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**DECLARATION OF ANNEXATION****INDIAN SPRINGS, SECTION 1**  
**JEFFERSON COUNTY, KENTUCKY**

THIS DECLARATION OF ANNEXATION FOR INDIAN SPRINGS, SECTION 1 ("Declaration") is made, imposed and declared as of this 23 day of JANUARY, 2002, by BLACKETER LAND CO., LLC, ("Blacketer"), a Kentucky limited liability company (f/k/a BLACKETER ACQUISITION, LLC, a Kentucky limited liability company, as successor by merger with BLACKETER LAND CO., INC, a Kentucky corporation), and by LEGENDS APARTMENT HOMES, LLC ("Legends"), a Kentucky limited liability company, both with an address of 225 Hurstbourne Parkway, Suite 103, Louisville, Kentucky 40222 (both hereinafter referred to as "Declarants").

**WITNESSETH:**

**WHEREAS**, Blacketer is the developer of a certain residential community known as "Indian Springs Golf Community" as shown on plat of same of record in Plat and Subdivision Book 39, Pages 93, 94, 95 and 96, in the Office of the Clerk of Jefferson County, Kentucky ("Record Plat"); and

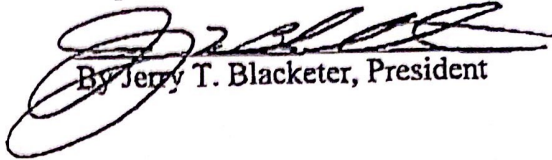
**WHEREAS**, Blacketer desires to annex certain additional real property ("Annexed Property") to said subdivision pursuant to the provisions of Section 1a of the Declaration of Covenants, Conditions and Restrictions for Indian Springs, Section 1, of record in Deed Book 6313, Page 250, in the Office of the Clerk aforesaid ("Declaration") and Legends desires to be annexed; and

**WHEREAS**, the Annexed Property is an apartment project developed by Legends which apartment project includes its own entranceways, entrance landscaping, entrance signage, interior street lighting, provisions for garbage collection and snow removal and so forth, all of which are paid for exclusively by Legends, the owner of said apartment complex, and none of which has been a cost or will be an ongoing cost or expense of the Indian Springs Community Association set forth in the Declaration; and

**WHEREAS**, notwithstanding the foregoing, Declarants believe that, because there is some justification to have Legends, the owner of the referenced apartment project, which is the Annexed Property, make an annual contribution to the Indian Springs Community Association for such benefits as the apartment project may derive from the signature entrance, landscaping




**LEGENDS APARTMENT HOMES., LLC**  
A Kentucky limited liability company  
BY: Blacketer Company, a Kentucky corporation, Its Manager

  
By Jerry T. Blacketer, President

COMMONWEALTH OF KENTUCKY )  
 ) SS:  
COUNTY OF JEFFERSON )

I, the undersigned notary public in and for the Commonwealth and county aforesaid, do hereby certify that on this 23<sup>rd</sup> day of January, 2002, Jerry T. Blacketer, President of **BLACKETER LAND CO., LLC**, personally appeared before me and, after having been duly sworn, declared, acknowledged, and verified the foregoing to be the free and voluntary act and deed of the company.

My commission expires: 2/22/2003

  
Notary Public, State at Large, Kentucky


COMMONWEALTH OF KENTUCKY )  
 ) SS:  
COUNTY OF JEFFERSON )

I, the undersigned notary public in and for the Commonwealth and county aforesaid, do hereby certify that on this 23<sup>rd</sup> day of January, 2002, Jerry T. Blacketer, President of The Blacketer Company, a Kentucky corporation, as Manager of **LEGENDS APARTMENT HOMES, LLC**, personally appeared before me and, after having been duly sworn, declared, acknowledged, and verified the foregoing to be the free and voluntary act and deed of the company.

My commission expires: 2/22/2003

  
Notary Public, State at Large, Kentucky

**THIS INSTRUMENT PREPARED BY:**



William B. Bardenwerper  
**BARDENWERPER & LOBB, PLLC**  
8311 Shelbyville Road  
Louisville, Kentucky 40222  
(502) 426-6688

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EXHIBIT A

BEING Tract 1 as shown on Minor Subdivision Plat approved by the Louisville and Jefferson County Planning Commission on August 10, 2001 and bearing Docket No. 167-01 attached to Deed of record in Deed Book 7718, Page 435, in the Office of the Clerk of the County Court of Jefferson County, Kentucky.

BEING a portion of the property conveyed to Legends Property Holdings, LLC, a Kentucky limited liability company, now Legends Apartment Homes, LLC, a Kentucky limited liability company, as successor by merger with Legends Property Holdings, LLC, by deed dated October 18, 1999, of record in Deed Book 7340, Page 545, and by deed dated August 29, 2001, of record in Deed Book 7718, Page 435, both in the Office of the Clerk aforesaid.

Document No.: MW2002021131  
Lodged By: BARDENWERPER  
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Total Fees: 14.00  
Transfer Tax: .00  
County Clerk: Bobbie Holzclaw-JEFF CO KY  
Deputy Clerk: SHETUC

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