

15
3600

AMENDMENT TO PROTECTIVE COVENANTS OF
HUNTERS POINTE SUBDIVISION

WHEREAS, William J. Shanks and Mark S. Jordan imposed certain protective covenants on all lots in Hunters Pointe Subdivision, a subdivision in the City of Madison, Madison County, Mississippi, as shown by a map or plat thereof in Plat Cabinet B at Slide 92 in the Office of the Chancery Clerk of Madison County, Mississippi; and

WHEREAS, the first unnumbered paragraph following Paragraph No. 28 of said protective covenants provide that said covenants may be amended by a written instrument signed by two-thirds (2/3) of the then owners of lots; and

WHEREAS, the undersigned lot owners, representing at least two-thirds (2/3) of the then owners of lots of Phase I and Phase II of Hunters Pointe Subdivision, desire to amend said protective covenants to give the Homeowners Association of Hunters Pointe Subdivision, which is referred to in Paragraph 22a of these Protective Covenants, the power to assess each lot for maintenance and operating expenses incurred by said Homeowners Association under the conditions set forth in the Bylaws of the Hunters Pointe Homeowners Association, Inc.

NOW THEREFORE, in consideration of the premises, the undersigned, constituting two-thirds (2/3) or more of the then owners of lots in Hunters Pointe Subdivision do hereby amend the

protective covenants of Hunters Pointe Subdivision by adding Paragraph 29 to said protective covenants which is specifically set forth as follows, to-wit:

29. Every owner of a lot within Hunterse Point Subdivision agrees to pay the annual asesments of the Homeowners Association, said Association being the same referred to in Paragraph 22a of these Protective Covenants, and each owner of any site by acceptance of the deed therefor, whether or not it shall be so expressed in any such deed or other conveyance, shall be deemed to covenant and agree to pay to the Hunters Pointe Homeowners Association, Inc. annual assessments or membership fees, together with such interests thereon and costs of collection, in an amount to be determined by the Board of Directors of said Homeowners Association as provided in the Bylaws of the Hunters Pointe Homeowners Association, Inc. and same shall be a charge on the land and shall be a continuing lien upon the property against which each such assessment or membership fee is made. Each such assessment or membership fee, together with such interest thereon, cost of collection and reasonable attorneys fees, shall also be the personal obligation of the person who is the owner of such lot at the time when the assessment or membership fee fell due. The personal obligation for delinquent assessment or membership fee shall not pass to his successors in title unless expressly assumed by them. The lien for assessments or membership fees shall be subject to and subordinate to the lien of any recorded first mortgage or deed of trust.

The previous protective covenants, including Paragraphs 1 through 28, shall remain in full force and effect unchanged and unaltered.

IN WITNESS THEREOF, the undersigned have affixed their signatures on this the _____ day of _____, 1988.

- | | |
|----------------------------------|---------------------------------|
| 1. <u>[Signature]</u> | 2. <u>Sharon M. Wright</u> |
| 3. <u>Benjamin C. Paez</u> | 4. <u>Kaye M. Pace</u> |
| 5. <u>Wesley Barnett</u> | 6. <u>David M. Barnett</u> |
| 7. <u>William M. McKee</u> | 8. <u>Richard M. Jones</u> |
| 9. <u>Harry E. Kow</u> | 10. <u>Quinn D. Burns</u> |
| 11. <u>John M. Lane</u> | 12. <u>[Signature]</u> |
| 13. <u>[Signature]</u> | 14. <u>Lilotta S. Walker</u> |
| 15. <u>Michael Ward</u> | 16. <u>[Signature]</u> |
| 17. <u>[Signature]</u> | 18. <u>[Signature]</u> |
| 19. <u>Eric Rolf Little</u> | 20. <u>[Signature]</u> |
| 21. <u>[Signature]</u> | 22. <u>Jolene Breenman</u> |
| 23. <u>[Signature]</u> | 24. <u>Julau Hene</u> |
| 25. <u>[Signature]</u> | 26. <u>Karen DeLoe</u> |
| 27. <u>[Signature]</u> | 28. <u>[Signature]</u> |
| 29. <u>Robert K. [Signature]</u> | 30. <u>[Signature]</u> |
| 31. <u>[Signature]</u> | 32. <u>Kathy M. [Signature]</u> |
| 33. <u>[Signature]</u> | 34. <u>[Signature]</u> |
| 35. <u>[Signature]</u> | 36. <u>[Signature]</u> |
| 37. <u>[Signature]</u> | 38. <u>[Signature]</u> |

