

2467

**SECOND AMENDMENT TO GREYSTONE  
RESIDENTIAL DECLARATION OF COVENANTS,  
CONDITIONS AND RESTRICTIONS**

THIS SECOND AMENDMENT TO GREYSTONE RESIDENTIAL DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS is made and entered into as of the 20th day of December, 1991 by DANIEL OAK MOUNTAIN LIMITED PARTNERSHIP, an Alabama limited partnership (the "Developer").

**R E C I T A L S:**

Developer has heretofore executed the Greystone Residential Declaration of Covenants, Conditions and Restrictions dated November 6, 1990 which has been recorded in Real 317, Page 260 in the Probate Office of Shelby County, Alabama, which has been amended by a First Amendment thereto dated June 6, 1991 and recorded in Real Book 346, Page 942 in said Probate Office (collectively, the "Declaration"). Capitalized terms not otherwise expressly defined herein shall have the same meanings given to them in the Declaration.

Developer desires to submit Additional Property to the terms and provisions of the Declaration, as provided in Section 2.02 of the Declaration.

NOW, THEREFORE, in consideration of the premises, Developer does hereby amend the Declaration as follows:

1. **Additional Property.** Pursuant to the terms and provisions of Section 2.02 of the Declaration, Developer does hereby declare that the real property described in Exhibit A-2 attached hereto and incorporated herein by reference (the "Additional Property") shall be held, developed, improved, transferred, sold, conveyed, leased, occupied and used subject to all of the easements, covenants, conditions, restrictions, charges and regulations set forth in the Declaration, which shall be binding upon and inure to the benefit of all parties acquiring or having any right, title or interest in any portion of the Additional Property and their respective heirs, executors, administrators, personal representatives, successors and assigns. The Additional Property described in Exhibit A-2 attached hereto, the original Property described in the Declaration and all Additional Property heretofore submitted by Developer to the terms and provisions of the Declaration shall, for the purposes of the Declaration, collectively be referred to as the Property and all references in the Declaration to the Property shall mean the original Property as described in the Declaration, all Additional Property heretofore submitted to the terms and provisions of the Declaration as well as the Additional Property described herein.

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2. Full Force and Effect. Except as specifically modified and amended herein, all of the terms and conditions of the Declaration, as previously amended, shall remain in full force and effect.

IN WITNESS WHEREOF, Developer has caused this Second Amendment to Greystone Residential Declaration of Covenants, Conditions and Restrictions to be executed as of the day and year first above written.

DEVELOPER:

DANIEL OAK MOUNTAIN LIMITED  
PARTNERSHIP, an Alabama  
limited partnership

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

By: 

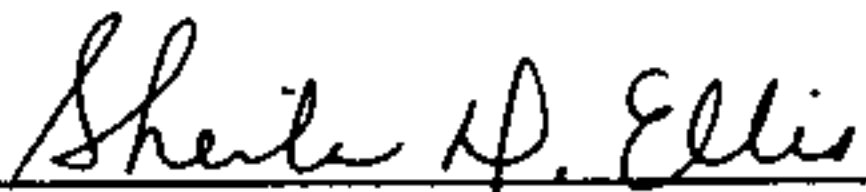
Its: Senior Vice President

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, 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 and with full authority, executed the same voluntarily for and as the act of said corporation, in its capacity as General Partner as aforesaid.

Given under my hand and official seal, this the 20th day of December, 1991.

  
Notary Public

My Commission Expires: 2/26/99

This instrument prepared by  
and upon recording should be  
returned to:

Stephen R. Monk, Esq.  
Daniel Corporation  
1200 Corporate Drive  
Meadow Brook Corporate Park  
Birmingham, AL 35242

Exhibit A-2

A parcel of land situated in Section 33, Township 18 South, Range 1 West, Shelby County, Alabama, being more particularly described as follows:

