


THIS INSTRUMENT PREPARED BY:  
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BALDWIN COUNTY, ALABAMA		1638694
TIM RUSSELL PROBATE JUDGE		
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TOTAL \$ 22.00		
4 Pages		



STATE OF ALABAMA  
COUNTY OF BALDWIN

**FIRST AMENDMENT TO DECLARATION OF CONDITIONS, COVENANTS  
AND RESTRICTIONS OF WOODLAWN PHASE TWO SUBDIVISION**

THIS FIRST AMENDMENT TO DECLARATION OF CONDITIONS, COVENANTS AND RESTRICTIONS (this "Amendment") is made this 6<sup>th</sup> day of June, 2017 (the "Effective Date"), by Woodlawn Dev. Co. 2014, Inc., an Alabama corporation ("Declarant").

**WITNESSETH:**

WHEREAS, on December 30, 2015, Declarant recorded that certain Declaration of Conditions, Covenants and Restrictions of Woodlawn Phase Two Subdivision at Instrument Number 1549629 (the "Declaration"), regarding certain real property located in Baldwin County, Alabama and described on that subdivision plat for Woodlawn Phase Two, recorded at Slide 2546-E, all in the Office of the Judge of Probate of Baldwin County, Alabama (the "County Registry");

WHEREAS, Declarant is the owner of all of that certain property shown on the plat of subdivision for Woodlawn Phase Three recorded at Slide 2597-F in the County Registry (the "Phase 3 Plat"), which is "Additional Property" as defined in the Declaration;

WHEREAS, Section 10.02 of the Declaration permits Declarant to amend the Declaration to annex any or all of the Additional Property, which includes all of the property shown on the Phase 3 Plat (the "Phase 3 Property"); and

WHEREAS, Declarant desires to amend the Declaration in accordance with the terms and conditions hereof.

**Amendment:**

NOW THEREFORE, Declarant, as the declarant under the Declaration, hereby amends the Declaration as follows:

1. **Capitalized Terms.** Capitalized terms used herein unless otherwise defined herein shall have the meaning ascribed to such terms in the Declaration.

2. Recitals. The foregoing recitals are true and correct in all material respects and form an integral part of this Amendment, the same as if said recitals were included in the numbered paragraphs hereof.

3. Annexation of Phase 3 Property. The Phase 3 Property, including any improvements located thereon and hereafter constructed, is hereby annexed and subjected to the provisions of the Declaration, and such property shall be held, sold, transferred, conveyed, used, and occupied subject to the covenants, conditions, restrictions, easements, and terms set forth in the Declaration, as amended hereby. Upon the recording of this Amendment in the County Registry, each lot shown on the Phase 3 Plat shall be a "Lot" and all common areas shown on the Phase 3 Plat shall be "Common Area," as those terms are defined in the Declaration.

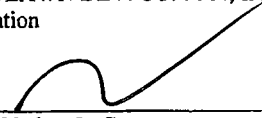
4. Continued Effectiveness. All of the applicable terms, conditions and provisions of the Declaration, as hereby supplemented and amended, are in all respects hereby ratified and reaffirmed, and the Declaration and this Amendment shall be read, taken, and construed as one and the same instrument. References in the Declaration and all exhibits thereto shall be deemed to be references to the Declaration as amended by this Amendment.

*[Remainder of Page Intentionally Left Blank]*

IN WITNESS WHEREOF, Declarant has executed this Amendment by and through its duly authorized representative as of the date first set forth above.

**DECLARANT:**

WOODLAWN DEV. CO. 2014, INC., an Alabama corporation

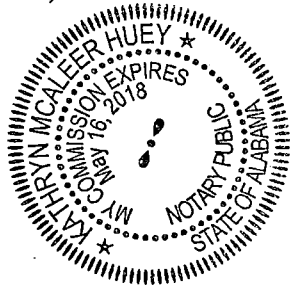
By:   
Nathan L. Cox  
As Its President


STATE OF ALABAMA :  
COUNTY OF BALDWIN :

I, the undersigned Notary Public, in and for said State and said County, hereby certify that Nathan L. Cox, whose name as President of Woodlawn Dev. Co. 2014, 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 said instrument, he, as such President and with full authority, executed the same voluntarily as and for the act of said entity on the day the same bears date.

Given under my hand and official notarial seal this the 8<sup>th</sup> day of June, 2017.

{SEAL}



  
NOTARY PUBLIC  
My Commission Expires: 5/16/18

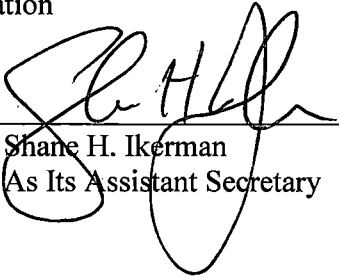


**CONSENT AND SUBORDINATION OF D.R. HORTON, INC. – BIRMINGHAM**

D.R. Horton, Inc. – Birmingham, an Alabama corporation (“Horton”), hereby consents to the recording of this Amendment in accordance with Section 10.04 of the Declaration.

IN WITNESS WHEREOF, Horton has caused this Consent and Subordination to be executed by and through its duly authorized representative as of the 9th day of June, 2017.

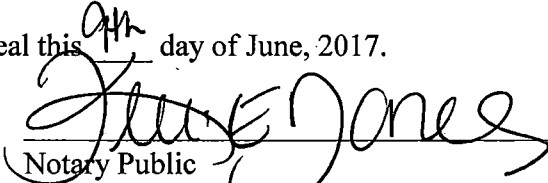
D.R. HORTON, INC. – BIRMINGHAM, an Alabama corporation

By:   
Shane H. Ikerman  
As Its Assistant Secretary

STATE OF ALABAMA  
COUNTY OF BALDWIN

I, the undersigned authority, a Notary Public in and for said County and State, hereby certify that Shane H. Ikerman as the Assistant Secretary for D.R. Horton, Inc. – Birmingham, an Alabama corporation, whose name is signed to the foregoing conveyance and who is known to me, acknowledged before me on this day, that being informed of the contents of said conveyance, he, as such officer and with full authority, has executed the same voluntarily for and as the act of said corporation.

Given under my hand and seal this 9th day of June, 2017.

  
Notary Public  
My Commission Expires: \_\_\_\_\_

