

**AMENDMENT TO THE MASTER DEED AND  
DECLARATION FOR  
"KENILWORTH HEIGHTS LOFTS & TOWNHOMES"**

This Amendment made and entered into by Legacy Development Corporation, d/b/a Legacy Homes, a Kentucky Corporation, hereinafter referred to as "Developer"

**WITNESSETH:**

WHEREAS, by a Condominium Declaration of Master Deed for Kenilworth Heights Lofts and Townhomes dated October 25, 2005, and appearing of record in Deed Book 8720, Page 566, Apartment Ownership Book 110, Pages 96-99, Clerk's File No. 2116 in the Office of the Clerk of Jefferson County, Kentucky, and all subsequent amendments thereto, the Developer subjected and submitted certain real property to the horizontal property law, as amended; and

WHEREAS, the Developer is the owner, and pursuant to Article V of the Master Deed, wishes to add Units 335, 337, 339 and 341 to the condominium regime;

WHEREAS, the condominium regime will now be improved with those units referred to herein above and thereby having at present a total of 12 units.

NOW, THEREFORE, the Developer for the purposes herein above set forth and in accordance with the powers conferred and reserved to Developer in Article V of the Master Deed for "Kenilworth Heights Lofts and Townhomes," recorded, does hereby amend the Master Deed by:

1. Declaring that the above named units are hereby created and added to the condominium regime and that said units are to be in all respects governed by the terms, provisions, conditions and restrictions of the Master Deed and Declaration.
2. Amending the legal description of the units which are set forth in the Master Deed by

adding the following units:

<u>UNIT</u>	<u>AREA (SQ.FT.)</u>
335	1402
337	1392
339	1094
341	1094

Said new units location, approximate area, number of rooms, structural changes and common elements to which the new unit has access to are described and shown on a set of plans which are recorded simultaneously herewith. Said plans are incorporated herein by reference.

4. Amending the schedule of percentage of ownership interest in the common elements appurtenant to each unit to read as follows:

SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF

The above schedule of percentage of ownership in the common elements are calculated as set forth in the Master Deed, and this allocation is accomplished as follows:

(a) The Developer, the extent necessary, hereby exercising all of its rights conferred upon it by the Master Deed and Declaration and all powers of attorney granted to it by all unit owners of the existing units, thereby divesting them of that portion of their unit's share in the existing common elements which must be allocated to the new units to obtain the percentage interest in the aggregated common elements in each unit as shown in the schedule attached as Exhibit "A".

(b) The Developer to the extent necessary hereby exercises all powers of attorney granted to it and powers of appointment reserved by it and hereby grants and conveys and sets over to each owner of existing units that share in the new common elements which is necessary to obtain for each existing unit its share in the aggregated common elements as shown in the schedule attached Exhibit "A".

(c) In other means supportable in law or in equity on the basis of the Master Deed, the deeds to each purchaser, and this amended declaration.

(d) The meaning of all of the terms referred to herein are as described in the Master Deed and Declaration.

Except as set forth herein, the Declaration of Master Deed for "Kenilworth Heights Lofts and Townhomes," shall remain in full force and effect.

Developer hereby verifies true all of the information contained in the amendment.

IN TESTIMONY WHEREOF, witness the signature of Mark Isaacs, President of Legacy Development Corporation, d/b/a Legacy Homes, a Kentucky Corporation, this 23rd day of May, 2007.

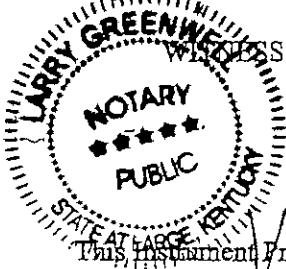
Legacy Development Corporation, d/b/a  
Legacy Homes, a Kentucky Corporation

BY: Mark Isaacs  
Mark Isaacs, President

STATE OF KENTUCKY )  
 ) SCT.  
COUNTY OF JEFFERSON )

I, a Notary Public, in and for the State and County aforesaid, do hereby certify that the foregoing instrument was produced to me in the State and County aforesaid and acknowledged and delivered before me by Mark Isaacs, President of Legacy Development Corporation, d/b/a Legacy Homes, a Kentucky Corporation, on behalf of same.

Witness my hand this 23rd day of May, 2007.



Russell D. Ford  
Notary Public, Jefferson County, KY  
My Commission expires: 1-31-09

This instrument Prepared By:

Russell D. Ford, Attorney  
Mattingly-Ford, P.S.C.  
1650 UPS Drive, Suite 102  
Louisville, KY 40223  
(502) 212-7000

## EXHIBIT "A"

UNIT	SQ. FEET	PERC. (%) INTEREST
353	916	6.682%
355	1419	10.352%
357	916	6.682%
351	1112	8.112%
343	916	6.682%
345	1419	10.352%
347	916	6.682%
349	1112	8.112%
335	1402	10.228%
337	1392	10.155%
339	1094	7.981%
341	1094	7.981%
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TOTAL	13708	100%

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 Recorded On: 06/07/2007 12:43:53  
 Total Fees: 16.00  
 Transfer Tax: .00  
 County Clerk: BOBBIE HOLSCLOW-JEFF CO KY  
 Deputy Clerk: EVEMAY

END OF DOCUMENT

Recorded In Condo Book  
 No. 120 Page 10  
 Part No. 2433