

672
WAIVER

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Shelby Cnty Judge of Probate, AL
06/19/1981 00:00:00 FILED/CERTIFIED

WHEREAS, in connection with the development of Bermuda Hills, First Sector, according to map recorded in the Office of the Judge of Probate of Shelby County, Alabama, Map Book 6, Page 1, the developer filed certain restrictions in Book 6, Page 579, said Probate Office (the "Restrictions"), which named V. S. Gravlee, L. C. Wyatt and Freda K. Gravlee to a committee (the "Committee") to approve plans and specifications and the location of all improvements to be erected in said subdivision;

WHEREAS, the owner of said lot has applied to the Committee for approval of the residence and the location thereof, after the same has been fully completed, and in connection therewith has submitted a survey prepared on June 9, 1981, by Allen Whitley, Engineer, which reflects the location of the residence at the southeasterly corner to be in compliance with the thirty-five foot setback line required in the Restrictions but the southwesterly portion of said improvements to be clearly in violation of and encroaching upon the thirty-five foot building setback; and

WHEREAS, the Committee has determined that it would be economically impracticable to require the removal and relocation of said residence and any such removal would serve no useful purpose.


NOW, THEREFORE, the undersigned Committee, acting by and through a majority of the members of the Committee, hereby waives as to the Committee only (and not for the owners of Lots in Bermuda Hills, First Sector, any violation of the Restrictions arising from the placement of the residence upon the said lot and the encroachment of the residence on the building setback line. The waiver evidenced hereby and the exercise of such authority is given by the Committee for itself only, at the request of the owner of Lot 23, and without incurring any liability to said owner, his successors, heirs, executors and assigns,


Index under Drexel V. Dunlaps
Marie Y. Dunlaps

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and such Waiver shall not affect the rights of any other owner of a lot within Bermuda Hills, First Sector, pursuant to the terms and provisions of the Restrictions.

Dated this 19 day of June, 1981.


V. S. GRAVLEE,
Member of Committee

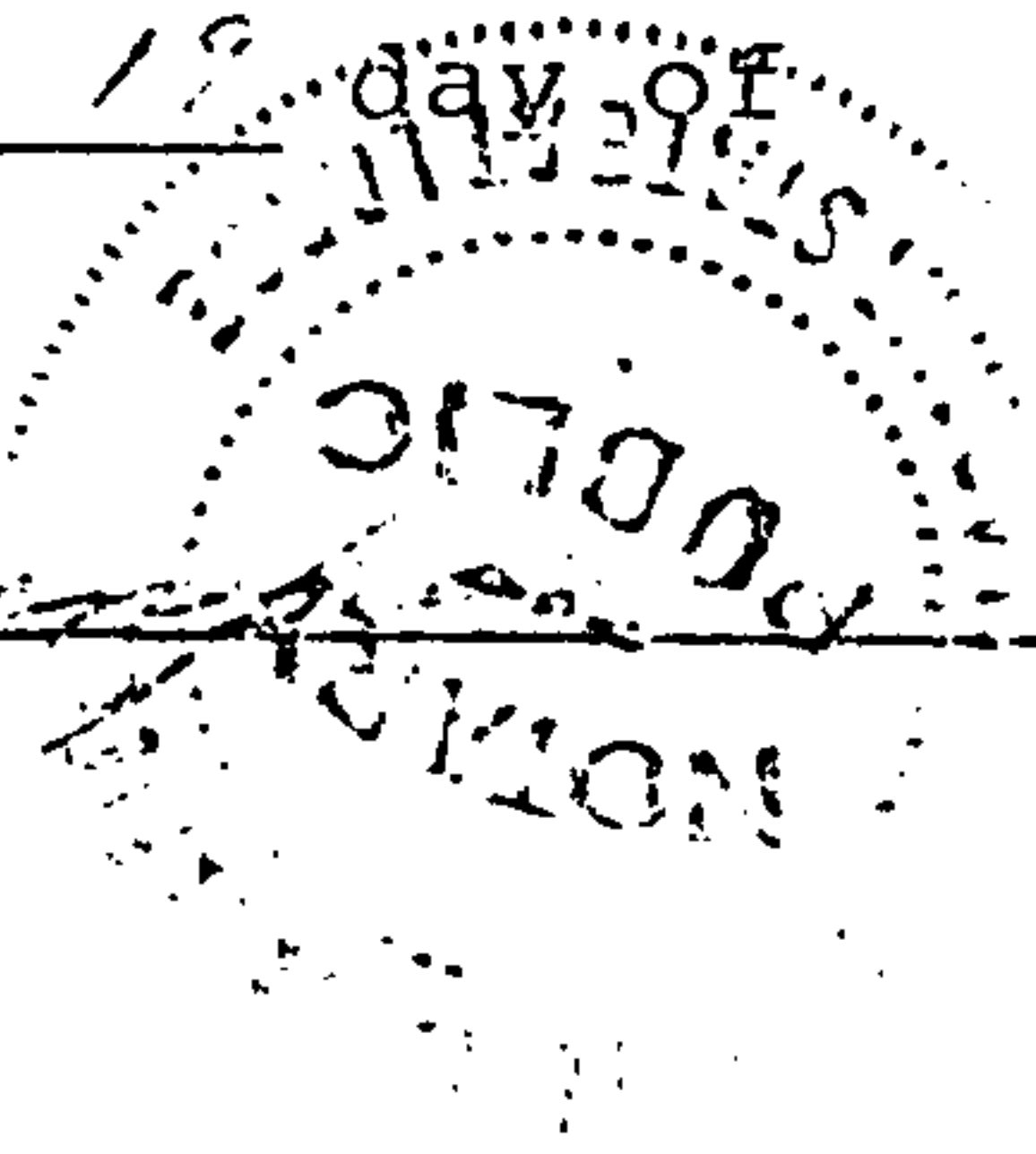

L. C. WYATT,
Member of Committee

STATE OF ALABAMA)
JEFFERSON COUNTY)

I, the undersigned, a Notary Public, in and for said County in said State, hereby certify that V. S. Gravlee and L. C. Wyatt, whose names as Members of the Committee of Bermuda Hills, First Sector, as established in Restrictions filed in Book 6, Page 579, office of the Judge of Probate of Shelby County, Alabama, are signed to the foregoing conveyance and who are known to me, acknowledged before me on this day that, being informed of the contents of the conveyance, they, in their capacity as such Members, executed the same voluntarily on the day the same bears date.

Given under my hand and official seal, this the 19 day of June, 1981.


Notary Public



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REC JUN 19 PM 3:00
Dec 3.00
Ind 1.00
4.00