

AMENDMENT TO DECLARATION OF PROTECTIVE COVENANTS FOR BRYNLEIGH ESTATES,
GIVIANPOUR'S ADDITION TO DOUBLE MOUNTAIN AS RECORDED IN MAP BOOK 19, PAGE 13
In the Probate Office of Shelby County, Alabama

STATE OF ALABAMA)


COUNTY OF SHELBY)

KNOW ALL MEN BY THESE PRESENTS THAT: Whereas the undersigned, Brynleigh Estates Development, Inc., the Developer of Brynleigh Estates, is still an owner of at least one lot in the Development. Pursuant to Paragraph 7.05 of the Declaration of Covenants for Brynleigh Estates as recorded in Inst#1995-12501 in the Probate Office of Shelby County, Alabama, the Developer may amend the Covenants so long as the Developer owns a lot in the Development.

Whereas, the Developer is desirous of amending the Covenants, specifically amending matters dealing with the Architectural Review Committee, bringing additional property under the covenants, and the role of the Association. The following amendments to Article III entitled Architectural Review Committee subsection 3.01 shall become effective upon the recording of this amendment:

3.01 The ARC shall consist of two (2) ARC committees rather than one (1). The first ARC shall be responsible for the oversight of construction of new dwellings shall be referred to as the "New Construction ARC" and the right to appoint and remove members shall be selected by Developer as set forth in Article 3.01. The second ARC shall be responsible for oversight of existing dwellings and associated improvements and shall be referred to as the "Existing Dwelling ARC". The members of the Existing Dwelling ARC shall be appointed by Association as the Developer simultaneously with the execution of this amendment hereby gives its written notice that if no longer desires to exercise the right to appoint and remove members of the Existing Dwelling ARC. In the event of a conflict in the duties of the two ARC Committees, the New Construction ARC shall control so long as the Developer owns a lot in the Development. All other provisions of the original section 3.01 shall remain in full force and effect.

The Developer hereby informs the Association that Developer elects to terminate control of the Association but Developer retains the rights to appoint and remove the members of the New Construction ARC and to develop the remaining vacant property which is currently subject to the covenants.


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Shelby Cnty Judge of Probate, AL
01/23/2013 12:10:29 PM FILED/CERT

In Witness Whereof, the Developer has caused this amendment to be executed on this the 31st day of December 2012.

Developer:

Brynleigh Estates Development Co., Inc.

By: [Signature]
Concetta S. Givianpour
Its: Vice-President

STATE OF ALABAMA)

JEFFERSON COUNTY)

I, the undersigned, a Notary Public, in and for said county and for said State, hereby certify that Concetta S. Givianpour whose name as Vice-President of Brynleigh Estates Development Co., Inc., is signed to the foregoing conveyance and who is known to me, acknowledged before me on this day that, being informed of the contents of the conveyance, he, as such officer 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 31st day of December, 2012.

[Signature]
Notary Public

My Commission Expires: 6-5-2015

This instrument was prepared by:
Clayton T. Sweeney, Attorney
2700 Highway 280 East Suite 160
Birmingham, AL 35223

