

e

**NINTH AMENDMENT TO**  
**MASTER DEED OF**  
**HUNSINGER GARDENS**

**THIS NINTH AMENDMENT** to Master Deed for Hunsinger Gardens ("Amendment") is made at the direction of and caused to be recorded by Faulkner Hinton/Hunsinger, LLC, a Kentucky limited liability company (the "Declarant"), having an office at 12925 West US Highway 42, Prospect, Kentucky 40059, as a supplement to the Declaration of Master Deed establishing Hunsinger Gardens dated August 2, 2005.

**WITNESSETH:**

**WHEREAS**, Declarant has made and declared a Master Deed Establishing Hunsinger Gardens, dated August 2, 2005, which is recorded in Deed Book 8672, Page 359, in the Office of the County Clerk of Jefferson County, Kentucky; as amended by that certain Amendment to Master Deed of Hunsinger Gardens of record in Deed Book 8672, Page 388; as amended by that certain Amendment to Master Deed of Hunsinger Gardens of record in Deed Book 8686, Page 863; as amended by that certain Amendment to Master Deed of Hunsinger Gardens of record in Deed Book 8696, Page 813; as amended by that certain Fourth Amendment to Master Deed of Hunsinger Gardens of record in Deed Book 8749, Page 205; as amended by that certain Fifth Amendment to Master Deed of Hunsinger Gardens of record in Deed Book 8763, Page 757; as amended by that certain Sixth Amendment to Master Deed of Hunsinger Gardens of record in Deed Book 8775, Page 832; as amended by that Seventh Amendment to Master Deed of Hunsinger Gardens of record in Deed Book 8785, Page 780; as amended by that Eighth Amendment to Master Deed of Hunsinger Gardens of record in Deed Book 8829, Page 572, all in the office aforesaid, (the "Master Deed"); and

**WHEREAS**, this Amendment is necessary and desirable to add six (6) condominium units to Hunsinger Gardens pursuant to Article XII of the Master Deed;

**NOW THEREFORE**, in accordance with the foregoing preambles, which are hereby incorporated herein, Declarant hereby declares that the real property ("Property"), more fully described on Exhibit A attached to the Master Deed and made a part thereof, shall be owned, held, used, leased, conveyed, and occupied subject to the conditions and restrictions set forth in this Amendment as if these conditions and restrictions were included and made a part of the Master Deed.

1. Article I, Section (N) shall be amended to read as follows:

(N) "Plans" mean the plans and specification for the condominium project, including the floor plans for the Buildings 5, 19 and 22, prepared by Gresham Smith & Partners showing the layout, location, Unit numbers and dimensions of the Units, and recorded in Condominium and Apartment Ownership Book 109, Pages 71 through 75, inclusive; as amended by plans for Buildings 2, 18 and 20, recorded in Condominium and Apartment Ownership Book 110, Pages 14 through 17, inclusive; as further amended by plans for Buildings 4 and 11, recorded in Condominium and Apartment Ownership Book 110, Pages 37 through 39, inclusive; as further

amended by plans for Building 8, recorded in Condominium and Apartment Ownership Book 111, Page 80 and 81; as further amended by plans for Building 14, recorded in Condominium and Apartment Ownership Book 111, Pages 100 and 101, inclusive; as further amended by Plans for Buildings 9 and 12 recorded in Condominium and Apartment Ownership Book 112, Pages 47 through 49, inclusive; as further amended by plans for Buildings 6, 10 and 16 recorded in Condominium and Apartment Ownership Book 112, Pages 88 through 91, inclusive; as further amended by plans for Buildings 1, 7, 13, and 21 recorded in Condominium and Apartment Ownership Book 114, Pages 69 through 72, inclusive; and as further amended by Plans for Buildings 5, 19 and 22 being filed simultaneously with the recording of this Amendment, recorded in Condominium and Apartment Ownership Book 115, Pages 83 through 86, inclusive, all in the Office of the County Court Clerk of Jefferson County, Kentucky. *File 2276*

2. Article II, Section A shall be amended to read as follows:

(A) Number, location, designation, and plans for units.

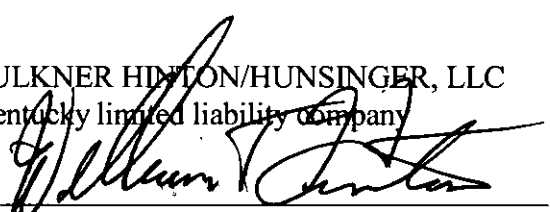
Subject to the provisions of Article XII herein, there shall be forty-eight (48) units within the condominium project. All Forty-eight (48) of the units have been built, and for purposes of identification each unit has been assigned a number as indicated on **Exhibit B** attached hereto and made a part hereof. No unit bears the same identification number as any other unit. The plans set forth the layout, location within the applicable building, unit number designation and dimensions of each unit.

3. Article XII of the Master Deed shall be amended to reflect that the Hunsinger Gardens, as built now consists of all forty-eight (48) units in the buildings constructed and there remain no units to be constructed within Hunsinger Gardens.

