

This instrument prepared by:

Wendy L. Cornett
3100 SouthTrust Tower
420 North 20th Street
Birmingham, Alabama 35203

STATE OF ALABAMA)
COUNTY OF SHELBY)

Inst # 2000-14017
05/01/2000-14017
10:06 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE,
13.50
003 MWS

AMENDMENT TO
DECLARATION OF EASEMENTS, PROTECTIVE COVENANTS AND RESTRICTIONS
FOR
COLLETON LAKE

WHEREAS, this is an Amendment effective the 7th day of April, 2000, to the Declaration of Easements, Protective Covenants and Restrictions applicable to Colleton (the "Covenants"), said Covenants being filed for record on February 15, 1996, in the Office of the Judge of Probate, Shelby County, Alabama as Instrument Number 1996-04784; and in accordance with Section 2.2 of said Covenants and any other Sections contained in the Covenants referencing the amendment of the Covenants, a Super-Majority of the Members of the Association are authorized to amend the Covenants; and,

WHEREAS, as of the date of this Amendment a Super-Majority of the Members desire to amend the Covenants; and,

WHEREAS, all capitalized or defined terms herein shall have the same meanings given those same terms in the Covenants, unless otherwise defined herein.

W I T N E S S E T H :
NOW THEREFORE, KNOW ALL MEN BY THESE PRESENTS THAT:

in accordance with Section 2.2 of the Covenants and any other Sections contained in the Covenants referencing the amendment of the Covenants filed for record on February 15, 1996, in the Office of the Judge of Probate, Shelby County, Alabama as Instrument Number 1996-04784, which said Covenants are HEREBY AMENDED as follows:

1. Section 1.13 Immediate Family is hereby deleted in its entirety and the following is substituted therein:

1.13 **Immediate Family.** The term "Immediate Family" shall include the parents and lineal descendants of the applicable person and his or her spouse who are then residents of the applicable Dwelling.

2. Section 3.4(b)(M) is hereby deleted in its entirety and the following is substituted therein:

(ii) Piers and Launches. Except for common launches constructed and maintained by the Association, no piers, jetties, storage facilities, launches or other similar structures shall be constructed or located so that they extend into any portion of the Lake for a length of more than twenty (20) feet. Construction of any pier (and related improvements) is subject to the approval of the Managers.

3. Section 2.2 Right of Super-Majority to Modify Restrictions with Respect to Lake Lots is hereby deleted in its entirety and the following is substituted therein:

2.2 Right of Super-Majority to Modify Restrictions with Respect to Lake Lots.

With respect to any Lake Lot, Dwelling, or Common Areas the Super-Majority may modify or amend the provisions of this Declaration as the same apply to any such Lake Lot, Dwelling, or Common Areas; provided, however, that this Declaration may not be modified or amended to exempt any Lake Lot, or any Dwellings situated thereon, from the payment of the Assessments. Such modification or amendment by the Super-Majority may be evidenced by a recorded certificate executed by any one or more Managers as to the affirmative vote of the Super-Majority for such amendment or modification or by any other instrument filed for record containing such certification.

4. Section 7.5 Roofing is hereby deleted in its entirety and the following is substituted therein:

7.5 Roofing. The Managers and/or the Association shall have the right to establish specific requirements for any roof and the type of roofing materials which may be utilized in any Dwelling or Improvement whatsoever, including requirements as to pitch and design structure.

5. Except as hereinabove amended, the Covenants are hereby fully ratified and affirmed in all respects.
6. Evidence of the consent of the Super-Majority is attached hereto and incorporated herein by reference.

IN WITNESS WHEREOF, a Super-Majority of the Colleton Lake Residential Association, L.L.C. has caused this Amendment to be duly executed as of the day and year first above written.

**COLLETON LAKE RESIDENTIAL
ASSOCIATION, L.L.C.**, an Alabama limited
liability company

By: 
Its Manager

4/7/00

STATE OF Alabama)
COUNTY OF Jefferson)

I, the undersigned, a Notary Public in and for said county in said state, hereby certify that James E. Carroll whose name as Manager of Colleton Lake Residential Association, L.L.C. 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, in the capacity as such Manager and with full authority, executed same voluntarily as the act of said limited liability company on the day the same bears date.

Given under my hand and seal of office this 7th day of April, 2000.

Melissa P. Howard
Notary Public
My Commission Expires: 5/18/2002

Inst # 2000-14017

05/01/2000-14017

10:06 AM CERTIFIED

SHELBY COUNTY JUDGE OF PROBATE
003 MMS 13.50