

STATE OF ALABAMA)

COUNTY OF BALDWIN)

**AMENDMENT TO THE AMENDED AND RESTATED DECLARATION OF
COVENANTS, CONDITIONS, AND PROTECTIVE RESTRICTIONS**

FOR

**FOR LEISURE LAKE, UNIT I, UNIT II AND UNIT THREE OF PHASE ONE,
UNIT FOUR "A", UNIT FOUR "B" AND UNIT FIVE OF PHASE TWO**

WHEREAS, the original Declaration of Covenants, Conditions, and Protective Restrictions for Leisure Lake, Unit I of Phase I, is dated August 19, 1994, and recorded in Miscellaneous Book 79, Pages 987, et seq., in the Office of the Judge of Probate of Baldwin County, Alabama on August 22, 1994. Said Declaration was amended on multiple occasions by various amendments thereto in the records in the Office of the Judge of Probate of Baldwin County, Alabama; and,

WHEREAS, the Declaration was amended in its entirety by that certain Amended and Restated Declaration of Covenants, Conditions, and Protective Restrictions for Leisure Lake, Unit I and Unit II of Phase I, executed on December 5, 1997, and recorded in Miscellaneous Book 96, Pages 836, et seq., in the Office of the Judge of Probate of Baldwin County, Alabama on December 9, 1997. Said Amended and Restated Declaration was amended by that Supplement to Amended and Restated Declaration of Covenants, Conditions, and Protective Restrictions for Leisure Lake, Unit I and Unit II of Phase I, filed on August 11, 1998, in Misc. Book 100, Pages 632, et seq.; as further amended by First Amendment to (Previously Supplemented) Amended and Restated Declaration of Covenants, Conditions, and Protective Restrictions for Leisure Lake, Unit I and Unit II of Phase I, filed on September 25, 1998, in Misc. Book 101, Pages 238, et seq.; as further amended by Supplement to Amended and Restated Declaration of Covenants, Conditions, and Protective Restrictions for Leisure Lake, filed on September 16, 1999, at Instrument No. 511679; as further amended by that Statement Combing Three Contiguous Lots Into Two Building Sites Pursuant to Amended and Restated Declaration of Covenants, Conditions, and Protective Restrictions for Leisure Lakes, filed on December 21, 2000, at Instrument No. 576073; as further amended by Supplement to Amended and Restated Declaration of Covenants, Conditions, and Protective Restrictions for Leisure Lake, filed on June 7, 2004, at Instrument No. 814689; as further amended by Supplement to Amended and Restated Declaration of Covenants, Conditions, and Protective Restrictions for Leisure Lake, filed on August 30, 2006, at Instrument No. 998056; as further amended by Second

Amendment to the Declaration of Covenants, Conditions, and Protective Restrictions for Leisure Lake, (subsequently corrected by Scrivener's Affidavit to be entitled "Sixth Amendment"), filed on November 18, 2009, at Instrument No. 1208062; as further amended by Amendment to the Declaration of Covenants, Conditions, and Protective Restrictions for Leisure Lake, filed on August 18, 2011, at Instrument No. 1299531; as further amended by that certain Scrivener's Affidavit by James E. Bridges, III, Esq., filed on April 14, 2016, at Instrument No. 1565710; as further amended by Seventh Amendment to the Declaration of Covenants, Conditions, and Protective Restrictions for Leisure Lake, filed on September 12, 2016, at Instrument No. 1592390; as further amended by Eighth Amendment to the Declaration of Covenants, Conditions, and Protective Restrictions for Leisure Lake, filed on September 12, 2017, at Instrument No. 1655161; with all recording references being those records in the Office of the Judge of Probate of Baldwin County, Alabama; and,

WHEREAS, the Board of the Directors of Leisure Lake Property Owners Association, Inc., and owners of lots of Leisure Lake, A Subdivision, do desire to amend and revise the Amended and Restated Declaration of Covenants, Conditions, and Protective Restrictions for Leisure Lake, according to Article Ten, Amendments, of said Amended and Restated Declaration; and,

WHEREAS, notice of the subject matter of this proposed revision was included in the notice of the Special Meeting given to all lot owners, held on the 26th day of April, 2018; and,

WHEREAS, a resolution was adopted and approved prior to that time by a majority of the Board of Directors proposing the revision and amendment to said Amended and Restated Declaration; and,

WHEREAS, said proposed revision was approved by not less than two-thirds ($\frac{2}{3}$) of the votes of the Association according to their proportional ownership.

NOW, THEREFORE, the Amended and Restated Declaration of Covenants, Conditions, and Protective Restrictions for Leisure Lake, shall be amended as follows:

Article Seven, Association and Amendments, Subparagraph 7.06, Maximum Annual Assessment, is hereby amended in its entirety to read as follows:

7.06 Maximum Annual Assessment. *The maximum annual assessment shall be not more than Four Hundred Twenty and No/100 Dollars (\$420.00) per Lot without a vote of the majority of the votes.*

THE UNDERSIGNED, hereby certifies that he is the duly elected and qualified Secretary and the custodian of the books and records and seal of Leisure Lake Property Owners Association, Inc., an Alabama Nonprofit Corporation, duly formed pursuant to the Laws of the State of Alabama and that the foregoing is a true record of an Amendment duly adopted by at least two-thirds ($\frac{2}{3}$) of the votes of the Association at the Special Meeting of the members and that said meeting was held in accordance with state law and the Amended and Restated Declaration of the above named Corporation and that said Amendment is now in full force and effect without modification or rescission. In all other respects, the said Amended and Restated Declaration, as previously supplemented and amended, shall remain in full force and effect and otherwise unmodified.

IN WITNESS WHEREOF, I have executed my name as Secretary of Leisure Lake Property Owners Association, Inc. on this the _____ day of _____, 2018.

A True Record.

LEISURE LAKE PROPERTY OWNERS
ASSOCIATION, INC.
An Alabama Nonprofit Corporation

BILLY F. PUCKETT, SECRETARY

Attest:

MARY J. LAVER, PRESIDENT

STATE OF _____)
COUNTY OF _____)

I, a Notary Public, in and for said County in said State, hereby certify that BILLY F. PUCKETT, whose name as Secretary, respectively, of Leisure Lake Property Owners Association, Inc., an Alabama Nonprofit 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 document, he, as such officer and with full authority, has executed the same voluntarily for and as the act of the Corporation on the day the same bears date.

Sworn to and subscribed to before me on the ____ day of _____, 2018.

Notary Public
My Commission Expires: _____

STATE OF _____)
COUNTY OF _____)

I, a Notary Public, in and for said County in said State, hereby certify that MARY J. LAVER, whose name as President, respectively, of Leisure Lake Property Owners Association, Inc., an Alabama Nonprofit 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 document, she, as such officer and with full authority, has executed the same voluntarily for and as the act of the Corporation on the day the same bears date.

Sworn to and subscribed to before me on the ____ day of _____, 2018.

Notary Public
My Commission Expires: _____

This Instrument Prepared By:
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