4. Pursuant to Article XII of the Master Deed, Declarant hereby makes certain adjustments in the percentages of ownership in the common elements as set forth on **Exhibit B** attached to this Amendment.

IN WITNESS WHEREOF, the Declarant has caused this Amendment to the Master Deed of Hunsinger Gardens to be executed as of the 26<sup>th</sup> day of July, 2006.

FAULKNER HINTON/HUNSINGER, LLC  
a Kentucky limited liability company

By:   
William T. Hinton, Member Manager

COMMONWEALTH OF KENTUCKY )  
 )SS  
COUNTY OF OLDHAM )

The foregoing instrument was sworn to and subscribed before me, a Notary Public in and for said County and State , this 26<sup>th</sup> day of July, 2006, by William T. Hinton, who personally appeared before me and who is personally known to me, and who executed the foregoing instrument in his capacity as Member Manager of Faulkner Hinton/Hunsinger, LLC, a Kentucky limited liability company, and acknowledged that he executed and delivered the foregoing instrument as his free and voluntary act and deed, as the free and voluntary act and deed of Faulkner Hinton/Hunsinger, LLC.

In witness whereof I have hereunto set my hand and official seal this 26<sup>th</sup> day of July, 2006.

Brenda E. Fisher  
Notary Public, Kentucky, State at Large  
My Commission Expires: Nov. 24, 2006

This instrument prepared by

James T. Lobb

James T. Lobb  
Weber & Rose, PSC  
400 W. Market St., Suite 2400  
Louisville, KY 40202

d:\m\alldocuments\FH Hunsinger\Condo Docs\Amendment #9

**HUNSINGER GARDENS  
EXHIBIT B**

Percentage in Interest of Each Unit in Common Elements

	<b>SQUARE FEET</b>	<b>PERCENTAGE</b>
--	--------------------	-------------------

<b>BUILDING 1</b>		
UNIT 1	3761	2.84%
UNIT 2	3636	2.75%

<b>BUILDING 2</b>		
UNIT 3	1860	1.41%
UNIT 4	1904	1.44%
UNIT 5	1860	1.41%
UNIT 6	1860	1.41%

<b>BUILDING 3</b>		
UNIT 7	3419	2.59%
UNIT 8	3647	2.76%

<b>BUILDING 4</b>		
UNIT 9	3420	2.59%
UNIT 10	3420	2.59%

<b>BUILDING 5</b>		
UNIT 11	1872	1.42%
UNIT 12	1875	1.42%
<b>BUILDING</b>	<b>3747</b>	<b>2.83%</b>

<b>BUILDING 6</b>		
UNIT 13	2071	1.57%
UNIT 14	2069	1.56%

<b>BUILDING 7</b>		
UNIT 15	1903	1.44%
UNIT 16	1855	1.40%
UNIT 17	2030	1.54%
UNIT 18	1858	1.40%
<b>BUILDING</b>	<b>7646</b>	<b>5.78%</b>

<b>BUILDING 8</b>		
UNIT 19	2075	1.57%
UNIT 20	2075	1.57%

<b>BUILDING 9</b>		
UNIT 21	2107	1.59%
<b>BUILDING 10</b>		
UNIT 22	3412	2.58%
UNIT 23	3634	2.75%

<b>BUILDING 11</b>		
UNIT 24	3637	2.75%
UNIT 25	3759	2.84%

<b>BUILDING 12</b>		
UNIT 26	3649	2.76%
UNIT 27	3649	2.76%

<b>BUILDING 13</b>		
UNIT 28	3632	2.75%
UNIT 29	3636	2.75%

<b>BUILDING 14</b>		
UNIT 30	3636	2.75%
UNIT 31	3634	2.75%

<b>BUILDING 15</b>		
UNIT 32	3641	2.75%
UNIT 33	3641	2.75%

<b>BUILDING 16</b>		
UNIT 34	1877	1.42%
UNIT 35	2075	1.57%

<b>BUILDING 17</b>		
UNIT 36	1765	1.33%
UNIT 37	1887	1.43%

<b>BUILDING 18</b>		
UNIT 38	1878	1.42%
UNIT 39	1876	1.42%

<b>BUILDING 19</b>		
UNIT 40	1752	1.32%
<b>BUILDING 20</b>		
UNIT 41	2073	1.57%
UNIT 42	1953	1.48%

BUILDING 21		
UNIT 43	3426	2.59%
UNIT 44	3429	2.59%
UNIT 45	3431	2.59%

BUILDING 22		
UNIT 46	3635	2.75%
UNIT 47	3419	2.59%
UNIT 48	3631	2.75%

**TOTAL**                      **132244**                      **100.00%**

Document No.: DN2006119868  
 Lodged By: LOBB  
 Recorded On: 07/27/2006 11:51:54  
 Total Fees: 18.00  
 Transfer Tax: .00  
 County Clerk: BOBBIE HOLSCAW-JEFF CO KY  
 Deputy Clerk: EVERY

END OF DOCUMENT 6

Recorded In Condo Book  
 No. 115 Page 83-86  
 Part No. 2275