

STATE OF ALABAMA     )  
SHELBY COUNTY         )

**SUPPLEMENTAL DECLARATION OF PROTECTIVE COVENANTS**  
**FOR OAK MEADOWS, PHASE II**

**WHEREAS** the undersigned **D.R. HORTON, INC.-BIRMINGHAM**, a Delaware corporation (successor in interest to **REGENCY DEVELOPMENT, INC.**)(hereinafter referred to as "Developer") has previously filed a Declaration of Protective Covenants for Oak Meadows, Phase I, a Subdivision Created Pursuant to the Plat known as Oak Meadows, First Sector, situated in the SW 1/4 of SW 1/4 of Section 12, Township 19 South, Range 2 West, Recorded in Map Book 20, Page 71 in the Probate Office of Shelby County, Alabama, such Declaration being recorded as Instrument No. 1995-29298 in said Probate Office (the "Original Declaration"); and

**WHEREAS**, the Developer is the owner of all of those certain lots located in Oak Meadows, a subdivision created pursuant to Oak Meadows, Second Sector, situated in the SW 1/4 of the SW 1/4 of Section 12, Township 19 South, Range 2 West, as recorded in Map Book 1997, Page 13327 in said Probate Office (all of said lots in said Sixth Sector, Phase I being collectively referred to herein as the "Subject Property"); and

**WHEREAS**, the Developer desires to submit the Subject Property to the Original Declaration in accordance with and pursuant to Section 2 of the Original Declaration which permits the Developer, as long as it is still the owner of any lots located in the First Sector, to submit additional property to the Original Declaration by filing a Supplemental Declaration in the Probate Office of Shelby County, Alabama.

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**NOW, THEREFORE,** the Developer does, upon the recording hereof, declare and make the Subject Property and any portion thereof subject to the covenants, conditions, restrictions, uses, limitations, and affirmative obligations of the Original Declaration, as amended hereby, all of which are declared to be in furtherance of a plan for the use and improvement of the Subject Property in a desirable and uniform manner suitable in architectural design and for the enforcement of such uniform standards and the maintenance and preservation of the common amenities within the property subject to the Original Declaration.

#### **ARTICLE I**

The Developer hereby reaffirms the terms and provisions of the Original Declaration in their entirety without any change whatsoever, except, that the legal description of the property subject to the Original Declaration, wherever the same shall appear, shall be amended to include the Subject Property in addition to the original property therein described.

#### **ARTICLE II**

Developer hereby declares that the provisions of the Original Declaration, as amended hereby, shall run with the land and be binding upon, and shall inure to the benefit of, the Subject Property and all parties having or acquiring any right, title, or interest in and to the Subject Property or any part thereof, and their successors in interest.

IN WITNESS WHEREOF, the said Developer has executed this instrument on the  
29th day of May, 1997.

**DEVELOPER:**

**D.R. HORTON, INC.-BIRMINGHAM,**  
a Delaware corporation

By: Dwight A. Sandlin  
Dwight A. Sandlin  
Its Vice President

**STATE OF ALABAMA     )**  
**JEFFERSON COUNTY    )**

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that Dwight A. Sandlin, whose name as Vice-President of D.R. Horton, Inc.-Birmingham, a Delaware corporation, 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, as such officer and with full authority, executed the same voluntarily for and as the act of said corporation.

Given under my hand and seal this the 29th day of May, 1997.

Dorinda L. Wilson  
NOTARY PUBLIC

My Commission Expires: Notary Public, State At Large, Alabama.  
~~My Commission Expires April 28, 2000~~

This Instrument Prepared by: Gail L. Mills, Esq., Burr & Forman LLP, 420 North 20th Street, Suite 3100, Birmingham, Alabama 35203 (205) 251-3000.

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