

**AMENDMENT NO. 2  
TO THE  
DECLARATION OF PROTECTIVE COVENANTS  
OF HILLSBORO (RESIDENTIAL)**

**KNOW ALL MEN BY THESE PRESENTS, That:**

**WHEREAS, UNITED STATES STEEL CORPORATION**, a Delaware corporation, (referred to herein as "**Developer**") filed the Declaration of Protective Covenants of Hillsboro at Instrument No. 20061121000567590, in the Office of the Probate Judge of Shelby County, Alabama, as amended by that certain Amendment No. 1 to the Declaration of Protective Covenants of Hillsboro as recorded in Instrument No. 20070111000016350 in said Probate Office (the "**Restrictions**"); and

**WHEREAS**, Developer desires to modify the Restrictions as provided in this Amendment No. 2 for the purpose of exempting certain Historical Series Lots from the "Historical Series Lot Use Easements" created by Amendment No. 1 to the Restrictions.

**NOW, THEREFORE**, Developer does hereby proclaim, publish and declare that the said Declaration of Protective Covenants of Hillsboro (Residential) is amended as set forth herein.

1. The following Historical Series Lots are hereby exempted from the Historical Series Lot Use Easements set forth in Article VIII, Section 8.3, and Section 8.4 of Amendment No. 1 to the Restrictions:

Lots 296 through 307, inclusive, and Lots 315 through 324, inclusive, according to the survey of Hillsboro Subdivision - Phase I, as recorded in Map Book 37, Pages 104-A, 104-B, and 104-C, in the Probate Office of Shelby County, Alabama (the "Exempted Historical Series Lots").

The Historical Series Lot Use Easements shall not encumber nor otherwise constitute a cloud on the title of the Exempted Historical Series Lots.

2. The "**Effective Date**" of this Amendment No. 2 shall be the date on which it is executed by the Developer.

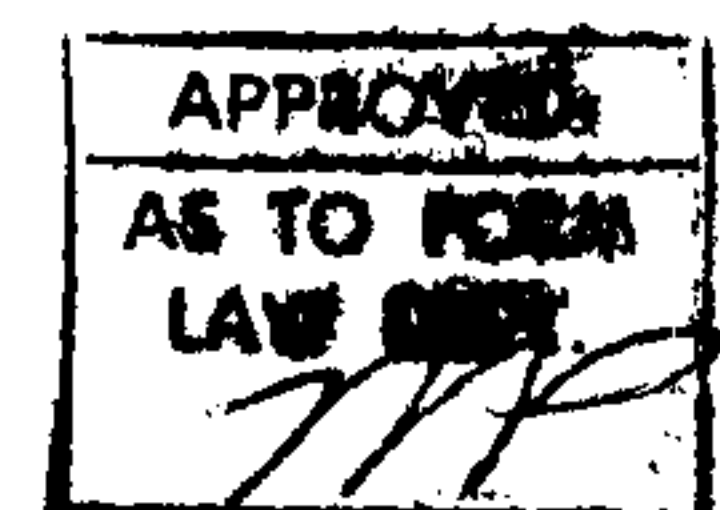
**IN WITNESS WHEREOF**, the Developer has caused this Amendment No. 2 to the Declaration of Protective Covenants of Hillsboro (Residential) to be executed effective the 20 day of October, 2009.

**DEVELOPER:**

**UNITED STATES STEEL CORPORATION,**

By: \_\_\_\_\_

Title: General Manager-Southeast  
USS Real Estate, a division of  
United States Steel Corporation



20091022000398870 2/3 \$18.00  
Shelby Cnty Judge of Probate, AL  
10/22/2009 04:08:05 PM FILED/CERT

STATE OF ALABAMA       )  
COUNTY OF JEFFERSON   )

I, Beverly L. Swain, a Notary Public in and for said County, in said State, hereby certify that Thomas G. Howard, whose name as General Manager-Southeast of USS Real Estate, a division of **United States Steel Corporation**, a Delaware corporation, 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 such capacity and with full authority, executed the same voluntarily for and as the act of said corporation.

Given under my hand and seal of office this, the 20 day of October, 2009.

Beverly L. Swain  
Notary Public

[SEAL]

My Commission Expires: \_\_\_\_\_

NOTARY PUBLIC STATE OF ALABAMA AT LARGE  
MY COMMISSION EXPIRES: July 30, 2011  
BONDED THRU NOTARY PUBLIC UNDERWRITERS

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

Michael M. Partain, Esq., General Attorney  
United States Steel Corporation  
Law Department - Fairfield Office  
P. O. Box 599 - Suite 192  
Fairfield, Alabama 35064

CONSENT OF LOT OWNER

The undersigned, being the Owner of the Parcels of the Hillsboro Property described below which are being designated herein as "Historical Series Lots", hereby join into and consent to this Amendment No. 2, and agree that this Amendment No. 2 shall amend the Declaration of Protective Covenants of Hillsboro (Residential), as amended, to the same extent as if originally contained in the Restrictions.

Owner of Lots 296 through 307, inclusive, and Lots 315 through 324, inclusive, according to the survey of Hillsboro Subdivision - Phase I, as recorded in Map Book 37, Pages 104-A, 104-B, and 104-C, in the Probate Office of Shelby County, Alabama.

MMM PROPERTIES, LLC

By: [Signature]  
Its: [Signature]

STATE OF ALABAMA     )  
COUNTY OF JEFFERSON    )

I, Bethany Snodgrass David, a Notary Public in and for said County, in said State, hereby certify that David Bonamy, whose name as managing member of MMM Properties, 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 said instrument, he, in such capacity and with full authority, executed the same voluntarily for and as the act of said limited liability company.

Given under my hand and seal of office this, the 13 day of October, 2009.

Bethany Snodgrass David  
Notary Public

[SEAL]

My Commission Expires: February 8, 2010