

**THIRD AMENDMENT TO THE
CERTIFICATE OF FORMATION
OF
CREEKWATER DEVELOPMENT, LLC**



20170307000077870 1/3 \$84.00
Shelby Cnty Judge of Probate, AL
03/07/2017 09:20:39 AM FILED/CERT

This Third Amendment to the Certificate of Formation of Creekwater Development, LLC is filed pursuant to the Provisions of *Section 10A-5A-2.02 of the Code of Alabama (1975)*.

The date the original Certificate of Formation was filed in Shelby County, Alabama was September 28, 2015.

The original Certificate of Formation was recorded in Instrument 20150928000337300 in the office of the Judge of Probate of Shelby County, Alabama.

The First Amendment to the Certificate of Formation was recorded in Instrument 20160311000079940 in the office of the Judge of Probate of Shelby County, Alabama.

The Second Amendment to the Certificate of Formation was recorded in Instrument 20160426000136650 in the office of the Judge of Probate of Shelby County, Alabama.

The Alabama Secretary of State Entity ID of Creekwater Development, LLC is 346-137.

Pursuant to the Provisions of *Section 10A-5A2.02 of the Code of Alabama (1975)*, the undersigned, Connor Farmer, as Manager of Smith Commercial Investments, LLC hereby amends the following limited liability company Certificate of Formation as follows:

ARTICLE IV
Registered Office; Registered Agent

The location and street address of the initial registered office of the Company shall be 120 Bishop Circle, Pelham, Alabama 35124 and its registered agent to whom process may be sent in Alabama at such address shall be Connor Farmer.



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ARTICLE V
Principal Office

The principal office of the limited Liability Company is 120 Bishop Circle, Pelham, Alabama 35124.

ARTICLE VI
Members

The names and addresses of the Members are:

Keith Krininger
2032 Lake Heather Drive
Birmingham, Alabama 35242

Smith Commercial Investments, LLC
120 Bishop Circle
Pelham, Alabama 35124

ARTICLE VII


Management of the Company

The Limited Liability Company shall be member managed.

All other provisions of the original Certificate of Formation shall remain in full force and effect.

WITNESS WHEREOF, this Third Amendment to the Certificate of Formation of Creekwater Development, LLC has been subscribed as of the 21st day of November,, 2016 by the undersigned Members, who affirm that the statements made herein are true under the penalties of perjury.

