


STATE OF ALABAMA)
COUNTY OF SHELBY)


20180605000197830 1/2 \$18.00
Shelby Cnty Judge of Probate, AL
06/05/2018 02:57:22 PM FILED/CERT

**ESTABLISHMENT OF ARCHITECTURAL COMMITTEE
FOR THE LONG BRANCH SUBDIVISION**

WHEREAS, Long Branch, LLC, an Alabama Limited Liability Company, was the developer of the Long Branch subdivision and did cause a Declaration of Protective Covenants for Long Branch, as amended, ("Declaration") to be prepared for the mutual benefit of all land owners of property within the Subdivision, as amended, and said Declaration was recorded as Instrument Number 20041222000697420 in the Office of the Judge of Probate for Shelby County, Alabama;

WHEREAS, the Long Branch Homeowners' Association, Inc., an Alabama Nonprofit Corporation, (the "Association") was formed, in good-faith pursuant to the intent and terms of the Declaration, by filing Articles of Incorporation on 22 May 2018 and as Instrument Number 20180522000177280 in the Office of the Judge of Probate for Shelby County, Alabama;

WHEREAS, the Association is desirous of forming an Architectural Committee as intended by the terms of the Declaration;

WHEREAS the Declaration sets out specific guidelines for the formation and continued operation of an Architectural Committee. *See* Declaration Article II. Architectural Committee; Architectural Control;

WHEREAS the first paragraph of Declaration section 2.1 Architectural Committee. States the following:

The Residential Architectural Committee (the "Architectural Committee") shall be composed of at least one (but not more than five) individuals designated and redesignated from time to time (i) by Developer until control of the Architectural Committee is specifically delegated by the Developer to the [Association], and (ii) by the [Association] after delegation of such control. Delegation of control of the Architectural Committee from the Developer to the [Association] shall be evidenced by an instrument signed by the Developer and filed for record in the Probate Records of Shelby County, Alabama. The delegation of such control of the Architectural Committee shall not occur until the Developer has sold all the Long Branch Property, or such sooner time as the Developer shall determine.

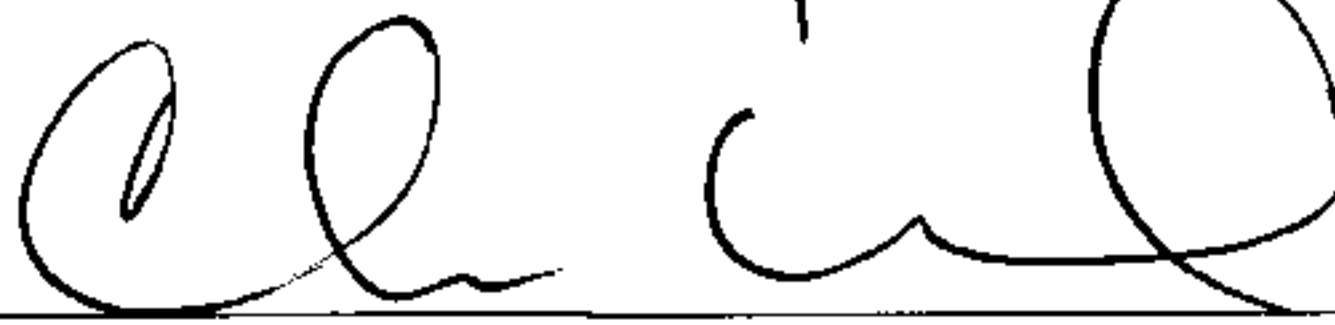
WHEREAS a diligent inquiry has been made in attempt to determine whether or not Developer, as defined by the Declaration, delegated control of the Architectural Committee to the Association as required by the terms of the Declaration; and said diligent inquiry concluded that Developer did not delegate control to the Association; and further, that said diligent inquiry resulted in the undersigned being unable to find any predecessor in interests to the Subdivision that is willing or able to assist with such a delegation;

WHEREAS, the undersigned, in good faith, deemed it to be in the best interests of the Lot Owners of the Subdivision, pursuant to Public Policy and the terms and intent of the Declaration, that an Architectural Committee be formed, and that said Architectural Committee be under control of the Association;

NOW, THEREFORE, BE IT RESOLVED, that the Architectural Committee is hereby formed pursuant to the terms and intent of the Declaration;

NOW, THEREFORE, BE IT FURTHER RESOLVED, that there shall be four initial members to the Architectural Committee, with those members being the following: Russell Davis, Chris Moates, Jeff Jones, and Jim Edwards.

