

AMENDMENT TO MASTER DEED  
AND DECLARATION OF CONDOMINIUM  
PROPERTY REGIME OF  
INDEPENDENCE SQUARE AT PLAINVIEW  
OFFICE CONDOMINIUMS

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This Amendment entered into this 30<sup>th</sup> day of March, 1981,  
by and between each of the undersigned, to wit: LINNWOOD OFFICE  
CONDOMINIUMS, a Joint Venture, of Jefferson County, Kentucky, com-  
posed of H. S. C. DEVELOPMENT COMPANY, J. SHERMAN HENDERSON, III,  
WILLIAM H. SCOTT, and DONALD R. CARRICATO, and WILLIAMS - KOCH  
PARTNERSHIP, composed of RALPH E. WILLIAMS, MAX A. WILLIAMS,  
GARRY K. WILLIAMS, and WILLIAM F. KOCH, JR., the same being all of  
the unit owners of INDEPENDENCE SQUARE AT PLAINVIEW OFFICE  
CONDOMINIUMS, an office Condominium; and PORTLAND FEDERAL SAVINGS  
AND LOAN ASSOCIATION, all of the aforesaid being of Louisville,  
Jefferson County, Kentucky.

WITNESSETH:

THAT WHEREAS, the Master Deed and Declaration of Horizontal  
Property Regime for INDEPENDENCE SQUARE AT PLAINVIEW OFFICE  
CONDOMINIUMS, an office condominium, is of record in Deed Book 5191,  
Page 323, in the Office of the County Court Clerk of Jefferson  
County, Kentucky, and the aforesaid provides for the Amendment of  
the said Master Deed upon completion of Buildings 3 and 4; and

WHEREAS, by this instrument all of the owners of Buildings  
Number 3 and Number 4, and pursuant to Paragraph B (Description of  
Units) as set forth in original Master Deed, anticipated additional  
units, and said units having been completed according to the Plot  
Plan as set forth in the original Master Deed; and

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5222 #494

WHEREAS, parties hereto desire to permanently set forth and establish the appropriate percentage interest for each owner for the entire condominium; and

WHEREAS, the new units are now ready for conveyance to respective purchasers and are designated as set out in Exhibit "A" showing the Plot Plan and Unit Plan and unit percentages of ownership:

NOW, THEREFORE, by the power vested in the undersigned by the Master Deed aforesaid and by the Kentucky Horizontal Property Law, this Amendment to the Master Deed:

COMES NOW the undersigned being all the owners of the units, Buildings Number 3 and Number 4, of INDEPENDENCE SQUARE AT PLAINVIEW OFFICE CONDOMINIUMS, a Horizontal Property Regime, and do hereby declare the following to be the percentage of ownership interest for each of the units in INDEPENDENCE SQUARE AT PLAINVIEW OFFICE CONDOMINIUMS; with minor alterations of percentage of ownership per Paragraph C, Page 4.

The units designated here are already existing units as recorded in Deed Book 5191, Page 323, on the 6th day of October, 1980:

<u>BUILDING NUMBER</u>	<u>UNIT</u>	<u>SQ. FT.</u>	<u>% INTEREST</u>
1	1-1	1110.55	3.15
	1-2	2817.54	7.98
	1-3	1124.78	3.19
	1-4	1289.13	3.65
	1-5	1303.36	3.69
2	2-1	2484.16	7.04
	2-2	1854.24	5.25
	2-3	3263.12	9.24
	2-4	1283.12	3.63
	2-5	1232.76	3.49
		17762.76	50.31

THIS AMENDMENT APPLIES TO THE FOLLOWING UNITS which were

5222 #494

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planned as set forth in the document recorded on the 6th day of October, 1980, and recorded in Deed Book Page 5191, Page 323, Paragraph B, which said units are now completed, and units "as built" are shown or designated in plans recorded in the Office of the County Clerk of Jefferson County, Kentucky, in APARTMENT (CONDOMINIUM) OWNERSHIP BOOK 23, Pages 38-40, Instrument No. 259, recorded herewith, which plans and amended plans are incorporated in this Declaration by reference:

