

STATE OF ALABAMA )

SHELBY COUNTY )

**MODIFICATION OF REVISED DECLARATION  
OF RESTRICTIVE COVENANTS FOR  
BROOKSHIRE SECOND SECTOR**

KNOW ALL MEN BY THESE PRESENTS: That:

WHEREAS, on the 1st day of July, 1992, the Revised Declaration of Restrictive Covenants for Brookshire Second Sector was recorded in the Office of the Judge of Probate of Shelby County, Alabama at 9:37:13 a.m. in instrument number 1992-12759 (the "Covenants"); and

WHEREAS, the Covenants contained an error in Article II paragraph 3 and the parties hereto are desirous of correcting the same and subjecting their Property to such modification.

NOW, THEREFORE, in consideration of the premises, the parties hereto agree that the Covenants are revised as follows:

1. Article II paragraph 3 of the Covenants is hereby deleted and in its place the following shall be inserted:

"New Article II paragraph 3: Driveways. All driveways serving any Lot or serving Out Parcels A(ii) or A(iii) shall be asphalt."

2. In all other respects, the Covenants as originally written and recorded shall remain in full force and effect.

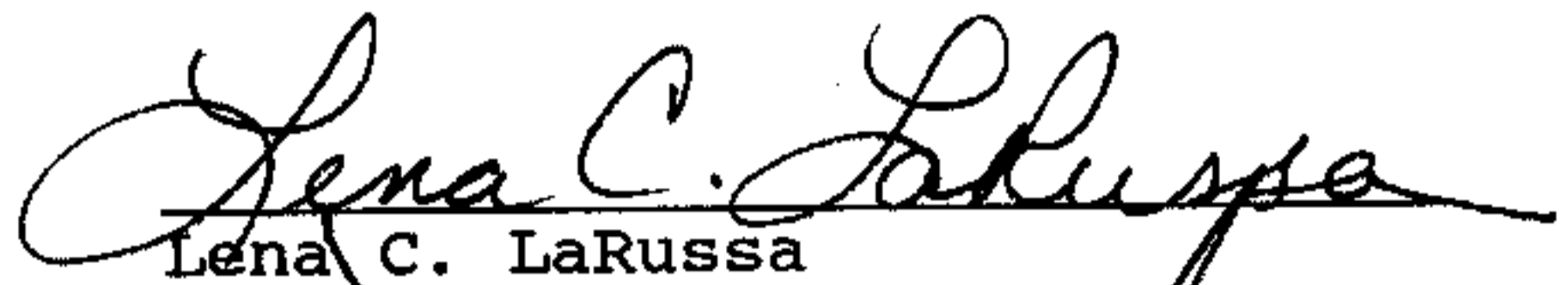
3. The parties hereto, by their execution of this modification, hereby agree that any property they own which is subject to the Covenants is hereby subject to the Covenants as originally written and as modified hereby.

IN WITNESS WHEREOF, the parties have hereunto set their hands and seals this 3 day of July, 1992.

