  
20090326000112800 1/4 \$20.00  
Shelby Cnty Judge of Probate, AL  
03/26/2009 03:29:35PM FILED/CERT

**FIRST AMENDMENT**  
**TO**  
**DECLARATION OF EASEMENTS, PROTECTIVE**  
**COVENANTS AND RESTRICTIONS FOR SAUNDERS**  
**BRIDGE, A RESIDENTIAL SUBDIVISION**

Dated: March \_\_, 2009

This instrument prepared by:  
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Birmingham, Alabama 35203  
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**FIRST AMENDMENT TO  
DECLARATION OF EASEMENTS, PROTECTIVE COVENANTS AND  
RESTRICTIONS FOR SAUNDERS BRIDGE, A RESIDENTIAL SUBDIVISION**

**STATE OF ALABAMA )  
SHELBY COUNTY )**

**THIS FIRST AMENDMENT** to the Declaration of Easements, Protective Covenants and Restrictions for Saunders Bridge, a Residential Subdivision ("Saunders Bridge") is made this 26 day of March, 2009 by **TP Development Company, LLC**, an Alabama limited liability company (the "Developer"), for the purpose of amending the Declaration of Easements, Protective Covenants and Restrictions for Saunders Bridge, a Residential Subdivision recorded in the Office of the Judge of Probate of Shelby County, Alabama, in Instrument # 20070119000030090 on January 19, 2007 as supplemented by that First Supplement to the Declaration of Easements, Protective Covenants and Restrictions for Saunders Bridge, a Residential Subdivision recorded in the Office of the Judge of Probate of Shelby County, Alabama, in Instrument #20071220000571300 on December 20, 2007 (the "Declaration").

**WITNESSETH**

**WHEREAS**, the Declaration was filed for the purpose of establishing a planned community and imposing certain protective and restrictive covenants and easements for certain real property situated in Shelby County, Alabama; and

**WHEREAS**, pursuant to Article X, Section 10.2 of the Declaration, the Developer desires to amend the Declaration to subordinate the certain rights, obligations and responsibilities set forth in the Declaration regarding certain Common Areas affected by that certain easement recorded in the Office of the Judge of Probate of Shelby County in Instrument # 20090326000112800 on March 26, 2009 ("Easement") to the rights set forth in the Easement.

**NOW THEREFORE**, upon recording hereof, the Developer does hereby amend the Declaration as follows:

1. The Developer, pursuant to Article X, Section 10.2 of the Declaration, does hereby amend the Declaration to subordinate the rights, obligations and responsibilities set forth in the Declaration regarding certain Common Areas affected by the Easement to the rights contained in the Easement.

2. It is the intention of the Developer that the provisions of this First Amendment to Declaration are severable, so that if any provision is invalid or void under any applicable federal, state or local law or ordinance, decree, order, judgment or otherwise, the remainder shall be unaffected thereby.


3. This First Amendment to Declaration has been executed by the undersigned and filed in the Office of the Judge of Probate of Shelby County, Alabama for the purposes stated

above. Except for the aforesaid, the terms and conditions of the Declaration shall continue to be in full force and effect without any other changes whatsoever.

4. Capitalized terms as used herein shall have the same meaning as they are defined in the Declaration, unless the context clearly indicates a different meaning therefore.

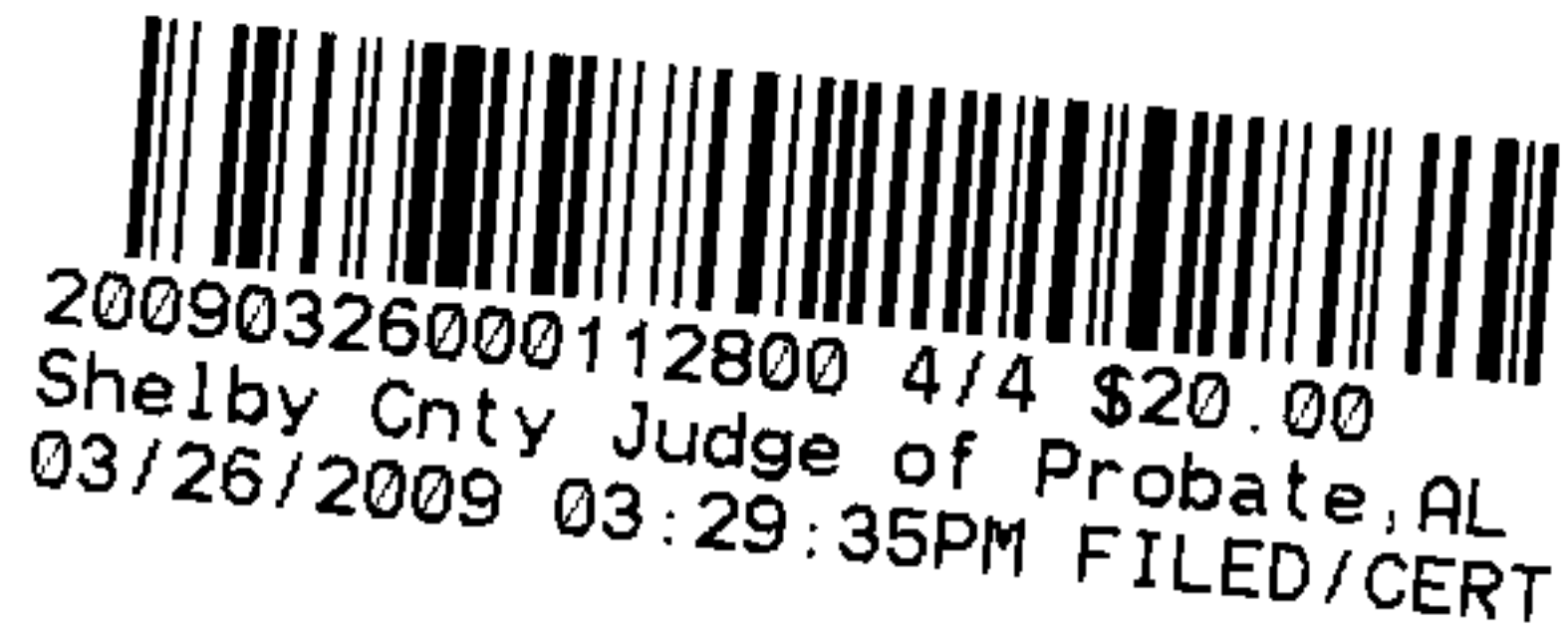
**IN WITNESS WHEREOF**, the Developer has executed this First Amendment to Declaration on this 25 day of March, 2009.

*[Signatures on following page]*

  
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**TP Development Company, LLC**, an  
Alabama limited liability company



A handwritten signature of Kenneth H. Polk is written over a horizontal line.

By: Kenneth H. Polk  
Its: Managing Member

STATE OF ALABAMA     )  
JEFFERSON COUNTY    )

I, the undersigned, a Notary Public in and for said County in said State, hereby certify that Kenneth H. Polk whose name as managing member of **TP DEVELOPMENT COMPANY, LLC**, an Alabama limited liability company, is signed to the foregoing First Amendment to the Declaration, and who is known to me, acknowledged before me on this day that, being informed of the contents of the above First Amendment to the Declaration, he, as such officer and with full authority, executed the same voluntarily on the date the same bears date.

Given under my hand and official seal of office this 25<sup>th</sup> day of March, 2009.

A handwritten signature of Romanza Davidson is written over a horizontal line.  
Notary Public

[NOTARIAL SEAL]

**MY COMMISSION EXPIRES 1/18/2012**