


**SUPPLEMENTARY DECLARATION OF COVENANTS,
CONDITIONS AND RESTRICTIONS FOR
PATRIOT POINT
MAP BOOK 38, PAGE 93**


20080505000181860 1/3 \$17.00
Shelby Cnty Judge of Probate, AL
05/05/2008 08:31:25AM FILED/CERT

KNOW ALL MEN BY THESE PRESENTS THAT,

WHEREAS, Patriot Point, L.L.C., an Alabama Limited Liability Company has previously filed a Declaration of Protective Covenants in the Probate Office of Shelby County, Alabama, in Instrument #20070711000325140, (the "Original Declaration") for the benefit of certain real property situated in Shelby County, Alabama, which is part of a residential subdivision known as Patriot Point, and which is more particularly described in the Plat of Patriot Point, as respectively recorded in Map Book 38, Page 93 in the Probate Office of Shelby County, Alabama.

WHEREAS, Patriot Point, LLC, an Alabama Limited Liability Company (hereinafter referred to as "Declarant") desires to amend the Declaration of Protective Covenants for Patriot Point to the following covenants, conditions, and restrictions for the benefit of the Property and its present and subsequent Owners;

NOW THEREFORE, Declarant hereby declares that the Property shall be held, sold, and conveyed subject to the following covenants, conditions, and restrictions, which shall be attached to and run with the Property, and shall be binding on all parties having any right, title, or interest in any lot or parcel contained within the Property, their heirs, successors, and assigns, and shall inure to the benefit of each Owner thereof.

NOW THEREFORE, the Declarant, together with Patriot Point Residential Association, Inc. (the "Association") do, upon the recording hereof, declare and make the hereto amendment, as amended hereby.

ARTICLE I

The Declarant hereby reaffirms and restates the terms and provisions of the Original Declaration as recorded in Instrument #20070711000325140, in the Probate Office of Shelby County, Alabama; their entirely without any change whatsoever, except as follows:

1. ARTICLE XI of the Original Declaration is hereby amended to add the following as "(J)" thereof.

(J) The Owner shall construct a structure on each lot and the construction of such structure requires that certain eaves, roof overhangs, brick veneers, siding and/or other

architectural features and building materials encroach upon or have over continuous lots. Accordingly, there is hereby created, granted and reserved as an appurtenance to each lot a perpetual easement over and across each lot. Continuous thereto for all such encroachments and overhangs as well as for all encroachments and overhangs resulting from any natural movement of settling of any such structure. In addition, there is hereby created, granted and reserved to the owner or owners of each lot a license and right of entry across contiguous lots as may be reasonable needed to maintain and repair such encroachment or overhanging structures. If any house shall be damaged or destroyed, the owner or owners thereof shall be permitted to repair and reconstruct such house with encroachments or overhangs not more intrusive than those existing at the time of such damage or destruction and thereafter said license and right of entry shall continue in effect.

ARTICLE II

The Association has joined in the execution of this Supplemental Declaration for the purpose of evidencing its written approval of the addition of Section (J) to the Original Declaration as herein provided and does hereby authorize the filing of this Supplemental Declaration with the Office of the Judge of Probate of Shelby County, Alabama.

IN WITNESS WHEREOF, the undersigned, being the declarant herein, has caused this instrument to be executed this 9th day of April, 2008.

DECLARANT:

Patriot Point, L.L.C.,
an Alabama Limited Liability Company




By: Grady Scott Lovelady
Its: Member

Patriot Point Residential Association, Inc.