Commence at the southwest corner of said Section 33 and thence run north along the west line of said Section 33 for a distance of 1,330.19 feet to a point on the southwest line of Lot 1, Greystone First Sector Phase I as recorded in Map Book 14, Page 91, in the office of the Judge of Probate, Shelby County, Alabama; thence turn an angle to the right of 128° 08' 40" and run in a southeasterly direction along the southwest line of said Lot 1 for a distance of 130.85 feet to a point; thence turn an angle to the left of 84° 59' 36" and run in a northeasterly direction along the southeast line of Lots 1, 2 and 3 in said Greystone First Sector Phase I for a distance of 454.48 feet to a point; thence turn an angle to the right of 8° 40' 37" and run in a northeasterly direction along the southeast line of Lots 4, 5 & 6 in said Greystone First Sector Phase I for a distance of 431.76 feet to a point; thence turn an angle to the right of 30° 30' 25" and run in a northeasterly direction for a distance of 60.00 feet to the southeast corner of Lot 7 in said Greystone First Sector Phase I; thence turn an angle to the left of 37° 45' 47" and run in a northeasterly direction along the southeast line of Lots 7, 8 & 9 in said Greystone First Sector Phase I for a distance of 569.16 feet to a point; thence turn an angle to the left of 23° 16' 58" and run in a northeasterly direction along the southeast line of Lots 10, 11 & 12 of said Greystone First Sector Phase I for a distance of 515.40 feet to a point; thence turn an angle to the right of 37° 46' 39" and run in a northeasterly direction for a distance of 359.70 feet to the point of beginning; thence turn an angle to the right of 81° 55' 50" and run in a southeasterly direction for a distance of 415.28 feet to a point; thence turn an angle to left of 23° 37' 14" and run in a southeasterly direction for a distance of 151.28 feet to a point; thence turn an angle to the left of 69° 48' 35" and run in a northeasterly direction for a distance of 177.12 feet to a point on the 810 contour; thence turn an angle to the right of 52° 27' 51" and run in a southeasterly direction along the 810 contour for a distance of 132.83 feet to a point; thence turn an angle to the left of 40° 09' 36" and run in a northeasterly direction along the 810 contour for a distance of 37.65 feet to a point; thence turn an angle to the left of 25° 38' 46" and run in a northeasterly direction along the 810 contour for a distance of 87.79 feet to a point; thence turn an angle to the right of 1° 38' 16" and run in a northeasterly direction along the 810 contour for a distance of 111.20 feet to a point; thence turn an angle to the right of 131° 05' 18" and run in a southeasterly direction along the 810 contour for a distance of 107.63 feet to a point; thence turn an angle to the left of 27° 54' 00" and run in a southeasterly direction along the 810 contour for a distance

of 58.43 feet to a point; thence turn an angle to the left of  $9^{\circ} 47' 22''$  and run in a southeasterly direction along the 810 contour for a distance of 81.49 feet to a point; thence turn an angle to the right of  $119^{\circ} 59' 17''$  and run in a southwesterly direction along the 810 contour for a distance of 37.39 feet to a point; thence turn an angle to the left of  $7^{\circ} 42' 58''$  and run in a southwesterly direction along the 810 contour for a distance of 77.35 feet to a point; thence turn an angle to the left of  $47^{\circ} 44' 30''$  and run in a southwesterly direction along the 810 contour for a distance of 62.22 feet to a point; thence turn an angle to the right of  $41^{\circ} 22' 20''$  and run in a southwesterly direction along the 810 contour for a distance of 39.44 feet to a point; thence turn an angle to the left of  $31^{\circ} 58' 01''$  and run in a southwesterly direction along the 810 contour for a distance of 57.68 feet to a point; thence turn an angle to the left of  $56^{\circ} 13' 06''$  and run in a southeasterly direction along the 810 contour for a distance of 38.37 feet to a point; thence turn an angle to the left of  $24^{\circ} 57' 18''$  and run in a southeasterly direction along the 810 contour for a distance of 35.37 feet to a point; thence turn an angle to the left of  $22^{\circ} 49' 41''$  and run in a southeasterly direction along the 810 contour for a distance of 39.58 feet to a point; thence turn an angle to the right of  $91^{\circ} 39' 43''$  and run in a southwesterly direction along the 810 contour for a distance of 24.04 feet to a point; thence turn an angle to the left of  $49^{\circ} 44' 04''$  and run in a southeasterly direction along the 810 contour for a distance of 66.40 feet to a point; thence turn an angle to the left of  $39^{\circ} 53' 07''$  and run in a southeasterly direction along the 810 contour for a distance of 57.75 feet to a point; thence turn an angle to the left of  $28^{\circ} 30' 13''$  and run in a northeasterly direction along the 810 contour for a distance of 44.51 feet to a point; thence turn an angle to the right of  $121^{\circ} 52' 51''$  and run in a southwesterly direction along the 810 contour for a distance of 70.26 feet to a point; thence turn an angle to the left of  $24^{\circ} 02' 19''$  and run in a southeasterly direction along the 810 contour for a distance of 55.89 feet to a point; thence turn an angle to the left of  $34^{\circ} 26' 55''$  and run in a southeasterly direction along the 810 contour for a distance of 57.56 feet to a point; thence turn an angle to the left of  $24^{\circ} 46' 36''$  and run in a southeasterly direction along the 810 contour for a distance of 98.49 feet to a point; thence turn an angle to the right of  $60^{\circ} 37' 34''$  and run in a southeasterly direction along the 810 contour for a distance of 68.85 feet to a point; thence turn an angle to the right of  $58^{\circ} 59' 02''$  and run in a southwesterly direction along the 810 contour for a distance of 100.12 feet to a point; thence turn an angle to the left of  $47^{\circ} 40' 52''$  leaving said 810 contour and run in a southwesterly direction for a distance of 32.32 feet to a point on the northwest right of way of Hugh Daniel Drive; thence turn an angle to the left of  $121^{\circ} 22' 03''$  and run in a northeasterly direction along said northwest right of way for a distance of 419.16 feet to a point on a curve to the right having a central angle of  $1^{\circ} 17' 44''$  and a radius of 2,619.92 feet; thence run in a northeasterly direction along the arc of said curve and also along said northwest right of way for a distance

