



Bobbie Holsclaw
Jefferson County Clerk's Office

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INST # 2016088839

BATCH # 20557

JEFFERSON CO, KY FEE \$13.00

PRESENTED ON: 04-19-2016 6 03:16:39 PM

LODGED BY: BINGHAM GREENEBAUM DOLL

RECORDED: 04-19-2016 03:16:39 PM

BOBBIE HOLSCRAW

CLERK

BY: JOLENE CARDWELL

RECORDING CLERK

BK: D 10600

PG: 480-483

DOR
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**FOURTH AMENDMENT TO
DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS
FOR WOODLANDS CREEK**

JEFFERSON COUNTY, KENTUCKY

THIS FOURTH AMENDMENT TO DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS FOR WOODLANDS CREEK ("Amendment") is entered into and effective as of April 18, 2016, by PULTE HOMES OF OHIO LLC, a Michigan limited liability company, with an office and place of business at 10035 Forest Green Boulevard, Louisville, Kentucky 40223 ("Declarant").

RECITALS:

A. Declarant and/or Declarant's predecessor has previously entered into that certain Declaration of Covenants, Conditions and Restrictions pertaining to *Woodlands Creek* dated as of May 31, 2006, of record in Deed Book 8848, Page 798, as amended by Amendments of record in Deed Book 9119, Page 115; Deed Book 9478, Page 246; and Deed Book 9894, Page 834, all in the Jefferson County Clerk's Office (as amended, the "Declaration").

B. Declarant's rights as Declarant were transferred by instruments of record in Deed Book 9894, Page 839; Deed Book 9971, Page 780; and Deed Book 10289, Page 562, all in the Jefferson County Clerk's Office.

C. Declarant is obligated as the "Declarant" under the Declaration.

D. Section 10(c) of the Declaration provides that so long as Declarant owns a Lot, Declarant may unilaterally amend this Declaration, by recording an amendment to the Declaration in the Jefferson County Clerk's office.

E. Section 1(c) of the Declaration states that the "Properties" that are subject to the Declaration shall include such additions thereto as may thereafter be brought within the jurisdiction of the Association.

F. The parties now desire to further amend the Declaration, to add the real estate described on Exhibit A hereto as a portion of the "Properties" to which the Declaration pertains, and to include the real estate described on Exhibit A within the scope of the Declaration, as described herein.

G. Certain capitalized terms not defined herein shall have the same meaning ascribed to them in the Declaration.

NOW, THEREFORE, for and in consideration of the above recitals, Declarant hereby declares as follows:

1. **ADDITIONAL PROPERTIES.** From and after the date of this Amendment, the term "Properties," as defined in the Declaration, shall include the real estate described on Exhibit A. The parties intend that the real estate described on Exhibit A shall be entitled to all of the

benefits granted to the Properties pursuant to the Declaration, and shall be encumbered by all of the burdens imposed on the Properties pursuant to the Declaration.

2. **RATIFICATION.** Except as modified by this Amendment, the Declaration shall remain in full force and effect.

IN TESTIMONY WHEREOF, witness the signature of the Declarant as of the date noted above.

PULTE HOMES OF OHIO LLC

By:

Matthew J. Cranahan

Title:

Div VP Land Acquisition

("Declarant")

STATE OF OHIO
COUNTY OF FRANKLIN

)
) SS.
)

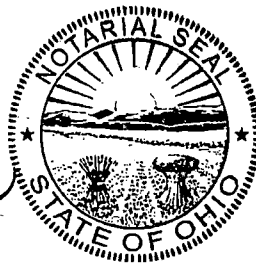
The foregoing instrument was acknowledged before me this 14TH day of April, 2016, by MATTHEW J. CRANAHAN, as Div. VP Land Acq. of Pulte Homes of Ohio LLC.

My commission expires: 1/18/17

Stephen Peck
NOTARY PUBLIC

This instrument was prepared by:

Tandy C. Patrick
Tandy C. Patrick, Esq.
BINGHAM GREENEBAUM DOLL LLP
3500 National City Tower
101 South Fifth Street
Louisville, Kentucky 40202-3197
(502) 587-3512



STEPHEN PECK
Notary Public, State of Ohio
My Commission Expires 01/18/2017

EXHIBIT A**Tract 1:**

BEING all of Tract 2, containing 1.893 acres, as shown on a Minor Subdivision Plat prepared by Sabak, Wilson & Lingo Inc. bearing Docket No. ISMINORPLAT100S, approved by Louisville Metro Planning Commission on April 2, 2015, the original of which is attached to and recorded with the Deed.

Being the same property acquired by Pulte Homes of Ohio LLC by Deed from Casey C. Dent and Sara Dent, husband and wife, dated September 9, 2015, recorded in Deed Book 10464, Page 720, in the Jefferson County Clerk's Office.

Tract 2:

Beginning at a point in Stone's line, corner to Fuller, which point is 854.2 feet northwest of the right of way of the Louisville and Eastern Railway Company measured on a line North 59-1/2 degrees West from said right of way; thence with said Fuller's line, North 30-1/2 degrees East 705-1/4 feet, to a s take in a road corner to Fuller and Moxley; thence with said Road South 59 degrees 50 minutes East 210 feet; thence South 30-1/2 degrees West 705-1/4 feet, more or less, to a point in Stone's line, thence with Stone's line North 59-1/2 degrees West 210 feet to the beginning, containing 3.4 acres, more or less.

Also being Tract 3 as shown on Minor Subdivision Plat bearing Docket #MINORPLAT1005 attached to and made a part of instrument recorded in Deed Book 10464, Page 716, in the Jefferson County Clerk's office.

BEING the same property acquired by Pulte Homes of Ohio LLC by Deed from Calvin T. Vogt, II and Ruby L. Vogt, son and mother, dated September 8, 2015, of record in Deed Book 10464, Page 716, in the Jefferson County Clerk's Office.