

**AMENDMENT TO DECLARATION OF RESTRICTIONS
OF
OAKHURST RESIDENTS ASSOCIATION, INC.**

The lot owners (the "Owners") of the Oakhurst Residents Association, Inc. having voted in favor of the amendment to certain Declarations of Restrictions of Oakhurst as more particularly described herein, hereby adopt the following amendment.

RECITALS:

WHEREAS, there appears of record in the office of the Clerk of Jefferson County, Kentucky, the following Declarations of Restrictions with respect to the Oakhurst Subdivision:

A. A Declaration of Restrictions of Oakhurst Section 1, recorded in Plat and Subdivision Book 41, Page 3, and of record in Liber 6485, Page 415, in office of the Clerk of Jefferson County;

B. A Declaration of Restrictions of Oakhurst Section 2A, recorded in Plat and Subdivision Book 41, Page 85, and of record in Book 6605, Page 425, in the office aforesaid;

C. A Declaration of Restrictions of Oakhurst Section 2B, recorded in Plat and Subdivision Book 42, Page 20, and of record in Book 6677, Page 178, in the office aforesaid;

D. A Declaration of Restrictions of Oakhurst Section 3, recorded in Plat and Subdivision Book 42, Page 66, and of record in Book 6781, Page 711, in the office aforesaid;

E. A Declaration of Restrictions of Oakhurst Section 4, recorded in Plat and Subdivision Book 43, Page 38, and of record in Book 6893, Page 91, in the office aforesaid;

F. A Declaration of Restrictions of Oakhurst Section 5, recorded in Plat and Subdivision Book 44, Page 37, and of record in Book 7054, Page 430, in the office aforesaid;

G. A Declaration of Restrictions of Oakhurst Section 5B, recorded in Plat and Subdivision Book 45, Page 27, and of record in Book 7207, Page 460, in the office aforesaid;

H. A Declaration of Restrictions of Oakhurst Section 6, recorded in Plat and Subdivision Book 45, Page 92, and of record in Deed Book 7329, Page 431, in the office aforesaid;

I. A Declaration of Restrictions of Oakhurst Section 7, recorded in Plat and Subdivision Book 47, Page 17, and of record in Deed Book 7564, Page 625, in the office aforesaid; and,

J. A Declaration of Restrictions of Oakhurst Section 8, recorded in Plat and Subdivision Book 47, Page 94, and of record in Deed Book 7783, Page 300, in the office aforesaid.

WHEREAS, each of the Owners for each Section identified hereinabove have voted in conformity with paragraph 21 of their respective Declarations of Restrictions which provides that said Declaration may be cancelled, altered or amended at any time by an affirmative action of the owners of seventy-five percent (75%) of the lots subject to the Declaration.

NOW, THEREFORE, each of the Declarations of Restrictions is amended as follows:

1. Paragraph 7 of each of the Declarations is amended by deleting the first two (2) literary sentences of said paragraphs and replacing them with the following:

Commencing from January 1, 2008, all lots in Oakhurst shall be subject to an annual maintenance charge of \$125.00 each. This amount will be due and payable on the first day of January of each year thereafter and will be payable to Oakhurst Homeowners Association, Inc. The amount so collected shall be used for the maintenance and management of the subdivision which shall include insuring common areas as needed, paying for utilities associated with street lights and irrigation, insurance, accountants and legal expenses, taxes, keeping up and beautifying signature entrances and common areas, and paying professional and other fees associated with or required the good operation of the Oakhurst Homeowners Association, Inc. In subsequent years, the annual maintenance fee shall be an amount determined at the annual meeting of the homeowners association said fee not to increase by more than five percent (5%) of the previous year's annual maintenance fee. For any maintenance fee not paid on or before March 15 of each year a late fee shall be assessed in the amount of \$25.00 per month and each month thereafter until paid. If maintenance fees remain delinquent for 120 days from the date it is due a lien shall be placed upon the property. The lot owner shall be responsible to pay costs of collection and attorney's fees

incurred by the homeowner's association to collect any past due annual maintenance fee, including late fees.

2. Paragraph 21 of each of the Declarations is amended by deleting the second literary sentence in each of said paragraphs and replacing it with the following:

"These restrictions may be cancelled, altered or amended at any time by the affirmative action of the owners of fifty-one percent (51%) of the lots subject to these restrictions.

Each of the Declarations of Restrictions is restated and is incorporated herein by reference and remains unchanged except for the express changes made herein and no further.

These amendments were adopted this 23 day of August, 2007.

OAKHURST RESIDENTS ASSOCIATION, INC.

By: Theresa M. Drayton
Its: President

STATE OF KENTUCKY
COUNTY OF JEFFERSON

Subscribed, sworn to, and acknowledged before me this 23rd day of August, 2007, by Theresa M. Drayton as President of Oakhurst Residents Association, Inc.

My Commission expires: 10-24-2007

Shirley Beamanlett
Notary Public, State-at-Large

THIS INSTRUMENT PREPARED BY:
MORGAN & POTTINGER, P.S.C.

By: [Signature]
Mark J. Sandlin
601 West Main Street
Louisville, Kentucky 40202
(502) 560-6762

Document No.: DN2007142288
Lodged By: GOLDBERG & SIMPSON
Recorded On: 08/31/2007 12:21:54
Total Fees: 13.00
Transfer Tax: .00
County Clerk: BOBBIE HOLSCLAW-JEFF CO KY
Deputy Clerk: TERHIG

END OF DOCUMENT