

SUBSEQUENT AMENDMENT TO DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS FOR THE ENCLAVE AT LOCHMERE ESTATES

THIS SUBSEQUENT AMENDMENT TO DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS for The Enclave at Lochmere Estates, (hereinafter referred to as "Subsequent Amendment") is made this the 21st day of August, 2013, by BALL HOMES, LLC, a Kentucky limited liability company, (hereinafter referred to as "Developer").

WITNESSETH:

WHEREAS, Developer entered into the Declaration of Covenants, Conditions and Restrictions for The Enclave at Lochmere Estates, which Declaration is of record at Deed Book 3167, Page 1, in the office of the Fayette County Clerk; and

WHEREAS, said Declaration was amended by Subsequent Amendment dated July 11, 2013 and of record at Deed Book 3167, page 606 in the aforesaid Clerk's office (the Declaration and Subsequent Amendment are hereinafter collectively referred to as the "Declaration"); and

WHEREAS, pursuant to Article VIII, Section 1 of the Declaration, Developer has the sole right and privilege, with the consent of the owner and so long as it is the Class B Member, to annex all or any portion of the real property shown at Exhibit "A" to the Declaration and to subject such property to the provisions of the Declaration by filing a Subsequent Amendment; and

WHEREAS, Developer is the owner of all the real property shown on the Amended Final Record Plats of Lochmere Estates (Maple Ridge) Unit 1-A, Section 1b; Unit 1-A, Section 2; Unit 1-B, Section 1b; and Unit 1-B, Section 2, all of which property is included in the property described at Exhibit "A" to the Declaration; and

WHEREAS, Developer is the Class B Member; and


WHEREAS, Developer wishes to annex the properties described hereinabove and to subject them to the provisions of the Declaration;

NOW, THEREFORE, Developer declares that all of the real property contained within Lochmere Estates (Maple Ridge) Unit 1-A, Section 1b; Unit 1-A, Section 2; Unit 1-B, Section 1b; and Unit 1-B, Section 2, which properties are more particularly described at Exhibit "A", attached hereto and incorporated by reference herein, shall be held, sold and conveyed subject to the covenants, conditions, and restrictions set forth in the Declaration, which covenants, conditions, and restrictions shall run with the land and shall bind all parties having or acquiring any right, title or interest in said real property, their heirs, successors, successors-in-title, and assigns and shall be for the benefit of each owner of any portion of such real property.

*Please return to
Preparer*

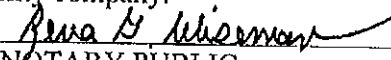
IN WITNESS WHEREOF, Developer has hereunto executed this Subsequent Amendment as of the date and year first written above.

BALL HOMES, LLC,
a Kentucky limited liability company

BY: 
ITS: Executive Vice-President

STATE OF KENTUCKY)
COUNTY OF FAYETTE)

The foregoing instrument was acknowledged before me on this the 21st day of August, 2013, by Lisa Ball, as Executive Vice-President for and on behalf of Ball Homes, LLC a Kentucky limited liability company.

 ID# 488023
NOTARY PUBLIC
My commission expires: 4-24-17

THIS INSTRUMENT PREPARED BY:



Rena G. Wiseman, Esq.
3609 Walden Drive
Lexington, Kentucky 40517
(859) 268-1191

EXHIBIT "A"

Being all of the property shown on the Amended Final Record Plat of Lochmere Estates (Maple Ridge), Unit 1-A, Section 1b, of record at Cabinet R, Slide 87, in the Office of the Fayette County Clerk; all of the property shown on the Amended Final Record Plat of Lochmere Estates (Maple Ridge), Unit 1-A, Section 2, of record at Cabinet R, Slide 88, in the aforesaid Clerk's office; all of the property shown on the Amended Final Record Plat of Lochmere Estates (Maple Ridge), Unit 1-B, Section 1b, of record at Cabinet R, Slide 86, in the aforesaid Clerk's office; and all of the property shown on the Amended Final Record Plat of Lochmere Estates (Maple Ridge), Unit 1-B, Section 2, of record at Cabinet R, Slide 89, in the aforesaid Clerk's office.

Being a part of the property conveyed to Ball Homes, LLC by deed dated October 9, 2012 and of record at Deed Book 3105, page 13 in the aforesaid Clerk's office.

DEED BOOK 3178 PAGE 608

**I, Donald W Blevins Jr, County Court Clerk
of Fayette County, Kentucky, hereby
certify that the foregoing instrument
has been duly recorded in my office.**



By: DOUG BRADLEY ,dc

201308220157

August 22, 2013 14:00:04 PM

Fees \$13.00 Tax \$.00

Total Paid \$13.00

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