<u>BUILDING NUMBER</u>	<u>UNIT</u>	<u>SQ. FT.</u>	<u>% INTEREST</u>
3	3-1	2272.41	6.44
	3-2	2506.70	7.10
	3-3	1228.15	3.48
	3-4	1169.65	3.31
4	4-1	1424.50	4.03
	4-2	1322.48	3.75
	4-3	2429.96	6.88
	4-4	2559.32	7.25
	4-5	1365.82	3.87
	4-6	1263.80	3.58
		17542.79	49.69

For and in consideration of the Master Deed having already provided for the Units 3-1, 3-2, 3-3, 3-4, 4-1, 4-2, 4-3, 4-4, 4-5, and 4-6, said units shall herewith become a part of the Regime already established and shall hereafter be subject by all the provisions of the Master Deed aforesaid, and any amendments thereto, including those provisions set out in Condominium Ownership Book 21, Pages 22 through 24, Instrument No. 37208, Jefferson County Court Clerk's office, Jefferson County, Kentucky.

Joining in this instrument is PORTLAND FEDERAL SAVINGS AND LOAN ASSOCIATION of Louisville, Kentucky, holder of mortgages recorded in Mortgage Book 1915, Page 620, and Mortgage Book 1931,

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Page 489, in Jefferson County Court Clerk's Office, Jefferson County, Kentucky, said Mortgages being on the property submitted herein to a Condominium Property Regime; the Mortgagee joins herewith to indicate its consent thereto.

WITNESS the signatures of the Owners, Developers, and Mortgageholders this 30<sup>th</sup> day of March, 1981.

LINNWOOD OFFICE CONDOMINIUMS  
Joint Venture

BY: H. S. C. DEVELOPMENT COMPANY

BY: *J. Sherman Henderson III*  
J. SHERMAN HENDERSON, III

BY: *William H. Scott*  
WILLIAM H. SCOTT

BY: *Donald R. Carricato*  
DONALD R. CARRICATO

Comprising of all the partners, and

BY: WILLIAMS - KOCH PARTNERSHIP

BY: *Ralph E. Williams*  
RALPH E. WILLIAMS

BY: *Max A. Williams*  
MAX A. WILLIAMS

BY: *Garry K. Williams*  
GARRY K. WILLIAMS

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BY: William F. Koch, Jr.  
WILLIAM F. KOCH, JR.

Comprising of all the partners, and  
PORTLAND FEDERAL SAVINGS AND LOAN ASSN

BY: Lucas D. Steen VICE PRESIDENT

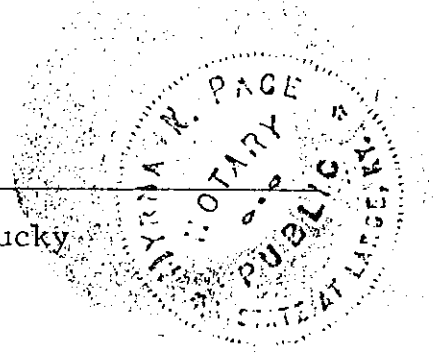
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STATE OF KENTUCKY  
COUNTY OF JEFFERSON

The foregoing instrument was acknowledged and delivered before me this 30<sup>th</sup> day of March, 1981, by LINNWOOD OFFICE CONDOMINIUMS, a Joint Venture, by H. S. C. DEVELOPMENT COMPANY, a Kentucky Partnership, and WILLIAMS - KOCH PARTNERSHIP, by the following Partners: J. SHERMAN HENDERSON, III, WILLIAM H. SCOTT, DONALD R. CARRICATO, RALPH E. WILLIAMS, MAX A. WILLIAMS, GARRY K. WILLIAMS, and WILLIAM F. KOCH, JR. My commission expires: \_\_\_\_\_

