

STATE OF ALABAMA

COUNTY OF MADISON

20070305000157910 1/3 \$24.75
Madison Cnty Judge of Probate, AL
03/05/2007 04:37:05PM FILED/CERT

AMENDMENT OF RESTRICTIVE COVENANTS

WHEREAS, heretofore, on the 15th day of January, 2004, the owners of **JACOBS COVE, PHASE FOUR**, subdivision did by instrument recorded in Deed Book 1067, Page 0002, in the Probate Records of Madison County, Alabama, fix and establish certain restrictive covenants pertaining to the use and enjoyment of the lots or parcels of real property located in the Jacobs Cove Subdivision, Phase Four, as recorded in Plat Book 45, Page 94, in the Probate Records of Madison County, Alabama; and

WHEREAS, said restrictive covenants provide in numbered Section 26 that at such time as "houses have been erected on all lots in the subdivision and all house sales have been closed by a permanent buyer," then after that occurrence the then record owners of a majority of the lots in said subdivision shall have the power and authority through a duly recorded written instrument to remove any or all of the members of the Architectural Control Committee of the subdivision and to replace the Architectural Control Committee with persons such owners may elect; and

WHEREAS, houses have been erected on all lots in the subdivision and all house sales have each been closed by a permanent buyer, and the undersigned are the current record owners of a majority of the lots in said subdivision;

NOW, THEREFORE, in consideration of the premises, the undersigned current record owners of a majority of the lots in Jacobs Cove Subdivision, Phase Four, as recorded in Plat Book 45, Page 94, in the Probate Records of Madison County, Alabama, hereby remove any and all current members of the Architectural Control Committee of said subdivision and amend the said restrictive covenants recorded in Deed Book 1067, Page 0002, in the Probate Records of Madison County, Alabama, so that said Architectural Control Committee will now and in the future be made up of all of the members of the Board of Directors of a corporation which will hereafter be formed, to-wit, the **Jacob's Cove Management Group, Inc.**, which will be incorporated according to the laws of the State of Alabama.

IN WITNESS WHEREOF, the undersigned have set their hands and seals, with the last of them signing on this the 10th day of February, 2007.

117 Pearl Cove Drive Truskanda Moton-Nkhata Truskanda Moton-Nkhata 2/10/07
Lot 34, BLK 1 Best Nkhata Best Nkhata 2/10/07
225 Majestic Ct. Tommy D. BEATY Tommy D. Beaty 2/10/07
42 LOT 1 126 PEARL COVE DR. CLAYTON COLEMAN Clayton Coleman 2/10-07

Lot 38 BLK 1 129 Pearl Cove Dr Philip Davis *Phil Davis* 2/10/2007
Lot 37 BLK 1 127 PEARLE COVE DR MAUREEN FORK *Maureen Fork* 2/10/2007
Lot 20 BLK 1 102 OLD POINTE WAY ^{Lee C. Warner} Lee C. Warner 2/10/07
Lot 31 BLK 1 105 Old Pointe way ^{Diane M. Imken} Diane M. Imken 2/10/07
Lot 26 BLK 1 114 Old pointe way ^{Wilbur H. Bradham Sr} Wilbur H. Bradham Sr 2-10-07
Lot 19 Lot 1 100 Old Pointe Way JACK CAMAROTOS *Jack Camarotos* 2-10-07
Lot 47 BLK 1 116 Pearl Cove Dr Alison Jacobs *Alison Jacobs* 2-10-07
Lot 45 BLK 1 120 Pearl Cove Dr. Sue Zupko *Sue Zupko* 2/10/07
Lot 33 BLK 1 113 Pearl Cove Dr. Paul E. Clark *Paul E. Clark* 2/10/07
Lot 40 BLK 1 130 Pearl Cove Dr Jennie Reed *Jennie Reed* 2/10/07
Lot 44 BLK 1 122 Pearl Cove Drive *Richard Hovater* Richard Hovater 2/10/07
Lot 46 BLK 1 118 PEARLE COVE DRIVE DANNY HOLLAND *Danny Holland* 2/10/07
Lot 30 BLK 1 107 OLD POINTE WAY JAMES R HANITTM *James R Hanittm* 2/10/07
Lot 21 BLK 1 104 OLD POINTE WAY FRANKLIN G. VAN LINDINGHAM *Franklin G. Van Lingham* 2/10/07
Lot 36 BLK 1 185 Pearl Cove Dr. MARK GERRECHT *Mark Gerrecht* 2/10/07
Lot 28 BLK 1 111 Old Pointe Way TERESA DAIL *Teresa Dail* 2/10/07
Lot 41 BLK 1 128 PEARLE COVE DR. JAMES A. ROY *James A. Roy* 2/10/07
Lot 32 BLK 1 103 Old Pointe Way Chana & Jay Bagon *Chana & Jay Bagon* 2/10/07
Lot 24 BLK 1 110 OLD POINTE WAY JEFF MILLER *Jeffrey L. Miller* 2/10/07
Lot 35 BLK 1 123 Pearl Cove Dr Sandra Moore *Sandra Moore* 2/10/07

STATE OF ALABAMA
COUNTY OF MADISON

I, the undersigned, a Notary Public in and for said County and State, do hereby certify that the above lot owners whose names are signed to the foregoing AMENDMENT OF RESTRICTIVE COVENANTS are known to me and each acknowledged before me on the date written next to his or her signature above that the statements contained in this amendment are true and correct and that each executed this amendment voluntarily on that date.

Certified this the 10th day of February, 2007.



Notary Public

My commission expires: 12-03-2007

This instrument prepared by:

Curtis L. Whitmore

Attorney at Law

200 Russell Street

Huntsville, Alabama 35801

256-534-8077

20070305000157910 3/3 \$24.75
Madison Cnty Judge of Probate, AL
03/05/2007 04:37:05PM FILED/CERT