This the 21st day of November, 2016


Keith Krininger - Member

Smith Commercial Investments, LLC

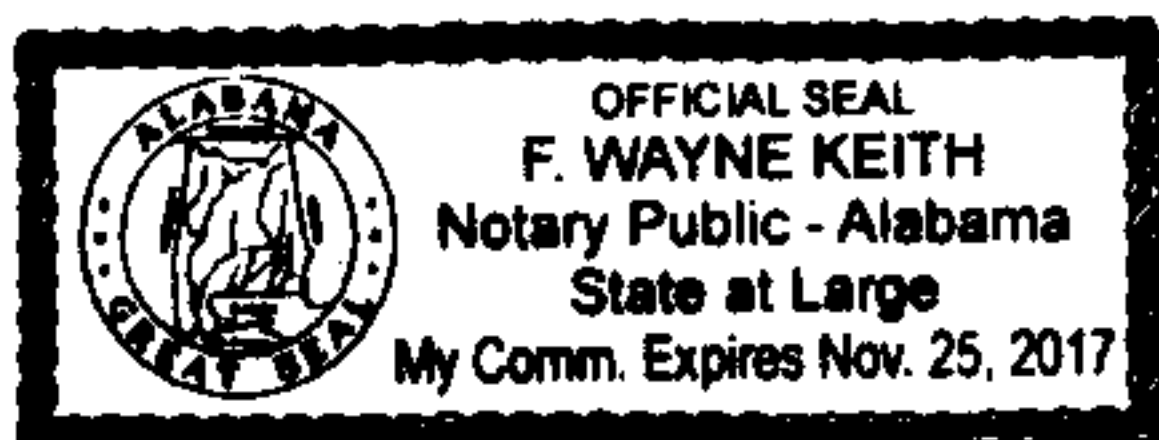

Connor Farmer - Manager

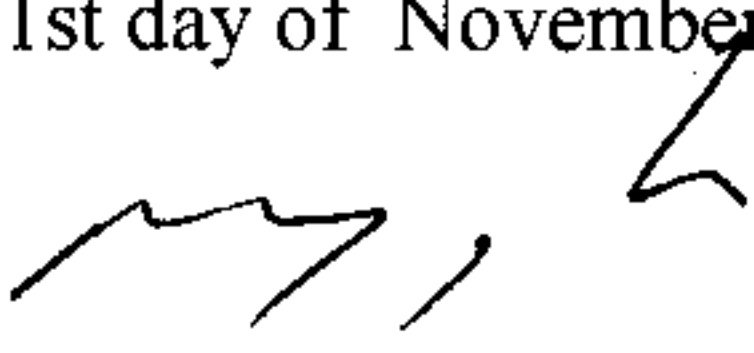
STATE OF ALABAMA
SHELBY COUNTY

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I, the undersigned, a Notary Public in and for said County, in said State hereby certify that Keith Krininger, whose name is signed to the foregoing Third Amendment to the Certificate of Formation of Creekwater Development, LLC and who is known to me, acknowledged before me, that, being informed of the contents of said Third Amendment to the Certificate of Formation of Creekwater Development, LLC, he executed the same voluntarily on the day the same bears date.

Given under my hand and seal this the 21st day of November, 2016.



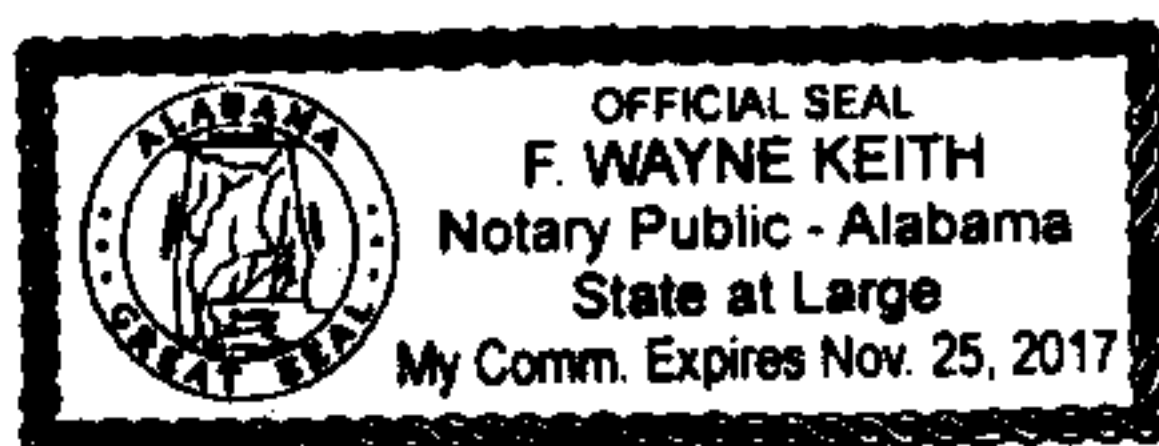


Notary Public

STATE OF ALABAMA
SHELBY COUNTY

I, the undersigned, a Notary Public in and for said County, in said State hereby certify that Connor Farmer, whose name as Manager of Smith Commercial Investments, LLC is signed to the foregoing Third Amendment to the Certificate of Formation of Creekwater Development, LLC and who is known to me, acknowledged before me, that, being informed of the contents of said Third Amendment to the Certificate of Formation of Creekwater Development, LLC, he as such Manager executed the same voluntarily on the day the same bears date.

Given under my hand and seal this the 21st day of November, 2016.





Notary Public

THIS INSTRUMENT PREPARED BY:
F. Wayne Keith, Attorney
Law Offices of F. Wayne Keith, PC
120 Bishop Circle
Pelham, Alabama 35124