November 15, 1981

Margaret M. Page  
Notary Public  
Jefferson County, Kentucky



STATE OF KENTUCKY  
COUNTY OF JEFFERSON

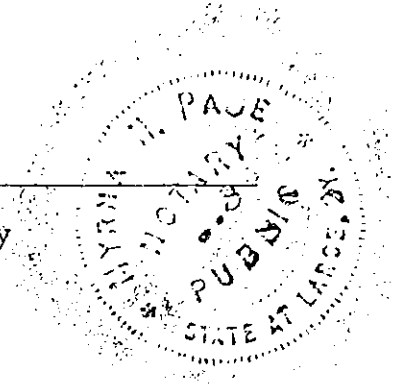
Before me, a Notary Public in and for said State and County, personally appeared the above named PORTLAND FEDERAL SAVINGS AND LOAN ASSOCIATION, a Corporation, who acknowledged that (s) he, being thereunto duly authorized by said Corporation's Board of Directors, did sign the foregoing instrument and that the same is

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his free act and deed personally and as said officer, and the free act and deed of said Corporation. My commission expires: \_\_\_\_\_

November 15, 1981

Merna N. Page  
Notary Public  
Jefferson County, Kentucky



THIS INSTRUMENT PREPARED BY:

William M. Harvin  
WILLIAM M. HARVIN  
Attorney at Law  
1500 Kentucky Home Life Building  
Louisville, Kentucky 40202  
584-0291

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# SABAK, WILSON, HEINER & LINGO, INC.

ENGINEERS, LANDSCAPE ARCHITECTS & PLANNERS

300 WEST MAIN STREET, LOUISVILLE, KY 40202 • 502-584-6271

March 18, 1981


## INDEPENDENCE SQUARE OFFICE CONDOMINIUMS

Following is the percentage interest in common elements for each unit in the completed buildings: # 1, #2, #3 & #4. This percentage is based on the projected occupiable space total for the four building complex of 35,305.55 sq. ft. which represents 100% of the projected total.

BLDG. NO	UNIT	SQ. FT.	% INTEREST
1	1-1	1110.55	3.15
	1-2	2817.54	7.98
	1-3	1124.78	3.19
	1-4	1289.13	3.65
	1-5	1303.36	3.69
2	2-1	2484.16	7.04
	2-2	1854.24	5.25
	2-3	3263.12	9.24
	2-4	1283.12	3.63
	2-5	1232.76	3.49
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	3-3	1228.15	3.48
	3-4	1169.65	3.31
4	4-1	1424.50	4.03
	4-2	1322.48	3.75
	4-3	2429.96	6.88
	4-4	2559.32	7.25
	4-5	1365.82	3.87
	4-6	1263.80	3.58
		35,305.55	100.00%

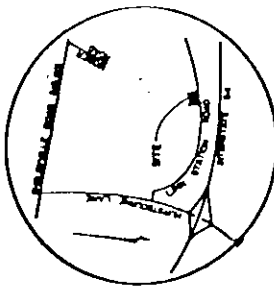
Buildings #1 and #2 make up 50.31% of the projected total square footage of the four building complex.

Buildings #3 and #4 make up 49.69% of the projected total square footage of the four building complex.



David L Elzy  
Sabak, Wilson, Heiner & Lingo, Inc.

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KEY MAP NO. SCALE

**SURVEYOR'S CERTIFICATE**

I HEREBY CERTIFY THAT THE SURVEY FOR THIS PLAN WAS MADE UNDER MY SUPERVISION AND THAT THE LINEAR AND ANGULAR MEASUREMENTS ARE CORRECT AND THAT THE VERTICAL ELEVATIONS SHOWN HEREON WERE ESTABLISHED FROM RECORDS AND EXISTING MONUMENTS FOUND IN THE FIELD AND ARE TRULY AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF.

*John D. Wilson*  
REGISTERED LAND SURVEYOR, NY 703

**ENGINEER'S CERTIFICATE**

I HEREBY CERTIFY THAT THIS PLAN ACCURATELY DEPICTS THE LAYOUT, LOCATION, UNIT NUMBER AND DIMENSIONS OF THE UNITS AS BUILT, SUBSCRIBED AND SWORN TO.

