

**THIRD AMENDMENT TO GREYSTONE
OFFICE PARK DECLARATION OF
COVENANTS, CONDITIONS AND RESTRICTIONS**

THIS THIRD AMENDMENT TO GREYSTONE OFFICE PARK DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS is made and entered into as of the 17th day of May, 1996 by DANIEL OAK MOUNTAIN LIMITED PARTNERSHIP, an Alabama limited partnership ("Developer").

RECITALS:

Developer has heretofore executed the Greystone Office Park Declaration of Covenants, Conditions, and Restrictions dated September 18, 1992 which has been recorded as Instrument No. 1992-22117 in the Office of the Judge of Probate of Shelby County, Alabama, as amended by (i) First Amendment thereto dated as of July 28, 1993 and recorded as Instrument No. 1993-22437 in said Probate Office and (ii) Second Amendment thereto dated as of April 14, 1994 and recorded as Instrument No. 1994-12528 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 amend the Declaration in order to revise and restate Exhibit A-2 thereto in order to reflect the resubdivision of the Property.

NOW, THEREFORE, in consideration the premises, Developer hereby amends the Declaration as follows:

1. Exhibit A. Exhibit A-2 to the Declaration is deleted in its entirety and Exhibit A-3 attached hereto and incorporated herein by reference is substituted in lieu thereof. From and after the date hereof, all references in the Declaration to the Property shall mean and refer to the real property described in Exhibit A-3 attached hereto.

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

Inst # 1996-17949

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IN WITNESS WHEREOF, Developer has caused this Third Amendment 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: Sr. 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 Sr. 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 instruments, 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 17th day of May, 1996.

Shirley A. Ellis
Notary Public
My Commission Expires: 2/26/98

Exhibit A-3

Lot A, according to the Resurvey of Medical Center Addition to Greystone, as recorded in Map Book 18, Page 64 in the Office of the Judge of Probate of Shelby County, Alabama.

Lots 1 and 2 according to the Survey of Greystone Commercial, as recorded in Map Book 20, Page 57 in the Office of the Judge of Probate of Shelby County, Alabama.

Lots 3A, 4A and 5A according to a Resurvey of Lots 3, 4 and 5, Greystone Commercial, 2nd Phase and a Part of Lot 1, Greystone Commercial as recorded in Map Book 20, Page 139 in the Office of the Judge of Probate of Shelby County, Alabama.

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