

**FIRST AMENDMENT TO DECLARATION OF  
COVENANTS, CONDITIONS AND RESTRICTIONS FOR  
THE OVERLOOK AT BEECH SPRING FARMS, NOW SECTIONS 1 AND 2  
JEFFERSON COUNTY, KENTUCKY**

**THIS FIRST AMENDMENT TO DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS FOR THE OVERLOOK AT BEECH SPRING FARMS SUBDIVISION** ("Amendment") is made, imposed and declared as of this 17<sup>th</sup> day of February, 2010, by Timber Creek, LLC, a Kentucky limited liability company, with an address of 16218 Shelbyville Road, Louisville, Kentucky 40245 ("Declarant").

**WITNESSETH:**

**WHEREAS**, Declarant is the current owner/developer of lots in a certain residential subdivision known as "THE OVERLOOK AT BEECH SPRING FARMS SUBDIVISION, SECTION 1" as shown on plat of same of record in Plat and Subdivision Book 51, Page 90, in the Office of the Clerk of Jefferson County, Kentucky (the "Subdivision"); and

**WHEREAS**, Declarant desires to add lots 35 through 51 inclusive in SECTION 2 to said subdivision ("Additional Property") pursuant to the provisions of Article I, Section 1.02 of the Declaration of Covenants, Conditions and Restrictions for The Overlook at Beech Spring Farms Subdivision, Section 1, of record in Deed Book 8891, Page 607, in the Office of the Clerk aforesaid ("Declaration"); and

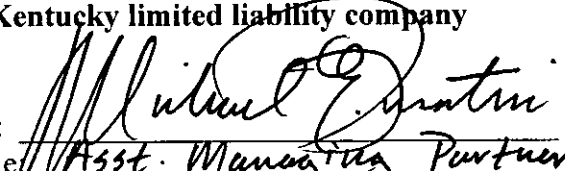
**NOW, THEREFORE**, in accordance with the foregoing preambles, which are hereby incorporated herein, Declarant hereby declares as follows:

1. The Additional Property, more fully described on **Exhibit A** attached hereto and incorporated herein by reference and as shown on plat of The Overlook at Beech Spring Farm, Section 2, dated December 8, 2009, prepared by Land Design & Development, Inc. and filed simultaneously with the recording of this Amendment, of record in Plat and Subdivision Book \_\_\_\_\_, Page \_\_\_\_\_ in the Office of the Clerk aforesaid, be and hereby is annexed to The Overlook at Beech Spring Farms Subdivision, now Sections 1 and 2 and the scheme set forth in the Declaration shall be and hereby is extended to include the Additional Property.

2. Declarant declares that the Additional Property shall be owned, held, used, leased, conveyed and occupied subject to the conditions and restrictions set forth herein as if these conditions and restrictions were included in and made a part of the Declaration.

WITNESS the signature of Declarant by its duly authorized representative as of the day,  
month, and year first above written.

TIMBER CREEK, LLC  
A Kentucky limited liability company

By:   
Title: Asst. Managing Partner

COMMONWEALTH OF KENTUCKY      )  
  ) SS:  
COUNTY OF JEFFERSON                )

The foregoing instrument was subscribed, sworn to, and acknowledged before me by  
Michael E. Pusateri as Asst. Managing Member of TIMBER CREEK, LLC, on  
behalf of the company, this 17<sup>th</sup> day of February, 2010.

My Commission expires: Oct 27, 2012.

  
Notary Public, State at Large, Kentucky

**THIS INSTRUMENT PREPARED BY:**


  
**BARDENWERPER, TALBOTT & ROBERTS, PLLC**  
8311 Shelbyville Road  
Louisville, Kentucky 40222  
(502) 426-6688

EXHIBIT A

LEGAL DESCRIPTION OF THE OVERLOOK AT BEECH SPRING FARMS  
SUBDIVISION SECTION 2

BEING Lots 35 through 51, inclusive, and being a part of "Tract 2" as shown on Record Plat prepared by David Winkler, PLS#3492 of Land Design & Development, Inc., dated February 7, 2005 and approved by the Louisville Metro Planning Commission February 10, 2005 as Docket # 10-23-04, the original of which Record Plat is of record in Plat and Subdivision Book 50, Page 64, in the Office of the Clerk of Jefferson County, Kentucky.

BEING a portion of the same property conveyed to Declarant by deed dated February 15, 2005, of record in Deed Book 8572, Page 357 in the aforesaid Clerk's Office.

**Recorded in Plat Book**

No. 53 Page 54

Part No. \_\_\_\_\_

Document No.: DN2010019867  
Lodged By: OVERLOOK AT BEECH SPRING  
Recorded On: 02/17/2018 11:05:50  
Total Fees: 13.00  
Transfer Tax: .00  
County Clerk: BOBBIE HOLSCAW-JEFF CO KY  
Deputy Clerk: CARHAR

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