

**FIRST AMENDMENT TO DECLARATION OF COVENANTS,  
CONDITIONS, AND RESTRICTIONS  
FOR SHAW VILLAS**

THIS FIRST AMENDMENT to Declaration made on the date hereinafter set out by William D. Murray and Kenneth W. Brast (hereinafter referred to as "Declarant" or "Developer").

**W I T N E S S E T H:**

WHEREAS, on or about July 10, 1990, Declarant executed a Declaration of Covenants, Conditions, and Restrictions for Shaw Villas (the "Declaration") which was recorded in Real Book 299, Page 688 in the Probate Office of Shelby County, Alabama, affecting the real estate described therein; and

WHEREAS, under Article XIII of the Declaration, Declarant reserved the right to include real estate to the Declaration which was described in the Declaration in Exhibit "B" thereto; and

WHEREAS, Declarant now desires to include the real estate described in Exhibit B of the Declaration to the Declaration, said real estate being more particularly depicted on that certain survey attached hereto marked as Exhibit "A" entitled "Shaw Villas Phase 2"; and

WHEREAS, Declarant has heretofore recorded the record plat known as Shaw Villas Phase 2, as shown in Map Book 14 at page 115 of said Probate Office, and desires that the Declarations be imposed on such lots.

NOW, THEREFORE, in consideration of the recitals stated above, the Declarant hereby amends the Declaration as follows:

1. That Lots 7 through 12 of the Shaw Villas Phase 2 be held, sold and conveyed subject to the easements, restrictions, covenants and conditions contained in the Declaration.

2. Article VI, Section 5, entitled "Uniform Rate of Assessment" shall be amended by deleting the reference to "1/6" and replacing it with "1/12". Any other references in the Declaration, or as amended, referring to the number of lots shall be changed from 6 to 12.

3. Declarant hereby declares that Lots 6 through 12 of Shaw Villas Phase 2 be sold, held or conveyed subject to the Bylaws of

the Shaw Villas which are recorded in Real Book 042 at Page 84 of said Probate Office and the Articles of Incorporation of said Association.

4. Each and every other covenant, condition and term of the Declaration is hereby ratified, approved and confirmed as if fully set out herein.

IN WITNESS WHEREOF, the undersigned, being the Declarant herein, has caused this instrument to be executed this 28th day of December, 1990.

William D. Murray  
William D. Murray

Kenneth W. Brast  
Kenneth W. Brast

STATE OF ALABAMA

JEFFERSON COUNTY

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that William D. Murray and Kenneth W. Brast whose names are signed to the foregoing conveyance, and who are known to me, acknowledged before me that, being informed of the contents of the conveyance, they executed the same voluntarily and as their act on the day the same bears date.

Given under my hand and seal of office this 28th day of December, 1990.

Rahm S. S. S.  
Notary Public

My commission expires:

10/17/94

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JOINDER OF MORTGAGEE

Central State Bank, herein called the Mortgagee, the holder of a mortgage on certain portions of the real estate described in Exhibit "A" hereto joins in submitting the Property to the First Amendment to the Declaration of Covenants, Conditions and Restrictions for Shaw Villas.

CENTRAL STATE BANK

By: Joe Ball  
Its Exec. V.P.

ATTEST:

BY: Barbara K. Baker  
Its Assistant Cashier

STATE OF ALABAMA

SHELBY COUNTY

I, the undersigned, a Notary Public, in and for said County, in said State, hereby certify that Joe Ball whose name as Exec. Vice President of Central State Bank, is signed to the foregoing First Amendment and who is known to me, acknowledged before me on this day, that being informed of the contents of said Amendment, he, as such officer, and with full authority, executed same voluntarily for and as the act of said corporation.

WITNESS, my hand and seal of office this 29 day of December, 1990.

Carol Gouney  
Notary Public

My commission expires:

My Commission Expires April 12, 1993

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

90 JAN -2 PM 4:13

Thomas A. Shanks, Jr.  
JUDGE OF PROBATE

1. Deed Tax	—	\$	—
2. Mort. Tax	—	\$	—
3. L. & C. Fee	—	\$	7.50
4. Recording Fee	—	\$	3.20
5. No Tax Fee	—	\$	—
6. Certified Fee	—	\$	1.00
Total	—	\$	11.50

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