of 59.24 feet to a point; thence turn an angle to the left of  $115^{\circ} 35' 15''$  from the chord of last stated curve and run in a northwesterly direction for a distance of 338.61 feet to a point; thence turn an angle to the right of  $65^{\circ} 00' 00''$  and run in a northeasterly direction for a distance of 220.00 feet to a point on the southerly right of way of a proposed road; thence continue along last stated course for a distance of 60.00 feet to the northerly right of way of said proposed road, said point being on a curve which is concave to the north having a central angle of  $34^{\circ} 43' 52''$  and a radius of 370.00 feet; thence turn an angle to the right of  $72^{\circ} 38' 04''$  to the chord of said curve and run in a northeasterly direction along the arc of said curve for a distance of 224.28 feet to a point; thence run tangent to last stated curve in a northeasterly direction for a distance of 247.25 feet to a point on a curve to the left having a central angle of  $48^{\circ} 49' 21''$  and a radius of 220.00 feet; thence run in a northeasterly direction along the arc of said curve for a distance of 187.47 feet to a point; thence turn an angle to the left of  $114^{\circ} 24' 41''$  from the chord of last stated curve and run in a northwesterly direction for a distance of 33.12 feet to a point on the 765 contour; thence turn an angle to the right of  $0^{\circ} 12' 33''$  and run in a northwesterly direction along said 765 contour for a distance of 73.98 feet to a point; thence turn an angle to the left of  $66^{\circ} 53' 38''$  and run in a southwesterly direction along said 765 contour for a distance of 62.45 feet to a point; thence turn an angle to the right of  $131^{\circ} 47' 16''$  and run in a northwesterly direction along said 765 contour for a distance of 52.28 feet to a point; thence turn an angle to the left of  $20^{\circ} 33' 00''$  and run in a northwesterly direction along said 765 contour for a distance of 96.07 feet to a point; thence turn an angle to the left of  $32^{\circ} 52' 36''$  and run in a northwesterly direction along said 765 contour for a distance of 114.40 feet to a point; thence turn an angle to the left of  $25^{\circ} 14' 07''$  and run in a northwesterly direction along said 765 contour for a distance of 90.28 feet to a point; thence turn an angle to the right of  $49^{\circ} 27' 07''$  and run in a northwesterly direction along said 765 contour for a distance of 68.76 feet to a point; thence turn an angle to the left of  $25^{\circ} 31' 39''$  and run in a northwesterly direction along said 765 contour for a distance of 94.29 feet to a point; thence turn an angle to the right of  $10^{\circ} 48' 59''$  and run in a northwesterly direction along said 765 contour for a distance of 126.55 feet to a point; thence turn an angle to the left of  $31^{\circ} 19' 50''$  and run in a northwesterly direction along said 765 contour for a distance of 112.85 feet to a point; thence turn an angle to the left of  $57^{\circ} 06' 07''$  and run in a southwesterly direction along said 765 contour for a distance of 48.99 feet to a point; thence turn an angle to the left of  $28^{\circ} 42' 19''$  and run in a southwesterly direction along said 765 contour for a distance of 74.05 feet to a point; thence turn an angle to the left of  $29^{\circ} 14' 54''$  and run in a southeasterly direction along said 765 contour for a distance of 103.31 feet to a point; thence turn an angle to the left of  $24^{\circ} 33' 40''$  and run in a southeasterly direction along said 765 contour for a distance of 60.44 feet to a point; thence



