

STATE OF ALABAMA  
COUNTY OF BALDWIN

**AMENDMENT TO  
DECLARATION OF COVENANTS REGARDING  
AZALEA TRACE SUBDIVISION  
(PHASE 1)**

State of Alabama, Baldwin County  
I certify this instrument was filed  
and taxes collected on:  
1999 April -27 1:35PM  
Instrument Number 489968 Pages 2  
Recording 5.00 Mortgage  
Deed Min Tax  
Index DP 1.00  
Archive  
Adrian T. Johns, Judge of Probate

The undersigned, MAGNOLIA LAND COMPANY, INC., an Alabama corporation, constituting the owner of thirty-one lots located within Azalea Trace Subdivision recorded in the Office of the Judge of Probate of Baldwin County, Alabama at Slide 1637-A, files this amendment the Declaration of Covenants Regarding Azalea Trace Subdivision (Phase 1) dated March 21, 1996, and recorded in the Office of the Judge of Probate of Baldwin County, Alabama on April 1, 1996, in Miscellaneous Book 87, pages 946-972, and amendment dated December 20, 1996, and recorded in the Office of the Judge of Probate of Baldwin County, Alabama on December 27, 1996, in Miscellaneous Book 91, pages 1034-1035.

1. Section 3.18 of said Declaration of Covenants Regarding Azalea Trace Subdivision (Phase 1) is amended to read as follows:

Section 3.18 TEMPORARY STRUCTURES. No structure of a temporary character, trailer, basement, tent or shack shall be used at any time as a residence either temporarily or permanently. No storage building of any type shall be permitted unless such building and its location are approved by the Developer.

2. Section 6.04 of said Declaration of Covenants Regarding Azalea Trace Subdivision (Phase 1) is amended to read as follows:

Section 6.04 SERVICE YARDS. Each Property Owner shall provide a visually screened area to serve as a service yard and an area in which garbage receptacles, electric meters, air conditioning equipment, and other unsightly objects must be placed or stored in order to conceal them from view from the road and adjacent properties. No window air conditioning units may be installed or used on any Lot, except in the garage of model homes.

3. Except as specifically amended herein, all of the remaining terms, covenants and conditions of the Declaration of Covenants Regarding Azalea Trace Subdivision (Phase 1) dated March 21, 1996, and recorded in the Office of the Judge of Probate of Baldwin County, Alabama on April 1, 1996, in Miscellaneous Book 87, pages 946-972, and amendment dated December 20, 1996, and recorded in the Office of the Judge of Probate of Baldwin County, Alabama on December 27, 1996, in Miscellaneous Book 91, pages 1034-1035 shall remain in full force and effect.

489968

IN WITNESS WHEREOF, the undersigned has executed these presents on this  
the 27<sup>th</sup> day of April, 1999.

MAGNOLIA LAND COMPANY, INC.  
an Alabama corporation

BY John B. Foley  
JOHN B. FOLEY  
ITS President

STATE OF ALABAMA  
COUNTY OF BALDWIN

The undersigned, a Notary Public in and for said County, in said State, hereby  
certify that JOHN B. FOLEY, whose name as President of MAGNOLIA LAND  
COMPANY, INC. an Alabama corporation, is signed to the foregoing instrument and  
who is known to me, acknowledged before me on this day that, being informed of the  
contents of the instrument, he, as such officer and with full authority, executed the same  
voluntarily, for and as the act of said corporation on the day the same bears date.

Given under my hand and official seal this, the 27<sup>th</sup> day of April,



Roberta Griffin  
NOTARY PUBLIC  
My commission expires 9/11/02

THIS INSTRUMENT PREPARED BY:

MAGNOLIA LAND COMPANY, INC.  
P.O. Box 1047  
Foley, AL 36536  
334-943-5037