

**SUPPLEMENTAL DECLARATION OF COVENANTS,
CONDITIONS AND RESTRICTIONS**

**WOODMONT SUBDIVISION
PHASE 1-B**

JEFFERSON COUNTY, KENTUCKY

THIS SUPPLEMENTAL DECLARATION OF COVENANTS, CONDITIONS, AND RESTRICTIONS for Woodmont Subdivision, Phase 1-B ("Supplemental Declaration") is made on this 11th day of December, 1998, by Woodmont, LLC, a Kentucky limited liability company, with an address of 1510 Citizens Plaza, 500 West Jefferson Street, Louisville, Kentucky 40202 ("Developer").

WHEREAS, Developer caused a certain Declaration of Covenants, Conditions and Restrictions of Woodmont Subdivision, Phase 1-A, to be duly recorded in Deed Book 7140, Page 779, in the Office of the Clerk of Jefferson County, Kentucky, on November 20, 1998 ("Prior Declaration"), for the purpose of creating a residential subdivision (the "Subdivision") in multiple phases (individually, a "Phase").

WHEREAS, Developer is the owner of certain real property located in Jefferson County, Kentucky, to be added to the Subdivision as an additional Phase.

NOW, THEREFORE, Developer hereby declares that a portion of the Subdivision consisting of "Phase 1-B", as hereinafter defined, shall be held, sold, and conveyed subject to the easements, restrictions, covenants, and conditions in the Prior Declaration, which are for the purpose of protecting the value and desirability of the Subdivision. The easements, restrictions, covenants, and conditions shall: (i) run with the land contained in the Subdivision; (ii) be binding on all parties having any right, title, or interest in the Subdivision, their heirs, successors, and assigns; and (iii) inure to the benefit of each owner.

1. Amendment. Section 1 of the Prior Declaration, entitled "The Property", is hereby amended to include the following described property ("Phase 1-B") in addition to the property currently subject to and described in the Prior Declaration:

BEING Lots 19 through 37 as shown on the plat of Woodmont, LLC, Phase 1-B, of record in Plat and Subdivision Book 44, Page 97, in the Office of the Clerk of the County Court of Jefferson County, Kentucky.

BEING a part of Phase I as shown on the Minor Subdivision Plat produced by Sabak, Wilson & Lingo, Inc., and approved by the Louisville and Jefferson County Planning Commission on January 7, 1998, the original of which is of record in Deed Book 6984, Page 0606, in the Office of the Clerk of the County Court of Jefferson County, Kentucky.

BEING the same property acquired by Woodmont, LLC, by Deed from Dr. John R. and Mrs. Elaine M. Smith, husband and wife, dated January 9, 1998, of record in Deed Book 6984, Page 0600, and Deed from Mary Jane Eppinger, an unmarried widow, dated January 29, 1998, of record in Deed Book 6992, Page 0275, both Deeds of record in the Office of the Clerk of the County Court of Jefferson County, Kentucky.

The term "Lot", as used in the Prior Declaration, shall include any lot or similar property as delineated on the Plat of Phase 1-B.

The term "Lot Owner", as used in the Prior Declaration, shall include the owner or owners of any Lot in Phase 1-B.

2. Definitions. All capitalized terms not defined herein shall have the same meanings as those set forth in the Prior Declarations.

3. No Other Modifications. Other than as set forth herein, the Prior Declaration shall remain in full force and effect.

WITNESS the signature of Developer by its authorized member on this 11th day of December, 1998.

WOODMONT, LLC
A Kentucky Limited Liability Company

By: 
Name: Thomas F. Buetow
Title: Member
("Developer")

COMMONWEALTH OF KENTUCKY
COUNTY OF JEFFERSON

The foregoing instrument was acknowledged before me this 17th day of December, 1998, by Thomas F. Buetow, Member, Woodmont, LLC, a Kentucky limited liability company, for and on behalf of said limited liability company.

Carol E. Shaver
NOTARY PUBLIC
KENTUCKY STATE AT LARGE

My Commission Expires: 3-14-99

THIS DOCUMENT PREPARED BY:

William H. Cull
William H. Cull
Attorney at Law
210 Washington Street
Frankfort, Kentucky 40601
Telephone: (502) 226-4157
Facsimile: (502) 226-4158

C:\WOODMONT\COV-PH1B.DOC-120998

END OF DOCUMENT

3

Document No.: DN1998201614
Lodged By: saback wilson
Recorded On: 12/16/1998 09:45:
Total Fees: 12.00
Transfer Tax: .00
County Clerk: Rebecca Jackson
Deputy Clerk: EVEROB

Recorded in Flat Book
No. 44 Page 97
Post No. _____