

This instrument amends in part those certain restrictions recorded in Miscellaneous Book 1, Page 72, in the Office of the Judge of Probate, Shelby County, Alabama.

STATE OF ALABAMA)
COUNTY OF SHELBY)

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Shelby Cnty Judge of Probate, AL
02/22/1978 12:00:00 AM FILED/CERT

AMENDMENT TO RESTRICTIONS APPLICABLE TO
INDIAN VALLEY, 3RD SECTOR, ACCORDING TO
MAPS AND PLATS IN MAP BOOK 5, PAGE 97,
IN THE OFFICE OF THE JUDGE OF PROBATE
SHELBY COUNTY, ALABAMA.

KNOW ALL MEN BY THESE PRESENTS:

That The Five T's, Inc., an Alabama Corporation, being the owner of INDIAN VALLEY, 3rd Sector, as recorded in Map Book 5, Page 97 and a re-survey, as recorded in Map Book 5, Page 129, in the Office of the Judge of Probate, Shelby County, Alabama, desires to further amend those certain restrictive covenants touching and concerning said subdivision, which restrictions are recorded in Miscellaneous Book 1, Page 72, as follows:

1. The following amendment is applicable only to that certain real property described as :

Lot 19-A, According to a resurvey to Indian Valley, 3rd Sector, as recorded in Map Book 5, Page 129, in the Office of the Judge of Probate, Shelby County, Alabama, AND

Lot 12, According to a survey to Indian Valley, 3rd Sector, as recorded in Map Book 5, Page 97, in the Office of the Judge of Probate, Shelby County, Alabama,

and this amendment does not apply to any other lot or tract, or parcel of real property situated in said subdivision hereinabove described.

2. Respecting the lots described in Paragraph I hereinabove, and only those lots , the language in Paragraph I, is changed to read as follows:

"I". Each lot conveyed by The Five T's, Inc., is subject to the reservations as to the right to mine all minerals under such lands, expressly included but not limited to coal, oil, gas and dolomite, which said minerals are retained by The Five T's, Inc. However, no such mining, surface or subsurface, shall take place upon or under the real property subject to this provision so long as a residence, single family or multi-family, is situated thereon, or under construction thereon.

3. In all other respects, the restrictions of record touching and concerning Indian Valley, 3rd Sector, recorded as aforesaid, are hereby ratified and confirmed.

IN WITNESS WHEREOF, THE FIVE T's, INC., an Alabama Corporation, has caused these presents to be executed in its name and on its behalf by RALPH S. TULLY, Its President, who is duly authorized to so act for said corporation, on this the 7 day of February, 1978.

STATE OF ALA. SHELBY CO.
I CERTIFY THIS
INSTRUMENT WAS FILED

THE FIVE T'S, INC.

BY: Ralph S. Tully
Its President

STATE OF ALABAMA
COUNTY OF SHELBY

1978 FEB 22 AM 8:57

CORPORATE ACKNOWLEDGEMENT

JUDGE OF PROBATE

I, the undersigned authority, a Notary Public in and for said County in said State, hereby certify that Ralph S. Tully, whose name as President of The Five T's, INC., a corporation, 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 the foregoing instrument, he, as such officer with full authority, executed the same voluntarily for and as the act of said corporation.

This the 7 day of February, 1978.

Christine S. Hollingsworth
NOTARY PUBLIC