

**SECOND AMENDMENT
TO THE
DECLARATION OF CONDOMINIUM OF
FOUR C'S, A CONDOMINIUM**

BALDWIN COUNTY, ALABAMA
PROBATE JUDGE
Filed/cert. 4/20/2010 2:05 PM
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THIS SECOND AMENDMENT TO THE DECLARATION OF CONDOMINIUM OF FOUR C'S, A CONDOMINIUM, is made this 20th day of March, 2010, by Four C's Owners Association, Inc., an Alabama nonprofit corporation, herein called the "Association," for itself, its successors, grantees and assigns.

RECITALS:

1. Four C's, a condominium, was formed by the recording of the Declaration of Condominium of Four C's, a condominium, (the "Declaration") in the Office of the Judge of Probate of Baldwin County, Alabama, on July 19, 2006, as Instrument Number 988248.
2. The Declaration was amended by the First Amendment to the Declaration of Condominium of Four C's, a condominium, dated July 24, 2006, and recorded on July 27, 2006, in the records of the Office of the Judge of Probate of Baldwin County, Alabama at Instrument Number 990093 (the "First Amendment").
2. Paragraph 4 of the Recitals to the Declaration, Section 5.06 of the Declaration and the Plans indicate that Four C's, a condominium, (the "Condominium") includes a Jacuzzi. However, a Jacuzzi was never built as a part of the Condominium.
3. The Association desires to amend the Declaration and the plans attached thereto as Exhibit "B" in order to remove all reference to a Jacuzzi being part of the Condominium.
4. Article XIII of the Declaration provides that "This Declaration may be amended as provided in the [Alabama Uniform Condominium Act, Section 35-8A-101, et seq., Ala.Code (1975) (the "Act")]".
5. Section 35-8A-217(a) of the Act requires "... the affirmative vote or agreement of unit owners of units to which at least two-thirds of the votes in the association are allocated ..." in order for the Association to amend the Declaration or the plans.
6. After due notice was given in accordance with the By-Laws of the Association, a special meeting was held on March 20, 2010, at which two-thirds of the members of the Association were present. During such meeting, the members present thereat unanimously voted in favor of amending the Declaration and plans in order to remove all reference to a Jacuzzi being part of the Condominium.
7. Section 10.07(5) of the By-Laws of the Association gives the president of the Association, along with the Association's secretary, the right to execute an amendment to the Declaration.

NOW, THEREFORE, based on the premises, the Association hereby makes this Second Amendment to the Declaration of Condominium of Four C's, a condominium.

1. All reference in the Declaration and plans attached thereto as Exhibit "B" to a Jacuzzi being part of the Condominium are hereby removed and deleted from the Declaration and plans.
2. This Second Amended is hereby incorporated into the Declaration and made a part thereof as if set out therein.
3. The Association ratifies and reaffirms the portions of the Declaration not amended hereby and the entirety of the First Amendment. The portions of the Declaration not amended hereby shall not be affected by this Second Amendment.

IN WITNESS WHEREOF, Four C's Owners Association, Inc., an Alabama non profit corporation, has caused this instrument to be executed on this the 9th day of April, 2010.

Four C's Owners Association, Inc.
An Alabama non profit corporation

By: Kathy Hahn

Its: President

Attest:

By: Susan Kilgore

Its: Secretary

STATE OF ALABAMA)

COUNTY OF BALDWIN)

I, Marian L. Fisher, the undersigned Notary Public in for said County in said State, hereby certify that Kathy Hahn, whose name as **President of Four C's Owners Association, Inc.**, an Alabama non profit 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, she, as such officer and with full authority, executed the same voluntarily for and as the act of said company on the day the same bears date.

Given under my hand and seal this the 9th day of April, 2010.

Marian L. Fisher
NOTARY PUBLIC



My Commission Expires: 12/07/2013

STATE OF Alabama)

COUNTY OF Baldwin)

I, Helen R. Cooper, the undersigned Notary Public in for said County in said State, hereby certify that Susan Kilgore, whose name as **Secretary of Four C's Owners Association, Inc.**, an Alabama non profit 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, she, as such officer and with full authority, executed the same voluntarily for and as the act of said company on the day the same bears date.

Given under my hand and seal this the 16th day of April, 2010.

Helen R. Cooper
NOTARY PUBLIC



My Commission Expires: 10/8/2011

THIS INSTRUMENT PREPARED BY:
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