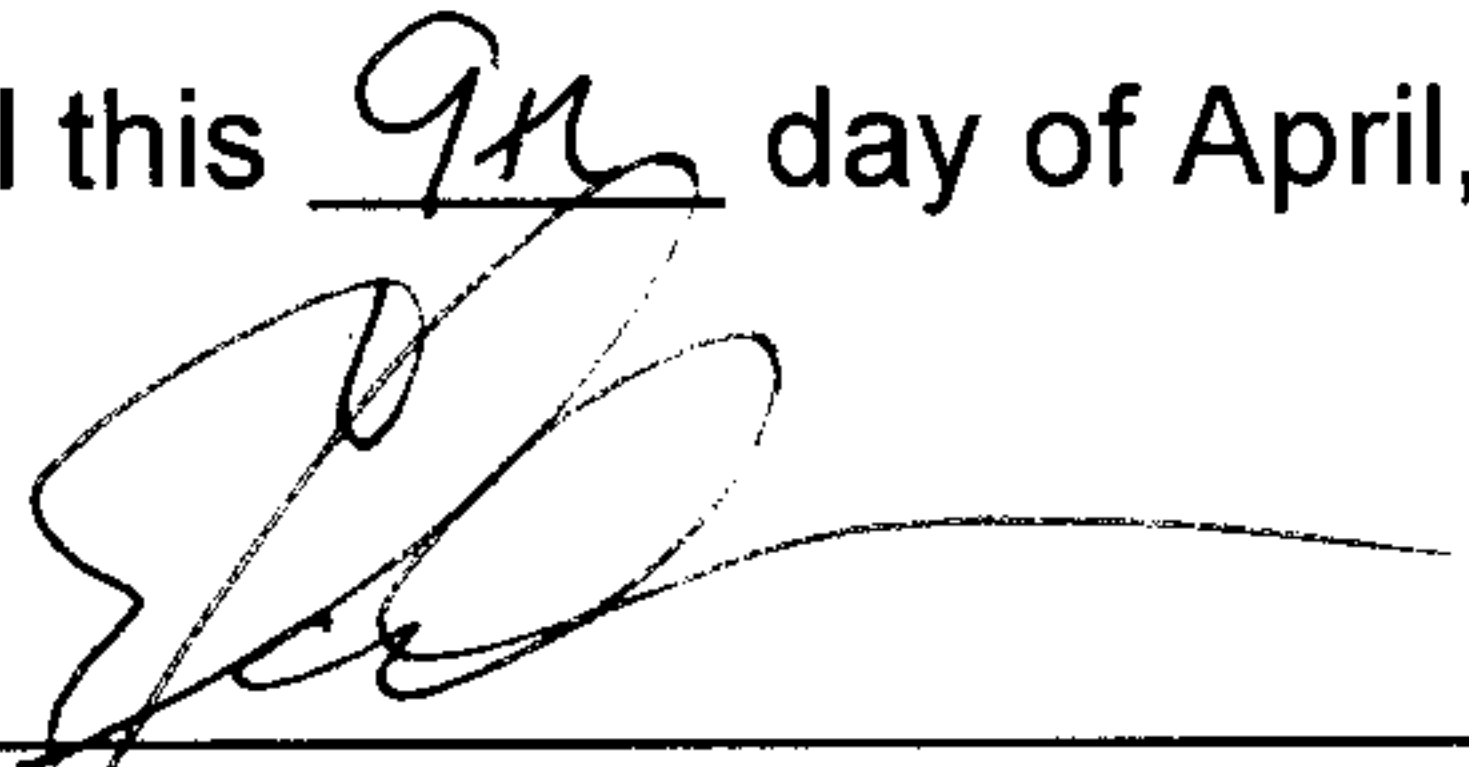
By: Grady Scott Lovelady
Its: President

STATE OF ALABAMA)
)
SHELBY COUNTY)


20080505000181860 3/3 \$17.00
Shelby Cnty Judge of Probate, AL
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I, the undersigned, a Notary Public, in and for said County, in said State, hereby certify that Grady Scott Lovelady, whose named as Member and Authorized Agent for Patriot Point, LLC, an Alabama Limited Liability Company is signed to the foregoing Declaration and who is known to me, acknowledged before me on this day, that being informed of the contents of said Declaration, he, as such officer and with full authority, executed the same voluntarily for and as the act of the company.

Given under my hand and official seal this 9th day of April, 2008.

