

STATE OF ALABAMA )  
COUNTY OF SHELBY )

20061221000621000 1/1 \$11.00  
Shelby Cnty Judge of Probate, AL  
12/21/2006 08:29:19AM FILED/CERT

**Lacey's Grove, Phase II**  
**A P.K. Smartt Signature Community**

**Amendment One to the Declaration of Covenants, Conditions and Restrictions**

WHEREAS Lacey's Grove, LLC, (Developer) desires to submit additional property under the terms and conditions of the Original Declaration of Covenants, Conditions, and Restrictions, as recorded in Instrument Number 20051013000532900, Dated October 13, 2005, in the Office of the Judge of Probate of Shelby County, Alabama.

WHEREAS Developer submits the following property: Lacey's Grove, Phase II, as recorded in the Office of the Judge of Probate of Shelby County as: Map Book 38 Page 19; to be subject to and in all applicable ways defined by and under the above noted document in its entirety and specifically under the terms and conditions of Section 2.02 of same.

NOW THEREFORE, Developer does hereby and with these presents declare that all of that certain real property situated in Shelby County, Alabama, which is more particularly described above herein, shall be held, developed, improved, transferred, sold conveyed, leased, occupied and used subject to the above noted instrument, and shall be binding upon and inure to the benefit of all parties acquiring or having any right, title, or interest in any portion of the Property as described above herein and any of the Additional Property as defined in the above noted instrument, and their respective heirs, executors, administrators, personal representatives, successors and assigns.

Done, this the 21<sup>ST</sup> day of December, 2006.

Lacey's Grove, LLC

By: P.K. Smartt  
P.K. Smartt, Managing Member

STATE OF ALABAMA )  
JEFFERSON COUNTY )

Acknowledgment

I, Kelly B. Mullin the undersigned, a Notary Public in and for said County, in said State, hereby certify that P.K. Smartt, whose name as Member of Lacey's Grove, LLC, an Alabama Limited Liability Company, 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, P K Smartt as such member and with full authority executed the same voluntarily for and as the act of said Company on the day the same bears date.

Given under my hand and official seal this the 21<sup>st</sup> day of December, 2006.

Kelly B. Mullin  
Notary Public  
My Commission Expires:

Kelly B. Mullin  
Notary Public State At Large  
Commission Expires  
**June 28, 2009**