

STATE OF ALABAMA

COUNTY OF MADISON

20070305000157890 1/4 \$27.25
Madison Cnty Judge of Probate, AL
03/05/2007 04:37:03PM FILED/CERT

AMENDMENT OF RESTRICTIVE COVENANTS

WHEREAS, heretofore, on the 14th day of January, 2000, the owners of **JACOBS COVE** subdivision did by instrument recorded in Deed Book 962, Page 918, 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, as recorded in Plat Book 39, Page 31, in the Probate Records of Madison County, Alabama; and

WHEREAS, said restrictive covenants provide in numbered Section 25 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, , as recorded in Plat Book 39, Page 31, 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 962, Page 918, 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 10 day of February 2007.

111 Misty Hollow Way Guy Kubic Guy Kubic February 10, 2007
Lot 3 Block 2

133 Misty Hollow Way Matthew H. Ambrose Matthew H. Ambrose Feb. 10, 2007
Lot 23 Block 2

119 MISTY HOLLOW WAY, NATHANIEL CRAIG SP. Nathanial Craig Feb 10, 2007
LOT 7 BLOCK 2

JACOBS COVE (CONTINUED)

110 MISTY HOLLOW WAY MICHAEL H. BURNS *Michael H. Burns* Feb 10, 2007
 Lot 4 Block 1
 107 MISTY HOLLOW WAY
 Lot 1 Blk 2 WILLIAMS, RICHARD L. *Richard L. Williams* 10 Feb 5 07
 124 MISTY HOLLOW WAY
 LOT 6 BLK 1 LYNCH, CHARLES R. *Charles R. Lynch* FEB 10, 2007
 131 MISTY HOLLOW WAY
 LOT 24 BLOCK 1 NARUS, STEVEN D. *Steven D. Narus* 2-10-07
 142 MISTY HOLLOW WAY
 Lot 15 Block 1 L.H. BARTER *L.H. Barter* 2-10-07
 143 MISTY HOLLOW WAY
 LOT 18 BLOCK 1 VICKERS, CHARLES T. *Charles T. Vickers* 2-10-07
 145 MISTY HOLLOW WAY
 LOT 17 BLOCK 1 Gold, Sarah *Sarah B. Gold* 2-10-07
 121 MISTY HOLLOW WAY
 LOT 8 BLOCK 2 LARRY G. SINGLETON *Larry G. Singleton* 2-10-07
 125 MISTY HOLLOW WAY
 Lot 10 Block 2 Emily BARKLEY *Emily BARKLEY* 2-10-07
 141 MISTY HOLLOW WAY
 LOT 19 BLOCK 1 Michelle KLOSKE *Michelle KLOSKE* 2/10/07
 140 MISTY HOLLOW WAY H.M. GARNER *H.M. Garner* 2/10/07
 LOT 14 BLOCK ONE
 136 MISTY HOLLOW WAY DAVID L. CARDE *David L. Carder* 2/10/07
 LOT 12 BLOCK ONE
 132 MISTY HOLLOW WAY
 Lot 10 Block one LEE R. JOHNSON *Lee R. Johnson* 2/10/07
 113 MISTY HOLLOW WAY
 LOT 4 BLOCK 2 JAMES M. KENY *James M. Keny* 2/10/07
 130 MISTY HOLLOW WAY
 Lot 9 Block 1 Owen E. Pharr *Owen E. Pharr* 10 Feb 2007
 106 MISTY HOLLOW WAY
 LOT 2, BLOCK 1 JACK E. WRIGHT *Jack E. Wright* 2/10/07
 144 MISTY HOLLOW WAY
 LOT 16 BLOCK 1 Rick MARTINDALE *Rick Martindale* 2/10/07
 108 MISTY HOLLOW WAY
 Lot 3 Block 1 James Owen *James Owen* 2-10-07
 128 MISTY HOLLOW WAY
 Lot 8 Block 1 MICHAEL PETERSEN *Michael Petersen* 2-10-07
 115 MISTY HOLLOW WAY
 Lot 5 Lot 2 Benard Stephen Romano *Benard Stephen Romano* 2-10-07
 117 MISTY HOLLOW WAY
 Lot 6 Block 2 Michael Goetz *Michael Goetz* 2-10-07
 135 MISTY HOLLOW WAY
 Lot 22 Block 1 RICHARD R. RICE *Richard R. Rice* 2/10/07
 109 MISTY HOLLOW WAY
 Lot 2 Block 2 Susan A. McManis *Susan A. McManis* 2/10/07

JACOBS COVE (CONTINUED)

139 Misty Hollow Way Leslie Wells JOURNAL Feb 10, 2007
Lot 20 Block 1

137 Misty Hollow Way Lee A. Harrison Lee A. Harrison Feb 10 2007
Lot 21 Block 1

**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 10 day of February, 2007.

Melodie Valentine

Notary Public

My commission expires: 5-30-2010

This instrument prepared by:
Curtis L. Whitmore
Attorney at Law
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Huntsville, Alabama 35801
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