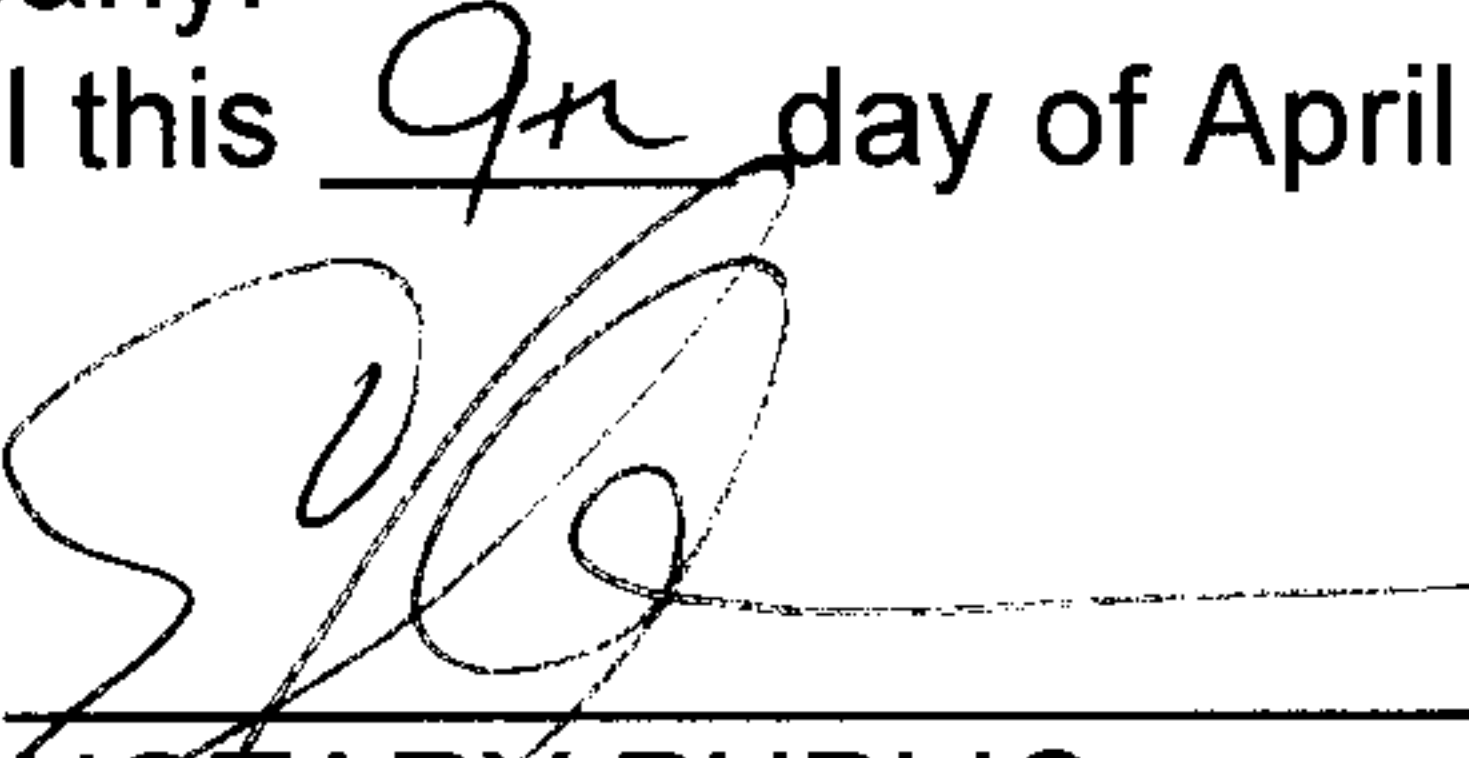


NOTARY PUBLIC
MY COMMISSION EXPIRES: 12-11-01

STATE OF ALABAMA)
)
SHELBY COUNTY)

I, the undersigned, a Notary Public, in and for said County, in said State, hereby certify that Grady Scott Lovelady, whose named as President and Authorized Agent for Patriot Point Residential Association, Inc., an Alabama Corporation is signed to the foregoing Declaration and who is known to me, acknowledged before me on this day, that being informed of the contents of said Declaration, he, as such officer and with full authority, executed the same voluntarily for and as the act of the company.

Given under my hand and official seal this 9th day of April, 2008.



NOTARY PUBLIC
MY COMMISSION EXPIRES: 12-11-11