



FIFTH AMENDMENT TO DECLARATION OF PROTECTIVE COVENANTS, RESTRICTIONS  
EASEMENTS AND AGREEMENTS FOR AMMERSEE LAKES

KNOW ALL MEN BY THESE PRESENTS, THAT:

WHEREAS, Bagley Properties L.L.C. ("Developer") as the fee simple title holder of certain real property located and situated in the city of Montevallo, Shelby County, Alabama, did heretofore subdivide said property into 84 Lots ("Lots"). The first 42 lots as shown and described in Map and Survey of Ammersee Lakes Subdivision, First Sector, as recorded in Map Book 28 Page 98 A and B; and the second 42 lots as shown and described in Map and Survey of Ammersee Lakes Subdivision, Second Sector as recorded in Map Book 36 Page 7 and Map Book 36 Page 99 in the Office of the Judge of Probate Shelby County, Alabama; and

WHEREAS, Developer did subject each of the Lots in Ammersee Lakes First and Second Sector to the covenants, easements, restrictions, conditions, uses, limitations and affirmative obligations set forth in the Declaration of Protective Covenants, Restrictions, Easements and Agreements for Ammersee Lakes (the "Declaration") recorded in instrument No. 2001-29304 in said Probate Office; and

WHEREAS, Developer did amend the Declaration by Amendments to the Protective Covenants of Ammersee Lakes Subdivision ("the Amendments") RECORDED IN INSTRUMENT Numbers; 20030929000655100, 20051031000564250, 20140915000288760, 20180405000114100 in said Probate Office; and

WHEREAS, Developer desires to further amend the Declaration, NO. 2001-29304 and the FOURTH AMENDMENT NO. 20180405000114100.

NOW THEREFORE, the Developer does upon the recording of this FIFTH AMENDMENT to the Declaration, Declare and make each lots included in Ammersee Lakes Subdivision, Second Sector, Subject to the identical covenants, easements restrictions, conditions, uses, limitations and affirmative obligations set forth in the Declaration, as amended, except as here in after modified and amended.

1. Page 2, Lines 4 and 5 of Fourth Amendment No.20180405000114100 is hereby amended by Deleting, the words and numbers, Second Amendment No. 2005103000564250 and substituting the words and numbers, Second Amendment No. 20051031000564250. Which therefore shall apply to all Lots in Ammersee Lakes Subdivision Second Sector, only.

IN WITNESS WHEREOF, the undersigned has caused this Fifth Amendment to The Declaration to be executed on this 1<sup>st</sup> day of June, 2018.

BAGLEY PROPERTIES L.L.C.

BY:

THOMAS DOUGLAS BAGLEY  
MEMBER

**THE STATE OF ALABAMA  
SHELBY COUNTY**

I, THE UNDERSIGNED AUTHORITY, a Notary Public in and for said County, in said state, hereby Certify that Thomas Douglas Bagley, whose name as Member of Bagley Properties, L.L.C., a limited liability Company, is signed to the foregoing Fifth Amendment to Declaration of Protective Covenants, Restrictions, Easements and Agreements for Ammersee Lakes, and who is known to me, acknowledged before me on this day, that being informed of the contents of said Fifth Amendment to Declaration of Protective Covenants,, Restrictions, Easements and Agreements for Ammersee Lakes, he, as such Member, and with full authority, executed the same voluntarily for and as the act of said limited liability company.

Given under my hand and official seal this 1<sup>st</sup> day of June, 2018.

Hesterah Lynn Horton  
NOTARY PUBLIC

My Commission expires 3-28-20



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Shelby Cnty Judge of Probate, AL  
06/01/2018 09:16:42 AM FILED/CERT