

4181
FIRST AMENDMENT TO THE
DECLARATION OF PROTECTIVE COVENANTS
FOR HICKORY RIDGE SUBDIVISION
AS RECORDED IN MAP BOOK 11, PAGE 79

STATE OF ALABAMA)
)
SHELBY COUNTY)

KNOW ALL MEN BY THESE PRESENTS, that:

A. The undersigned, Moore Development, Inc. ("Developer"), has previously filed of record in Book 153, beginning at Page 992, Office of Judge of Probate, Shelby County, Alabama, a Declaration of Protective Covenants restricting the Lots in the Hickory Ridge Subdivision as recorded in Map Book 11, Page 59, as amended by amended map recorded in Map Book 11, Page 79, Office aforesaid (the "Declaration").

B. In Paragraph 8 of the Declaration, the Developer reserved the right to change, amend, delete, alter and add to the regulations and restrictions contained in the Declaration.

C. The Developer desires to hereby amend the Declaration as hereinafter set forth for the purpose of amending Paragraph 3 relating to The Architectural Control Committee and Plan Approval.

NOW, THEREFORE, the undersigned does hereby adopt the following First Amendment to the Declaration:

FIRST. Paragraph 3.A of the Declaration is hereby deleted in its entirety and the new following paragraph is hereby adopted:

"3.A. The Architectural Control Committee (the "Committee") shall be composed of two or more individuals designated from time to time by the Developer, provided that after 75 of the lots are sold, owners of the majority of all of the lots in the Subdivision (62 of 123), acting by petition in writing, shall have the right (but not the obligation) to designate one of three members of the Committee and the Developer shall designate two members of the Committee. Thereafter, the Committee shall take action upon the written consent of any two of the three members, provided that, if available, any member designated by the owners of the majority of the lots shall be afforded an opportunity to inspect and comment upon all plans presented to the Committee for action."

SECOND. As amended by the aforesaid new Paragraph 3.A, the remainder of the rules and regulations of the Declaration shall remain in full force and effect.

IN WITNESS WHEREOF, Moore Development, Inc. has caused to be adopted this First Amendment to the Declaration of Protective Covenants for the Hickory Ridge Subdivision this 19th day of October, 1989.

Moore Development, Inc.

By: 

Donald B. Moore, Its President

BOOK 262 PAGE 764

Richie & Rediker

STATE OF ALABAMA)
)
JEFFERSON COUNTY)

I, the undersigned authority, in and for the State of Alabama at Large, hereby certify that Donald B. Moore, whose name as President of Moore Development, Inc. 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 said instrument, he, as such officer and with fully authority executed this same voluntarily for and as the act of said corporation.

Given under my hand this the 19 day of October, 1989.

Thomas A. Ritchie
NOTARY PUBLIC

My commission expires: 2-2-92

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

89 OCT 23 PM 3:06

Thomas A. Snowden, Jr.
JUDGE OF PROBATE

1. Deed Tax -----	\$	-----
2. Min. Tax -----	\$	-----
3. F. -----	\$	<u>5.00</u>
4. -----	\$	<u>3.00</u>
5. -----	\$	-----
6. -----	\$	-----
7. -----	\$	<u>1.00</u>
Total -----	\$	<u>9.00</u>

This instrument was prepared by Thomas A. Ritchie, Esquire, whose address is 312 North 23rd Street, Birmingham, Alabama 35203.