Done this day the 31st day of May 2018.



BY: Chris Moates
ITS: Director



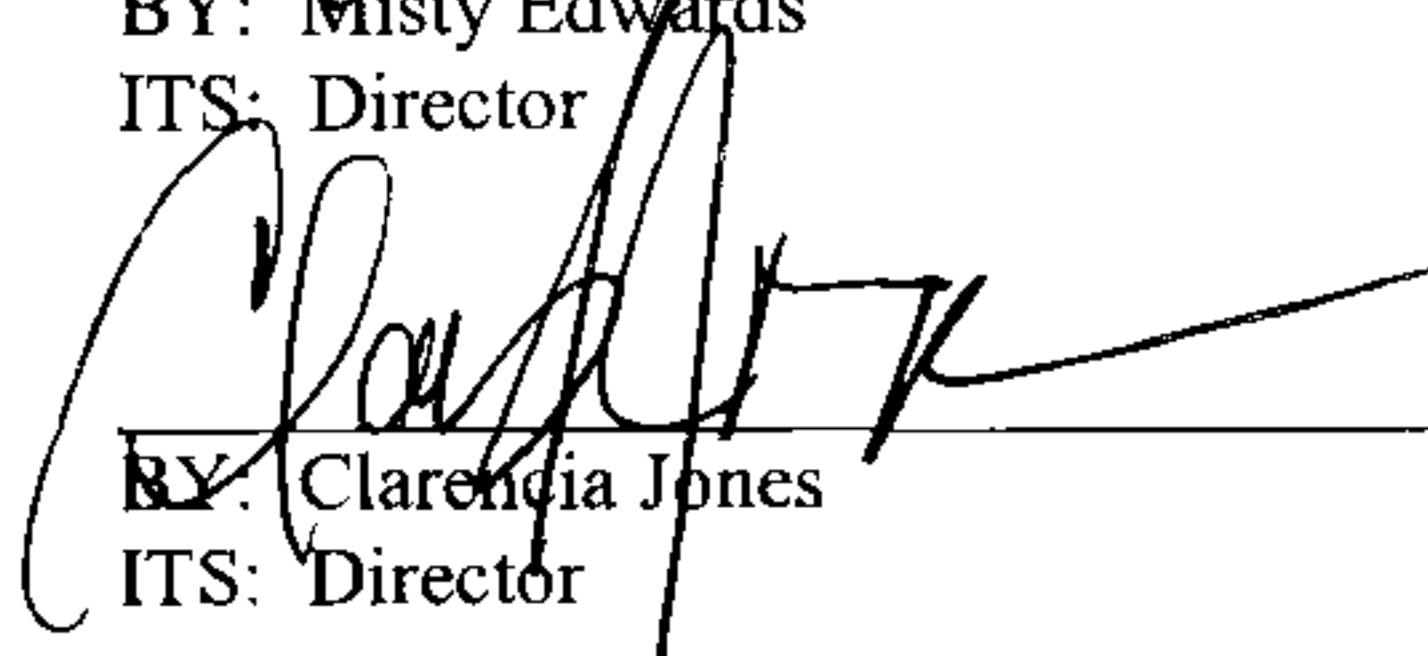
BY: Jim Edwards
ITS: Director



BY: Angela Davis
ITS: Director




BY: Misty Edwards
ITS: Director



BY: Clarendia Jones
ITS: Director

THIS INSTRUMENT PREPARED BY:

Tommy B. Majors IV, *Esq.*
The Majors Law Firm, LLC
270 Doug Baker Blvd., STE 700-201
Birmingham, AL 35242


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