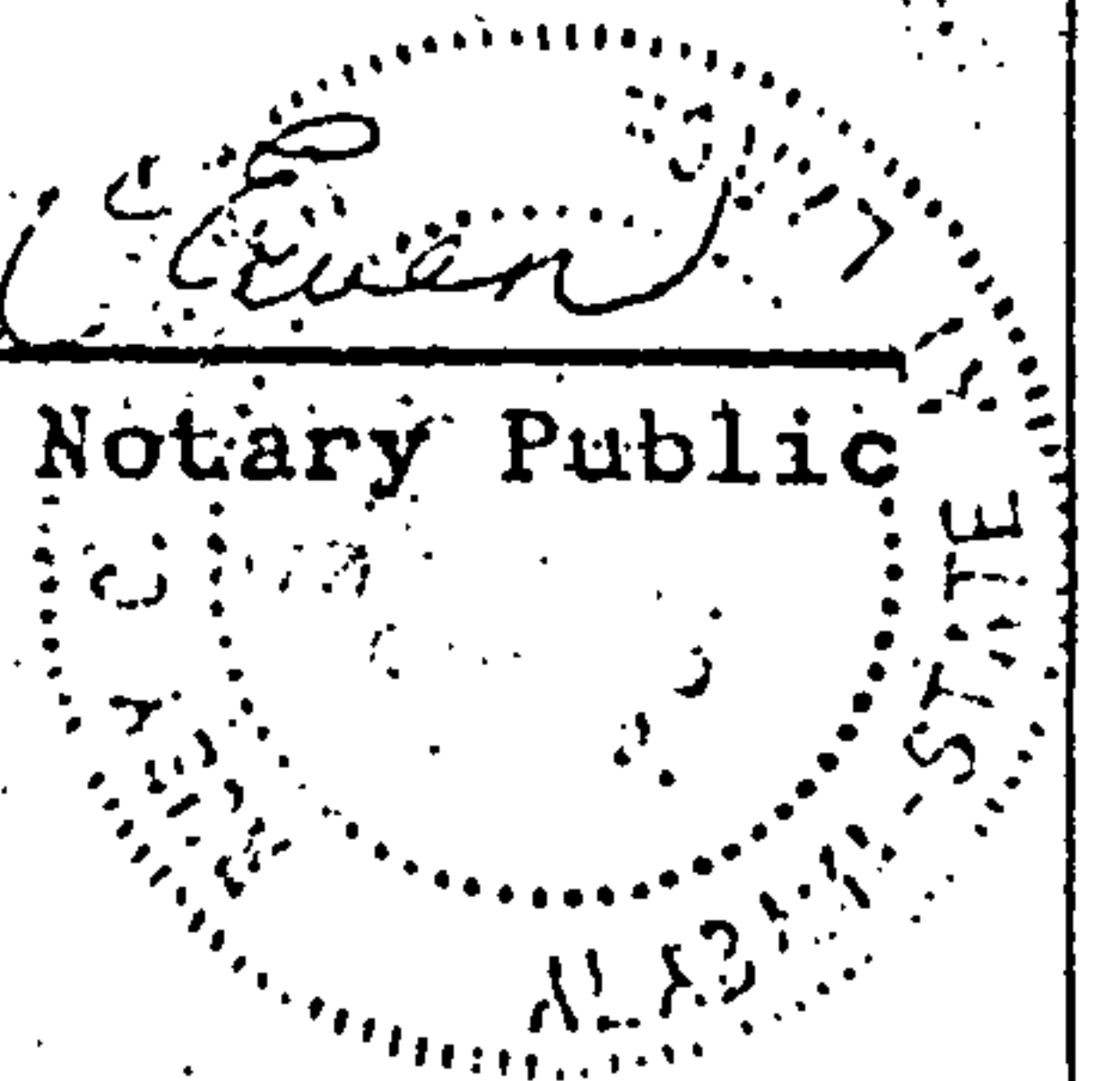
I, the undersigned, a Notary Public in and for said county, in said State, hereby certify that William L. Cole, a single person, whose name is signed to the foregoing amendment to Restrictive Covenants, and who is known to me, acknowledged before me on this day, that, being informed of the contents of this instrument, he executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this 17 day of July, 1970.

Ruby O. McEwen

Notary Public

My commission expires July 2, 1972



STATE OF ALA. SHELBY CO.
CERTIFY THIS
INSTRUMENT WAS FILED
1970 JUL 20 PM 11:24
U.C.C. FILE NUMBER OR
REC. BK. & PAGE AS SHOWN ABOVE
Corrected by J. B. L.
JUDGE AT REQUEST