turn an angle to the right of  $45^{\circ} 40' 44''$  and run in a southwesterly direction along said 765 contour for a distance of 43.27 feet to a point; thence turn an angle to the left of  $12^{\circ} 56' 52''$  and run in a southeasterly direction along said 765 contour for a distance of 68.68 feet to a point; thence turn an angle to the left of  $9^{\circ} 14' 15''$  and run in a southeasterly direction along said 765 contour for a distance of 92.95 feet to a point; thence turn an angle to the left of  $15^{\circ} 40' 31''$  and run in a southeasterly direction along said 765 contour for a distance of 83.76 feet to a point; thence turn an angle to the right of  $149^{\circ} 42' 42''$  and run in a northwesterly direction along said 765 contour for a distance of 82.05 feet to a point; thence turn an angle to the right of  $13^{\circ} 45' 48''$  and run in a northwesterly direction along said 765 contour for a distance of 87.51 feet to a point; thence turn an angle to the right of  $45^{\circ} 29' 23''$  and run in a northwesterly direction along said 765 contour for a distance of 37.25 feet to a point; thence turn an angle to the left of  $8^{\circ} 17' 28''$  and run in a northwesterly direction along said 765 contour for a distance of 65.06 feet to a point; thence turn an angle to the left of  $13^{\circ} 05' 57''$  and run in a northwesterly direction along said 765 contour for a distance of 78.15 feet to a point; thence turn an angle to the right of  $0^{\circ} 38' 47''$  and run in a northwesterly direction along said 765 contour for a distance of 99.74 feet to a point; thence turn an angle to the right of  $7^{\circ} 03' 45''$  and run in a northwesterly direction along said 765 contour for a distance of 94.11 feet to a point; thence turn an angle to the right of  $23^{\circ} 49' 36''$  and run in a northeasterly direction along said 765 contour for a distance of 90.90 feet to a point; thence turn an angle to the left of  $2^{\circ} 10' 55''$  and run in a northeasterly direction along said 765 contour for a distance of 72.76 feet to a point; thence turn an angle to the left of  $34^{\circ} 37' 44''$  and run in a northwesterly direction along said 765 contour for a distance of 114.49 feet to a point; thence turn an angle to the right of  $21^{\circ} 52' 31''$  and run in a northwesterly direction along said 765 contour for a distance of 94.93 feet to a point; thence turn an angle to left of  $6^{\circ} 36' 07''$  and run in a northwesterly direction along said 765 contour for a distance of 119.90 feet to a point; thence turn an angle to the left of  $66^{\circ} 48' 45''$  leaving said 765 contour and run in a northwesterly direction for a distance of 597.07 feet to a point; thence turn an angle to the right of  $8^{\circ} 14' 24''$  and run in a northwesterly direction for a distance of 190.00 feet to a point on the southeast right of way of a proposed road; thence continue along last stated course for a distance of 60.00 feet to the northwest right of way of said road; thence continue along last stated course for a distance of 189.96 feet to a point; thence turn an angle to the left of  $90^{\circ} 09' 13''$  and run in a southwesterly direction for a distance of 443.92 feet to a point; thence turn an angle to the right of  $42^{\circ} 24' 13''$  and run in a southwesterly direction for a distance of 115.98 feet to the northeast corner of Lot 25 in said Greystone First Sector Phase I; thence turn an angle to the left of  $105^{\circ} 59' 12''$  and run in a southeasterly direction along the northeast line of said Lot 25 for a distance of 187.77 feet to a point;

thence turn an angle to the right of 16° 29' 05" and run in a southeasterly direction for a distance of 60.00 feet to a point on a curve to the left having a central angle of 10° 48' 35" and a radius of 430.27 feet; thence turn an angle to the left of 95° 24' 17" to the chord of said curve and run in a northeasterly direction along the arc of said curve for a distance of 81.18 feet to a point on a reverse curve to the right having a central angle of 83° 03' 41" and a radius of 25.00 feet; thence run in a northeasterly to southeasterly direction along the arc of said curve for a distance of 36.24 feet to a point; thence run tangent to last stated curve for a distance of 53.00 feet to a point on a curve to the left having a central angle of 22° 30' 00" and a radius of 405.00 feet; thence run in a southeasterly direction along the arc of said curve for a distance of 159.04 feet to a point; thence turn an angle to the right of 78° 45' 00" from the chord of said curve and run in a southwesterly direction for a distance of 209.27 feet to the point of beginning. Said parcel containing 38.76 acres, more or less.

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1. Deed Tax	\$	
2. Mig. Tax	\$	
3. Recording Fee	\$	17.50
4. Indexing Fee	\$	3.00
5. No Tax Fee	\$	
6. Certified Fee	\$	1.00
Total	\$	21.50

Total	\$	
1. Deed Tax	\$	
2. Mig. Tax	\$	
3. Recording Fee	\$	
4. Indexing Fee	\$	
5. No Tax Fee	\$	
6. Certified Fee	\$	

NOTARIAL PUBLIC  
I CERTIFY THIS  
INSTRUMENT WAS FILED

91 DEC 20 PM 1:24

JUDGE OF PROBATE