

STATE OF ALABAMA )

COUNTY OF SHELBY )

**FIRST AMENDMENT TO DECLARATION OF USE RESTRICTIONS**

THIS FIRST AMENDMENT TO DECLARATION OF USE RESTRICTIONS (this "Amendment") is made and entered into as of the 5<sup>th</sup> day of APRIL, 1999 by GREYSTONE DEVELOPMENT COMPANY, LLC, an Alabama limited liability company ("Developer"), STILLMEADOW FARM, LTD., an Alabama limited partnership ("StillMeadow"), and WALTER D. DICKSON, an unmarried man ("Dickson").

**RECITALS:**

Developer has heretofore executed a Declaration of Use Restrictions dated as of March 23, 1999 (the "Agreement") in favor of StillMeadow and Dickson which has been recorded as Instrument #1999-12252 in the Office of the Judge of Probate of Shelby County, Alabama (the "Probate Office"). *Capitalized terms not otherwise expressly defined herein shall have the same meanings given to them in the Agreement.*

Developer has heretofore executed the Greystone Legacy Declaration of Covenants, Conditions and Restrictions dated as of December 1, 1999 (the "Legacy Declaration"), which have been recorded as Instrument #1999-50995 in the Probate Office. The Legacy Declaration will encumber all of the Residential Areas.

The parties desire to amend Paragraph 2 of the Agreement in the manner hereinafter provided.

NOW, THEREFORE, in consideration of the premises and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the parties do hereby agree as follows:

1. **Encumbrance by Declaration.** The parties hereto acknowledge and agree that all references in the Agreement to the "Declaration" are hereby changed to and shall mean the "Legacy Declaration", as defined in this Amendment.

2. **Full Force and Effect.** Except as expressly modified and amended herein, all of the terms and provision of the Agreement shall remain in full force and effect.

04/18/2000-12771  
11:48 AM CERTIFIED  
SHELBY COUNTY JUDGE OF PROBATE  
003 HNS 14.50

IN WITNESS WHEREOF, the parties hereto have executed this Amendment as of the day  
and year first above written.

**GREYSTONE DEVELOPMENT COMPANY,  
LLC**, an Alabama limited liability company

By: DANIEL REALTY CORPORATION, an Alabama  
corporation, Its Manager

By:

Its:

M. Lewis Swaltney  
VICE - PRESIDENT

**STILLMEADOW FARM, LTD.**, an Alabama  
limited partnership

By:

Walter D. Dickson  
Walter D. Dickson, Its Sole General Partner

Walter D. Dickson  
Walter D. Dickson

STATE OF ALABAMA )

COUNTY OF )

Shelby

I, the undersigned, a notary public in and for said county, in said state, hereby certify that  
M. Lewis Swaltney, whose name as Vice President of Daniel Realty  
Corporation, an Alabama corporation, as Manager of Greystone Development Company, LLC, an Alabama  
limited liability company, is signed to the foregoing instrument, and who are 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 Manager of  
Greystone Development Company, LLC.

Given under my hand and official seal this 5th day of April, 2000  
1999.

Judith Ann Lawson  
Notary Public

My commission expires:

2/17/2002

[NOTARIAL SEAL]

STATE OF ALABAMA )

COUNTY OF Shelby )

I, the undersigned, a notary public in and for said county, in said state, hereby certify that ~~Walter D. Dickson~~, whose name as General Partner of StillMeadow Farm, Ltd., 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 General Partner and with full authority, executed the same voluntarily for and as the act of said partnership.

Given under my hand and official seal this 5th day of April, ~~1999~~ <sup>2000</sup>

Judith Ann Lawson  
Notary Public

My commission expires: 2/17/2002

[NOTARIAL SEAL]

STATE OF ALABAMA )

COUNTY OF Shelby )

I, the undersigned, a notary public in and for said county, in said state, hereby certify that Walter D. Dickson, whose name 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 executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this 5th day of April, ~~1999~~ <sup>2000</sup>

Judith Ann Lawson  
Notary Public

My commission expires: 2/17/2002

[NOTARIAL SEAL]

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

Stephen R. Monk, Esq.  
Bradley Arant Rose & White LLP  
2001 Park Place, Suite 1400  
Birmingham, Alabama 35203  
(205) 521-8429

Inst # 2000-12771

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