- 39. Alvin T. Luff
- 40. Neddy Knoll
- 41. Kenneth R. Miller
- 42. Alma M. Hall
- 43. Vernie Speake
- 44. _____
- 45. Edward J. Ryan Jr.
- 46. Jamieson L. Ryan
- 47. Michael Speake
- 48. Walter C. Jackson
- 49. Franklin D. Hat
- 50. Lillian Coates
- 51. Joseph L. Lister
- 52. Joseph L. Lister
- 53. _____
- 54. Joseph L. Lister
- 55. Horton W. Skelton
- 56. Janet Skelton
- 57. _____
- 58. George Clark
- 59. Margaret A. Clark
- 60. Christina H. Clark
- 61. Bessie A. Clark
- 62. William J. Clark
- 63. Wickie J. Clark
- 64. Frank J. Clark
- 65. Brian P. Clark

The previous protective covenants, including Paragraphs 1 through 28, shall remain in full force and effect unchanged and unaltered.

IN WITNESS THEREOF, the undersigned have affixed their signatures on this the _____ day of _____, 1988.

- | | |
|------------------------------|-----------------------------|
| 66. Robert A. C...
_____ | 67. Jan E. D...
_____ |
| 68. Michael S. W...
_____ | 69. Wendy B. W...
_____ |
| 70. Larry S...
_____ | 71. L... S...
_____ |
| 72. Jerry D...
_____ | 73. Jim D...
_____ |
| 74. J...
_____ | 75. Kent J...
_____ |
| 76. J...
_____ | 77. Ann E...
_____ |
| 78. Dr. J.P. C...
_____ | 79. Carol A...
_____ |
| 80. Jim H...
_____ | 81. Suzanne H...
_____ |
| 82. J...
_____ | 83. Mona K. S...
_____ |
| 84. Grant B...
_____ | 85. Robert B...
_____ |
| 86. Richard H...
_____ | 87. Jan S...
_____ |
| 88. Susan L. S...
_____ | 89. J...
_____ |
| 90. J...
_____ | 91. Mark G...
_____ |
| 92. Robert S...
_____ | 93. Pam S...
_____ |
| 94. J...
_____ | 95. J...
_____ |
| 96. J...
_____ | 97. J...
_____ |
| 98. J...
_____ | 99. J...
_____ |
| 100. J...
_____ | 101. J...
_____ |
| 102. Kelly B. P...
_____ | 103. Kelly B. P...
_____ |

104.	James Riverside	105.	Donna Riverside
106.	John Emory	107.	Beth Emory
108.	Henry Hedger	109.	
110.	Mark S. Jardo		LOT 29
111.	Chris Maria Inc		Lot 22 Hp Pt 1
112.			
113.			
114.			
115.	W J J Shaul		Lots (20, 21, 69, 87, 107, 109, 110, 118, 132, 133, 135, 150, 151, 153, 154, 155, 156, 157, 158, 159, 161 166, 167, 168, 169)
116.	Mark S. Jardo		
117.			
118.			
119.	GOD EARTH DEV. INC Mark S. Jardo Pres		Lots (25, 93, 105)
120.	HTC & D Keener		Lots 64 113
121.	W J J Shaul	122.	Carrie M S Eilman
123.	Kimell White	124.	Judith Martin
125.	John L	126.	Ellen L H H
127.	J Frank Pucifovich Pres (JFP & Co, Inc)		LOTS 70 & 114
128.	Don Atford		Lots. 74 & 36
129.	Donalot & Hittley		Lots 19 & 50

The previous protective covenants, including Paragraphs 1 through 28, shall remain in full force and effect unchanged and unaltered.

IN WITNESS THEREOF, the undersigned have affixed their signatures on this the _____ day of _____, 1988.

- | | |
|--------------------------------|-------------------------------|
| 130. <u>Jeff L. Reckels</u> | 131. <u>J. David Wynne</u> |
| 132. <u>Jeff L. Reckels</u> | 133. <u>Maria Wynne</u> |
| 134. <u>Melissa J. Leprick</u> | 135. <u>Thomas A. Galt</u> |
| 136. <u>Robert McKinnon</u> | 137. <u>Jane J. Mackenzie</u> |
| 138. <u>William A. Pankow</u> | 139. <u>Maxwell B. Pankow</u> |
| 140. <u>Robert D. Galt</u> | 141. <u>Melanie H. Henry</u> |
| 142. <u>Wanda H. Heston</u> | 143. <u>Philip W. Heston</u> |
| 144. <u>Wanda H. Heston</u> | 145. <u>Flannery Heston</u> |
| 146. <u>Wanda H. Heston</u> | 147. <u>Wanda H. Heston</u> |
| 148. <u>R. David Pankow</u> | 149. <u>Sharon Baker</u> |
| 150. <u>Wanda H. Heston</u> | 151. <u>William J. Pankow</u> |
| 152. <u>Wanda H. Heston</u> | 153. <u>Wanda H. Heston</u> |
| 154. <u>Wanda H. Heston</u> | 155. <u>Wanda H. Heston</u> |
| 156. <u>Wanda H. Heston</u> | 157. <u>Wanda H. Heston</u> |
| 158. <u>Wanda H. Heston</u> | 159. <u>Wanda H. Heston</u> |
| 160. <u>Wanda H. Heston</u> | 161. <u>Wanda H. Heston</u> |
| 162. <u>Wanda H. Heston</u> | 163. <u>Wanda H. Heston</u> |
| 164. <u>Wanda H. Heston</u> | 165. <u>Wanda H. Heston</u> |
| 166. _____ | 167. <u>Wanda H. Heston</u> |

