

**THIRD AMENDMENT TO  
DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS**

**SILVER OAKS, SECTION 4**

Plat and Subdivision Book \_\_\_\_\_, Page \_\_\_\_\_  
Jefferson County, Kentucky

**THIS THIRD AMENDMENT TO DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS FOR SILVER OAKS, SECTION 4** ("Amendment") is made, imposed and declared as of this 18 day of Nov, 2002, by **BILLTOWN DEVELOPMENT, LLC**, a Kentucky limited liability company, with an address of P.O. Box 43597, Louisville, Kentucky 40253 ("Developer").

**WITNESSETH:**

**WHEREAS**, Developer is the current owner, or attorney-in-fact for the owners, of all platted lots in a certain residential subdivision known as "Silver Oaks" as shown on plat of Section 1 of record in Plat and Subdivision Book 46, Page 62, as shown on plat of Section 2 of record in Plat and Subdivision Book 47, Page 47, and as shown on plat of Section 3 of record in Plat and Subdivision Book 48, Page 42, all in the Office of the County Clerk of Jefferson County, Kentucky (the "Record Plats"); and

**WHEREAS**, Developer desires to annex certain additional real property ("Annexed Property") to said subdivision pursuant to the provisions of Article I, Section 2 of the Declaration of Covenants, Conditions and Restrictions for Silver Oaks, Section 1, of record in Deed Book 7463, Page 375, as amended by Amendment to same of record in Deed Book 7659, Page 133, and as further amended by Second Amendment to same of record in Deed Book 7962 Page 703, all in the Office of the Clerk aforesaid (the "Declaration"); and

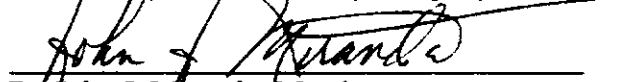
**NOW, THEREFORE**, in accordance with the foregoing preambles, which are hereby incorporated herein, Developer hereby declares as follows:

1. The Annexed Property, more fully described on Exhibit A attached hereto and incorporated herein by reference and as shown on plat of Silver Oaks, Section 4 filed simultaneously with the recording of this Amendment of record in Plat and Subdivision Book 48, Page 54 and ---, in the Office of the Clerk aforesaid, be and hereby is annexed to Silver Oaks and the scheme set forth in the Declaration shall be and hereby is extended to include such Annexed Property.

2. Developer further declares that the Annexed 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.

IN WITNESS WHEREOF, this Third Amendment has been executed by the duly authorized representative of Developer as of the date set forth above.

**BILLTOWN DEVELOPMENT, LLC**  
A Kentucky limited liability company

  
By John J. Miranda, Member

STATE OF KENTUCKY     )  
  )  
COUNTY OF JEFFERSON    )

I, a Notary public in and for the State and County aforesaid, do hereby certify that on this 6 day of SEPT, 2002, John J. Miranda, Member of Billtown Development, LLC, appeared before me and before me acknowledged that he executed and delivered the foregoing instrument as his free and voluntary act and deed and as the free and voluntary act and deed of the company.

My Commission expires: 24-MAY 2006

  
Notary Public, State at Large, Kentucky

**THIS INSTRUMENT PREPARED BY:**

\_\_\_\_\_  
William B. Bardenwerper  
**BARDENWERPER & LOBB, PLLC**  
8311 Shelbyville Road  
Louisville, Kentucky 40222

**LEGAL DESCRIPTION OF ANNEXED PROPERTY**

**BEING** Lots 146 through 162, inclusive, and Open Space Lot 163, all as shown on plat of **Silver Oaks Subdivision, Section 4** of record in Plat and Subdivision Book 48, Page 5A, in the Office of the Clerk of Jefferson County, Kentucky.

**BEING** a part of the same property acquired by Developer, by Deed of record in Deed Book 7134, Page 681, and by Deed of record in Deed Book 7201, Page 696, both in the Office of the Clerk aforesaid.

Document No.: BM2002216544  
 Lodged By: silver oaks sec 4  
 Recorded On: 11/16/2002 10:10:43  
 Total Fees: 12.00  
 Transfer Tax: .00  
 County Clerks: Bobbie Holsclaw-JEFF CO KY  
 Deputy Clerks: CARHAR

END OF DOCUMENT **EXHIBIT A**