*John D. Wilson*  
PROFESSIONAL ENGINEER, NY 484

*John D. Wilson*  
REGISTERED PROFESSIONAL ENGINEER, NY 484  
STATE PUBLIC, STATE OF NY, COUNTY OF ALBANY, NY, COMMISSION EXPIRES 12/31/2011

**NOTE:**

EXISTING BUILDINGS HAVE BEEN RECORDED IN "AMMENDMENT OTHER-5" BOOKS" AS FOLLOWS:

BUILDING NO. 1	BOOK	PAGE
182	21	23

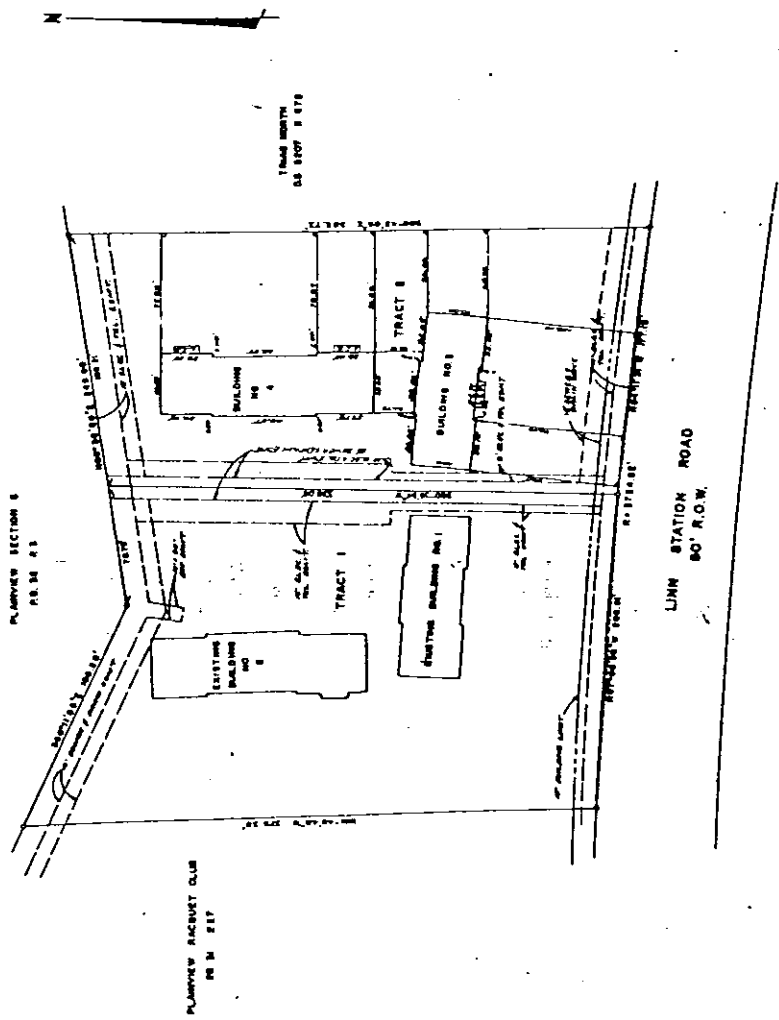
**BENCH MARK**

ALL POINTS SHOWN IN THIS PLAN ARE BENCH MARKS IN THE NORTHWEST QUARTER CORNER OF SECTION 21, TOWNSHIP 10 N., RANGE 10 W., COUNTY OF ALBANY, NY.



**LEGAL DESCRIPTION**

BEING TRACTS 1 AND 2 OF PLANNED SECTION 5 CONVEYED TO LINWOOD OFFICE CORPORATION BY DEED DATED DECEMBER 29, 1979 AND RECORDED IN DEED BOOK 848 PAGE 87 TRACT 1, AND BY DEED DATED AUGUST 22, 1980 AND RECORDED IN DEED BOOK 811 PAGE 892 TRACT 2, IN THE OFFICE OF THE CLERK OF THE COUNTY COURT OF ALBANY COUNTY, NEW YORK.



**BABAK, WILSON, HEINER & LINGO, INC.**  
REGISTERED PROFESSIONAL ENGINEERS, ARCHITECTS & LAND SURVEYORS  
100 WEST 42ND STREET  
NEW YORK, NY 10018

PROPERTY MAP  
INDEPENDENCE SQUARE  
OFFICE CONDOMINIUMS  
ALBANY COUNTY, NEW YORK