168. Off Ward	169. Mid Purvis
170. Alex ...	171. Cindy Gordon
172. Chris McKinley	173. Susan Presley
174. Theresa Simpson	175. Jody Farn
176. Steve Williams	177. David Quinn
178. Uma Brindle	179. Bobby Lavelle
180. _____	181. Peggy Dean
182. Frank Groen	183. Bill R x

I, James H. Little, hereby, swear or affirm, that I personally witnessed the signature(s) on line(s) 1 THROUGH 60

of the foregoing document.

James H. Little
Signature

Rebecca S. Hatch

Notary Public

(Affix Seal)

MY COMMISSION EXPIRES 03-12-01

I, Ernest G. Webster, hereby, swear or affirm, that I personally witnessed the signature(s) on line(s) 61, 62, 63, 65, 122, 123

of the foregoing document.

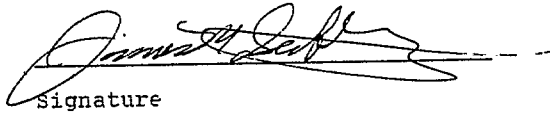
Ernest G. Webster
Signature

Suzanne Watson Anthony
Notary Public
My Commission Expires 12/2/91



I, James Michael Stablwog, hereby, swear or affirm, that I personally witnessed the signature(s) on line(s) 64

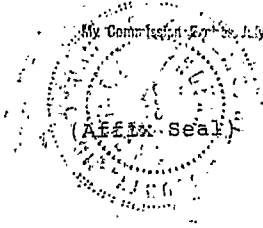
of the foregoing document.


Signature



Notary Public

My Commission Expires July 3, 1992



I, Robert J. Quilty, hereby, swear or affirm, that I personally witnessed the signature(s) on line(s) 66 through 79, 100, 102, 103, 105, 106 through 129

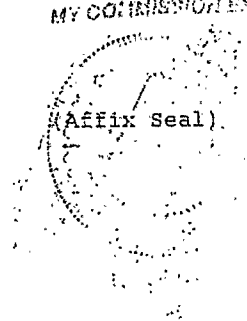
of the foregoing document.


Signature

Rebecca A. Hall

Notary Public 5-27-88
MY COMMISSION EXPIRES 04-15-91.

(Affix Seal)



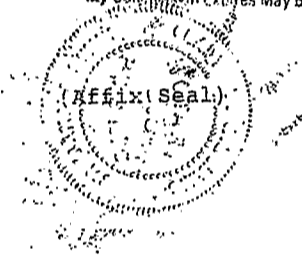
I, John David Wynne, hereby, swear or affirm, that I personally witnessed the signature(s) on line(s) 130 through 179

of the foregoing document.

John David Wynne
Signature

Gladys V. Williams
Notary Public

My Commission Expires May 6, 1991



I, Tanny Hedgcock, hereby, swear or affirm, that I personally witnessed the signature(s) on line(s) LINE 181

of the foregoing document.

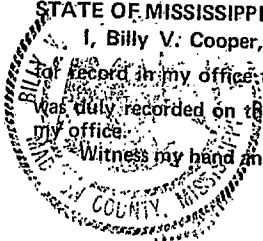
Tanny Hedgcock
Signature

Kimi M. Thomas
Notary Public
My Commission Expires Aug. 16, 1989

(Affix Seal)

STATE OF MISSISSIPPI, County of Madison:

I, Billy V. Cooper, Clerk of the Chancery Court of Said County, certify that the within instrument was filed for record in my office this 7 day of June, 1988, at 2:10 o'clock P. M., and was duly recorded on the 8 day of June, 1988, Book No. 651 on Page 389 in my office.
Witness my hand and seal of office, this the 8 day of June, 1988.



BILLY V. COOPER, Clerk

By S. Cole, D.C.