

**NOVEMBER 16, 2016 AMENDMENT TO DECLARATION OF
EASEMENTS, COVENANTS AND RESTRICTIONS
FOR THE RETREAT AT BON SECOUR**

EASTERN SHORE ACQUISITIONS, L.L.C., which owns 37 of the 108 Lots in The Retreat at Bon Secour, a single-family residential subdivision established pursuant to that certain Declaration of Easements, Covenants and Restrictions recorded at Instrument 1515356 in the records of the Office of the Judge of Probate of Baldwin County, Alabama, and TRULAND HOMES, L.L.C. ("Truland"), which owns 32 of the said 108 Lots, do hereby, pursuant to paragraph 24 of said Declaration, amend the Declaration to add the following two (2) paragraphs:

(26) **ADDITIONAL PROPERTY**: Truland or any designee thereof, may, but is not obligated to, develop, from time to time, other land located adjacent to or more or less across County Road 4 from the Community and to elect, in its discretion, that such development(s) be annexed into the Community as a phase(s) thereof. To effect such annexation(s), the developer shall record one or more supplemental declarations, in which case, Owners of Lots in such additional phases(s) shall become members of the Association, and the provisions in this Declaration, except to the extent as is provided in the supplemental Declaration, shall apply to the additional phases. Any area included in any such additional phase that is designated as common to all Owners in the Community shall be the responsibility of the Association.

(27) **TRULAND HOMES, LLC AMENDMENT**: As long as Truland owns at least one (1) Lot in the Community, Truland shall have the right to amend this Declaration unilaterally; provided, however, that no such amendment shall (a) place an additional burden or restriction or requirement on any Lot the owner of which does not consent thereto in writing, and (b) materially alter the scheme of development in the Community.

IN WITNESS WHEREOF, the undersigned have executed this Amendment to Declaration of Easements, Covenants and Restrictions for The Retreat at Bon Secour.

EASTERN SHORE ACQUISITIONS, L.L.C.

By: _____

NATHAN L. COX, as Manager

TRULAND HOMES, L.L.C.

By: _____

NATHAN L. COX, as Manager

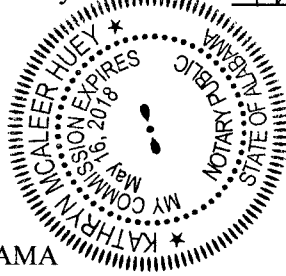
BALDWIN COUNTY, ALABAMA
TIM RUSSELL PROBATE JUDGE
Filed/cert. 11/23/2016 2:38 PM
TOTAL \$ 12.00
2 Pages

1604880

STATE OF ALABAMA
COUNTY OF BALDWIN

I, the undersigned authority, a Notary Public in and for said County in said State, hereby certify that NATHAN L. COX, whose name as Manager of EASTERN SHORE ACQUISITIONS, L.L.C., an Alabama limited liability company, 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 Manager and with full authority, executed the same voluntarily for and as the act of said entity.

GIVEN under my hand this the 17th day of November, 2016.

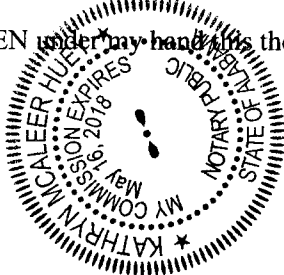


Kathryn McAleer Huey
NOTARY PUBLIC
My Commission Expires: May 16, 2018

STATE OF ALABAMA
COUNTY OF BALDWIN

I, the undersigned authority, a Notary Public in and for said County in said State, hereby certify that NATHAN L. COX, whose name as Manager of TRULAND HOMES, L.L.C., an Alabama limited liability company, 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 Manager and with full authority, executed the same voluntarily for and as the act of said entity.

GIVEN under my hand this the 17th day of November, 2016.



Kathryn McAleer Huey
NOTARY PUBLIC
My Commission Expires: May 16, 2018

THIS INSTRUMENT PREPARED BY:

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