

KNOW ALL MEN BY THESE PRESENTS, That,

WHEREAS, the following-named persons are the owners and are in possession of the following-described lands situated in the Town of Calera, Shelby County, Alabama, and known as FARRIS SUBDIVISION, CALERA, ALABAMA, a plat of said subdivision being recorded in Map Book 3, Page 126, their respective interests being more particularly described as follows:

Wilber H. Moore and Barbara Moore - Lot 3

J. C. Rowe - Lot 4

Magic City Contracting Co., Inc.
Lots 1, 2, 5, 6, 7, 8, 26, 27, 28

W. M. Schroeder and Dorothy D. Schroeder
Lots 9 - 25 inclusive, Lots 30 - 34 inclusive

Richard Payne - Lot 29

all of the above-described property being more particularly described by metes and bounds in Deed Book 165, Page 518, Probate Records, Shelby County, Alabama; and,

WHEREAS, W. M. Farris did on or about March 1, 1954, execute the "COVENANTS OF FARRIS SUBDIVISION, CALERA, ALABAMA", imposing certain restrictions on all of the above-described property, and said covenants were filed for record on or about April 9, 1954, and were recorded in Deed Book 165, Page 518, Probate Records, Shelby County, Alabama; and,

WHEREAS, the parties to this instrument are the owners of all of the real property upon which the above restrictions were imposed and are desirous of amending said restrictions;

NOW THEREFORE, for and in consideration of the sum of ONE DOLLAR (\$1.00) and other valuable considerations, and in further consideration of the mutual promises and agreements contained herein, the parties do hereby amend said covenants to read as follows:

1. That the paragraph numbered "SECOND" be stricken and the following be inserted in lieu thereof:

SECOND: No lot shall be used except for residential purposes. No building shall be erected, altered, placed or permitted to remain on any lot other than a dwelling not to exceed three stories in height and a private garage.

BOOK 333 PAGE 721

2. That the paragraph numbered "FIFTH" be amended
by adding the following additional paragraph:

Where two or more adjoining lots are owned
by the same owner or owners, the above restric-
tions as to interior lot lines shall only apply
to those peripheral lot lines of the lots
commonly owned which abut lots owned by others.
These restrictions shall not apply to the inner
lot lines of the lots which are commonly owned.

IN WITNESS WHEREOF, we have hereunto set our hands
and seals this the 2 day of September, 1970.

Wilber H. Moore
Wilber H. Moore

Barbara Moore
Barbara Moore

J. C. Rowe
J. C. Rowe

Zelda Rowe
Magic City Contracting Co., Inc.

By W. M. Schroeder
Its President

William M. Schroeder
W. M. Schroeder

Dorothy D. Schroeder
Dorothy D. Schroeder

Richard Payne
Richard Payne

Bobbie Jean Payne

STATE OF ALABAMA)
SHELBY COUNTY)

I, the undersigned authority, in and for said County
in said State, hereby certify that on this date came before me
the within named Wilber H. Moore who is known to me, and whose
name is signed to the foregoing instrument, and acknowledged
before me on this date, that, being informed of the contents
of the instrument, he executed the same voluntarily on the day
the same bears date.

Given under my hand and official seal, this the 28
day of August, 1970.

Janette Littleton
Notary Public

Notary Public, State of Alabama at Large
My Commission Expires January 1, 1972
Bonded by U. S. E. & G.

STATE OF ALABAMA)
COUNTY OF

I, the undersigned authority, in and for said County in said State, hereby certify that on this date came before me the within named Barbara Moore who is known to me to be the wife of the within named Wilber H. Moore, who, being examined separate and apart from the husband touching her signature to the within instrument, acknowledged that she signed the same of her own free will and accord, without fear, constraints or threats on the part of the husband.

In witness whereof, I have hereunto set my hand and official seal this the 28 day of August, 1970.

Janette Littleton
Notary Public
Notary Public, State of Alabama at Large
My Commission Expires January 1, 1972
Bonded by U. S. E. & G.

