

STATE OF ALABAMA )

COUNTY OF SHELBY )

1503  
AFFIDAVIT

The undersigned, Stephen R. Monk as Senior Vice President of Daniel Realty Investment Corporation - Oak Mountain, which is the sole general partner of DANIEL OAK MOUNTAIN LIMITED PARTNERSHIP, an Alabama limited partnership ("Developer"), and in his individual capacity, who, after first being duly sworn, deposes and says as follows:

1. The undersigned is Senior Vice President of Daniel Realty Investment Corporation - Oak Mountain, an Alabama corporation ("DRIC"), which is the sole general partner of Developer.

2. The undersigned, in his individual capacity, prepared the Greystone Residential Declaration of Covenants, Conditions and Restrictions dated November 6, 1990 (the "Declaration"), which has been recorded in Real 317, Page 260 in the Probate Office of Shelby County, Alabama.

3. The undersigned, as Senior Vice President of DRIC, which is the sole general partner of Developer, executed the Declaration on behalf of Developer.

4. The Declaration provides that the "Property", as described in Exhibit A to the Declaration, is subject to the covenants, conditions, restrictions, charges, liens and regulations of the Declaration.

5. Following the recordation of the Declaration, the undersigned has determined that the typeset (i.e., printed) version of the Declaration which was recorded in the Probate Office of Shelby County, Alabama inadvertently omitted a portion of the legal description of the "Property" set forth in Exhibit A to the Declaration.

6. The undersigned, in his capacity as Senior Vice President of DRIC, which is the sole general partner of Developer, and in his capacity as the individual who prepared the Declaration, does hereby certify that the proper legal description of the "Property" subject to the Declaration, which should be set forth in Exhibit A to the Declaration, should be as follows:

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*Daniel Corp.*  
AFFID/GENERAL/GRY

"Lots 1 through 48, inclusive, and Lots 103 through 126, inclusive, according to the Map and Survey of Greystone - 1st Sector, 1st Phase as recorded in Map Book 14, Page 91, in the Probate Office of Shelby County, Alabama."


7. The foregoing described property shall be deemed the "Property" subject to all of the terms and provisions of the Declaration and, to the extent of any inconsistencies, shall supersede the provisions of original Exhibit A to the Declaration.

IN WITNESS WHEREOF, the undersigned has caused this Affidavit to be executed as of the 20th day of November, 1990.

DANIEL OAK MOUNTAIN LIMITED  
PARTNERSHIP, an Alabama  
limited partnership

By: Daniel Realty Investment  
Corporation - Oak Mountain,  
an Alabama corporation,  
Its General Partner

  
By: Stephen R. Monk  
Senior Vice President

  
Stephen R. Monk, in his  
individual capacity

STATE OF ALABAMA )

COUNTY OF SHELBY )

I, the undersigned, a notary public in and for said County in said State, hereby certify that Stephen R. Monk whose name as Senior Vice President of DANIEL REALTY INVESTMENT CORPORATION - OAK MOUNTAIN, an Alabama corporation, which serves as general partner of Daniel Oak Mountain Limited Partnership, an Alabama limited partnership, 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 said instrument, he, as such officer with full authority, executed the same voluntarily for and as the act of said corporation in its capacity as general partner.

Given under my hand and official seal, this the 21st day of November, 1990.

Sheila D. Ellis

Notary Public

MY COMMISSION EXPIRES FEBRUARY 26, 1994

My commission expires: \_\_\_\_\_

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STATE OF ALABAMA )

COUNTY OF SHELBY )

I, the undersigned, a notary public in and for and said County in said State, hereby certify that Stephen R. Monk whose name 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 instrument, he executed the same voluntarily on the day the same bears date.

Given under my hand this 21st day of November, 1990.

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

90 NOV 21 AM 10:13

William C. Chambers, Jr.  
JUDGE OF PROBATE

Sheila D. Ellis

Notary Public

MY COMMISSION EXPIRES FEBRUARY 26, 1994

My commission expires: \_\_\_\_\_

1. Deed Tax	-----	\$	-----
2. Mtg. Tax	-----	\$	-----
3. Recording Fee	-----	\$	7.50
4. Indexing Fee	-----	\$	3.00
5. No Tax Fee	-----	\$	-----
6. Certified Fee	-----	\$	1.00
Total	-----	\$	11.50