

STATE OF ALABAMA
SHELBY COUNTY



19780613000074020 1/2 \$.00
Shelby Cnty Judge of Probate, AL
06/13/1978 12:00:00 AM FILED/CERT

WHEREAS, Sunrise Cove, a subdivision located in Shelby County, Alabama, has certain restrictions and covenants recorded which pertain to the use of said property within the subdivision;

WHEREAS, said Restrictions are recorded in Deed Book 253 page 759 in the Probate Office of Shelby County, Alabama;

WHEREAS, Lot No. 4 was reserved by the owner, O'Neal C. Crumpton and Beatrice B. Crumpton for the purpose of using the same for roadway, passageway and erecting a launching ramp thereon for the use of off-shore property owners, or for residential purposes as the other lots at the election of the owners or their successors in title;

WHEREAS, the said O'Neal C. Crumpton and Beatrice B. Crumpton elected to use said Lot No. 4 for residential purposes as the other lots, and have heretofore sold said Lot 4 with the understanding it would be used for residential purposes only as the other lots in said subdivision.

WHEREAS, PARAGRAPH 8 contains the following provision:

"No lot may be subdivided or reduced in size by voluntary alienation, judicial sale or other proceedings, except at the discretion of and with the written approval of the undersigned owners, or Emmett Cloud Realty Company, its successors or assigns."

The present owners James E. Mooney and Betty Jane Mooney have requested that Lot 4 according to Sunrise Cove be specially considered so that they can convey to the owner of Lot 5 of said subdivision a triangular parcel of land off Lot 4 and the remainder of said lot to be conveyed by the owner of Lot 5 to any purchaser. They desire to convey said triangular parcel to Robert D. Moore and Johnsie Moore, which said parcel is more particularly described as follows:

Begin at the northwesterly corner of Lot 4 of Sunrise Cove as shown by plat recorded in Map Book 5 page 31 in the Probate Office of Shelby County, Alabama, and run thence in a northeasterly direction along the northerly line of said Lot 4 to the northeasterly corner thereof; thence run southerly along the easterly line of said Lot 4 a distance of 71 feet; thence run southwesterly to the point of beginning; being situated in Shelby County, Alabama.

Now, therefore, in consideration of \$1.00, the undersigned do hereby give their consent for said Lot 4 to be used as a residential lot and further consent for said Lot 4 to be sold in two parcels as hereinabove set out, all in compliance with the restrictive covenants of said subdivision.

Executed this the 11th day of October, 1977.

Frances K. Lokey
Frances K. Lokey
O'Neal C. Crumpton
O'Neal C. Crumpton
Beatrice B. Crumpton
Beatrice B. Crumpton



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EMMETT CLOUD REALTY COMPANY

BY

As its

State of Alabama
Shelby County

Sworn to and subscribed to by O'Neal C. Crumpton and Beatrice B. Crumpton before me on this the 11th day of October, 1977.

Robert D. Moore
Notary Public

My Commission Expires November 10, 1980

State of Alabama
Jefferson County

Sworn to and subscribed to by Emmett Cloud as President of Emmett Cloud Realty Company, having full authority before me on this the _____ day of October, 1977.

Notary Public

STATE OF ALABAMA
Shelby County

Sworn to and subscribed to by Frances K. Lokey before me on this the 8th day of June, 1978.

Robert D. Moore
Notary Public

STATE OF ALABAMA
My Commission Expires November 10, 1980

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Rec. 3.50
Index 1.00
4.50