STATE OF ALABAMA)
COUNTY OF

I, the undersigned authority, in and for said County in said State, hereby certify that on this date came before me the within named J. C. Rowe who is known to me, and whose name is signed to the foregoing instrument, and acknowledged before me on this date, that, being informed of the contents of the instrument, he executed the same voluntarily on the day the same bears date.

Given under my hand and official seal, this the 1st day of September, 1970.

Harold S. Gindley
Notary Public
My Commission Expires 11-25-71

STATE OF ALABAMA)
COUNTY OF

I, the undersigned authority, in and for said County in said State, hereby certify that Charles R. Byrd whose name as President of Magic City Contracting Co., Inc., a corporation, is signed to the foregoing instrument, who is known to me, acknowledged before me on this date that, being informed of the contents of the instrument, he, as such officer, and with full authority, executed the same voluntarily for and as the act of said Corporation.

Given under my hand and official seal, this the 31st day of August, 1970.

Emilia Dumas
Notary Public

STATE OF ALABAMA)
COUNTY OF

My Commission Expires
10-29-73

I, the undersigned authority, in and for said County in said State, hereby certify that on this date came before me the within named W. M. Schroeder who is known to me, and whose name is signed to the foregoing instrument, and acknowledged before me on this date, that, being informed of the contents of the instrument, he executed the same voluntarily on the day the same bears date.

Given under my hand and official seal, this the 12th day of Aug, 1970.

My Comm expires 11-25-71

Harold S. Gindley
Notary Public

STATE OF ALABAMA)
COUNTY OF

I, the undersigned authority in and for said County in said State, hereby certify that on this date came before me the within named Dorothy D. Schroeder who is known to me to be the wife of the within named W. M. Schroeder, who, being examined separate and apart from the husband touching her signature to the within instrument, acknowledged that she signed the same of her own free will and accord, without fear, constraints or threats on the part of the husband.

In witness whereof, I have hereunto set my hand and official seal this the 12th day of Aug, 1970.

My Comm. expires 11-25-71

James L. Fidelity
Notary Public

STATE OF ALABAMA)
COUNTY OF

I, the undersigned authority, in and for said County in said State, hereby certify that on this date came before me the within named Richard Payne who is known to me, and whose name is signed to the foregoing instrument, and acknowledged before me on this date, that, being informed of the contents of the instrument, he executed the same voluntarily on the day the same bears date.

Given under my hand and official seal, this the 12th day of August, 1970.

My Commission expires 11-25-71

James L. Fidelity
Notary Public

STATE OF ALABAMA
COUNTY OF

I, the undersigned authority in and for said County in said State, hereby certify that on this date came before me the within named Bobbie Jean Payne who is known to me to be the wife of the within named Richard Payne, who, being examined separate and apart from the husband touching her signature to the within instrument, acknowledged that she signed the same of her own free will and accord, without fear, constraints or threats on the part of the husband.

In witness whereof, I have hereunto set my hand and official seal this the 12th day of August, 1970.

My Commission expires 11-25-71

Chambers Twifly
Notary Public

STATE OF ALABAMA
COUNTY OF

I, the undersigned authority in and for said County in said State, hereby certify that on this date came before me the within named Zelda Rowe who is known to me to be the wife of the within named J. C. Rowe, who, being examined separate and apart from the husband touching her signature to the within instrument, acknowledged that she signed the same of her own free will and accord, without fear, constraints or threats on the part of the husband.

In witness whereof, I have hereunto set my hand and official seal this the 1st day of September, 1970.

Chambers Twifly
Notary Public

My Commission expires 11-25-71

STATE OF ALA. SHELBY CO.
I CERTIFY THIS
INSTRUMENT WAS FILED
1970 SEP - 2 AM 10:07
U.C.C. FILE NUMBER OR
REC. BK. & PAGE AS SHOWN ABOVE
Conrad J. B. Sr.
JUDGE OF PROBATE