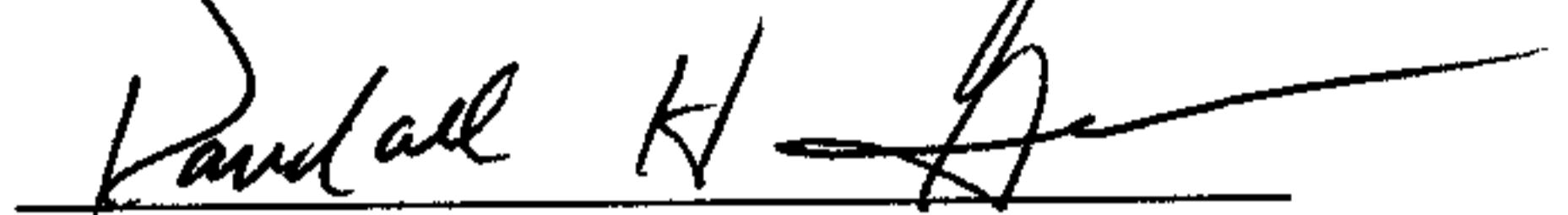
*James Buford*



Paul G. LaRussa



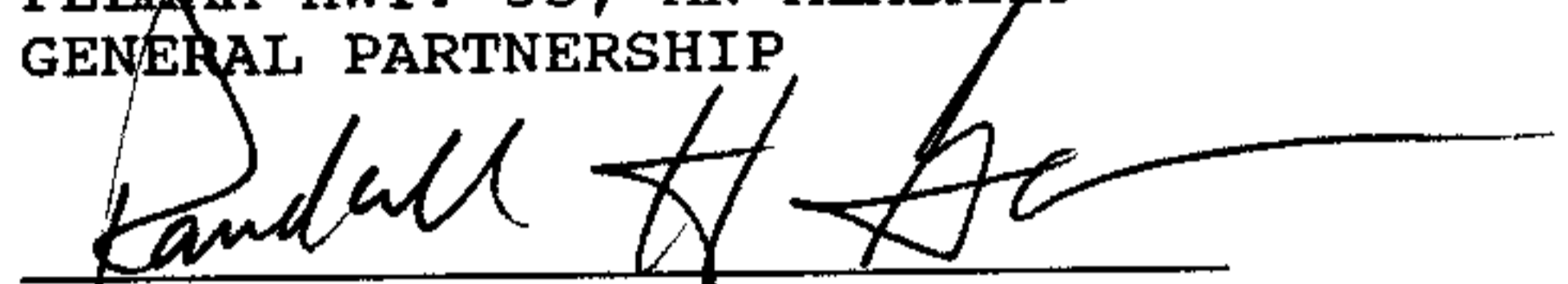
Lena C. LaRussa



Randall H. Goggans

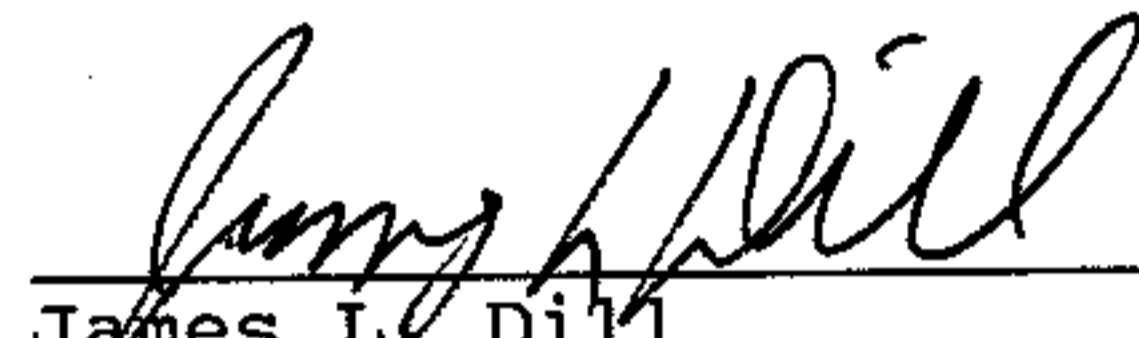
PELHAM HWY. 35, AN ALABAMA  
GENERAL PARTNERSHIP

By:



Randall H. Goggans

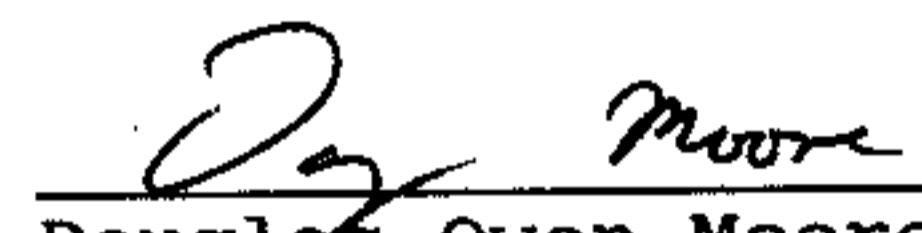
Its: General Partner



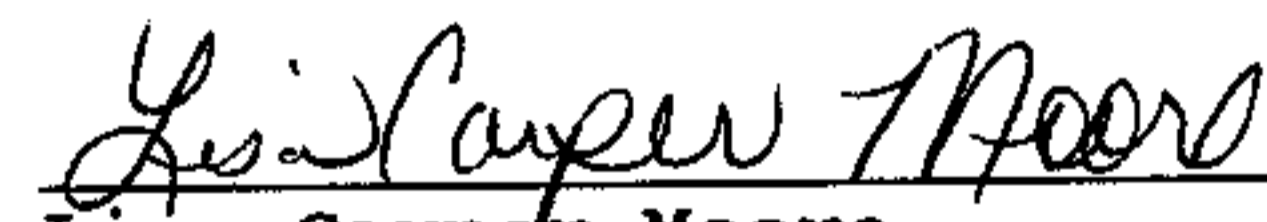
James L. Dill



Diane M. Dill



Douglas Owen Moore



Lisa Carper Moore

STATE OF ALABAMA )

COUNTY OF JEFFERSON )

I, the undersigned, a Notary Public in and for said County in said State, hereby certify that PAUL G. LaRUSSA and LENA C. LaRUSSA, whose names are signed to the foregoing instrument, and who are known to me, acknowledged before me on this date that, being informed of the contents of said instrument, they executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this the 3 day of

July, 1992.

Robbie B. Auerman  
Notary Public  
My Commission Expires: 10-94

STATE OF ALABAMA )

COUNTY OF JEFFERSON )

I, the undersigned, a Notary Public in and for said County in said State, hereby certify that RANDALL H. GOGGANS, whose name is signed to the foregoing instrument, and who is known to me, acknowledged before me on this date that, being informed of the contents of said instrument, he executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this the 3 day of

July, 1992.

Robbie B. Auerman  
Notary Public  
My Commission Expires: 10-94

STATE OF ALABAMA )

COUNTY OF JEFFERSON )

I, the undersigned, a Notary Public in and for said County in said State, hereby certify that JAMES L. DILL and DIANE M. DILL, whose names are signed to the foregoing instrument, and who are known to me, acknowledged before me on this date that, being informed of the contents of said instrument, they executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this the 3 day of July, 1992.

Dottie A. Senn  
Notary Public  
My Commission Expires: 8/94

STATE OF ALABAMA )

JEFFERSON COUNTY )

I, the undersigned, a Notary Public in and for said County in said State, hereby certify that RANDALL H. GOGGANS, whose name as General Partner of PELHAM HWY. 35, AN ALABAMA GENERAL PARTNERSHIP, is signed to the foregoing conveyance, and who is known to me, acknowledged before me on this day that, being informed of the contents of said conveyance, he, as such officer and with full authority, executed the same voluntarily for and as the act of said corporation on the day the same bears date.

Given under my hand and seal this 3 day of July, 1992.

Dottie A. Senn  
Notary Public  
My Commission Expires: 8/94

STATE OF ALABAMA )

COUNTY OF JEFFERSON )

I, the undersigned, a Notary Public in and for said County in said State, hereby certify that DOUGLAS OWEN MOORE and LISA CARPER MOORE, whose names are signed to the foregoing instrument, and who are known to me, acknowledged before me on this date that, being informed of the contents of said instrument, they executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this the 3 day of July, 1992.

Dottie A. Jensen  
Notary Public  
My Commission Expires: 8/94

Inst # 1992-13469

07/08/1992-13469  
01:57 PM CERTIFIED  
SHELBY COUNTY JUDGE OF PROBATE  
005 MCD 16.50