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THIRD AMENDMENT TO MASTER DEED ESTABLISHING
MOSS CREEK CONDOMINIUMS

This Third Amendment to Master Deed Establishing Moss Creek Condominiums ("Amendment") is made at the direction of and caused to be recorded by McBride & Son Homes Louisville, LLC, (hereinafter referred to as the "Declarant"), a Missouri limited liability company, having an office at 331 Townepark Circle, Suite 100, Louisville, KY 40243, as a supplement to the Master Deed establishing Moss Creek Condominiums dated June 7, 2007.

WITNESSETH:

WHEREAS, Declarant has made and declared a Declaration of Horizontal Property Regime and Master Deed Establishing Moss Creek Condominiums dated June 7, 2007, which is recorded in Deed Book 9054, Page 210, in the Office of the County Clerk of Jefferson County, Kentucky; as amended by First Amendment to Master Deed Establishing Moss Creek Condominiums dated 2/9/07²¹, which is recorded in Deed Book 9095, Page 240, in the Office aforesaid; as amended by Second Amendment to Master Deed Establishing Moss Creek Condominiums dated 8/23/07²¹ which is recorded in Deed Book 9095, Page 243, in the Office aforesaid (the "Master Deed"); and

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WHEREAS, this Amendment is necessary and desirable to annex additional property into the condominium project and to add twelve (12) additional units to Moss Creek Condominiums 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 any additional property which may be annexed into the condominium project, 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 in and made a part of the Master Deed.

1. Section (M) of Article I shall be amended to read as follows:

(M) "Plans" mean the plans and specifications for the condominium project, including the plans dated May 30, 2007 prepared by Hartley Land Surveying, LLC, showing the layout, location, Unit numbers and dimensions of the Units, and recorded in Condominium and Apartment Ownership Book 120, Pages 30 through 34, in the Office of the Clerk of Jefferson County, Kentucky; as amended by plans and specifications for the condominium project dated August 15, 2007, and recorded in Condominium and Apartment Ownership Book 121, Pages 65 through 68, in the Office aforesaid; and as amended by plans and specifications for the condominium project dated August 15, 2007, filed simultaneously with the recording of the Third Amendment to the Master Deed Establishing Moss Creek Condominiums and recorded in Condominium and Apartment Ownership Book 121, Pages 69 through 73, in the Office aforesaid.

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 one hundred seventy-one (171) units within the condominium project of which eighteen (18) have been constructed, 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 Moss Creek Condominiums as built now consists of Eighteen (18) Units constructed to date.

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 Revised Exhibit B to the Master Deed as attached to this Amendment as Exhibit A.

5. Pursuant to Article XII of the Master Deed, Declarant hereby annexes the property known as Tract 1 on Minor Subdivision Plat dated 8-20-07 prepared by LAND DESIGN + DEVELOPMENT, INC. and approved by the Louisville Metro Planning Commission in Docket # 9380 and of record attached to the deed by which Declarant acquired the property dated 2/27/07 of record in Deed Book 9045 Page 233 in the office of the Clerk of Jefferson County, Kentucky into the condominium regime and subjects it to the Master Deed and all amendments thereto.

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IN WITNESS WHEREOF, the Declarant has caused this Third Amendment to the Declaration of Horizontal Property Regime and Master Deed Establishing Moss Creek Condominiums to be executed on this 27th day of August, 2007.

McBride & Son Homes Louisville, LLC
a Missouri limited liability company

By: McBride & Son Homes, Inc., Manager

Jeffrey M. Berger
Jeffrey M. Berger, Secretary

STATE OF MISSOURI)
)SS
COUNTY OF ST. LOUIS)

I, a Notary Public in and for the State and County aforesaid, do hereby certify that on this 27th day of August, 2007, Jeffrey M. Berger, Secretary of McBride & Son Homes, Inc. Manager of McBride and Son Homes Louisville, LLC, appeared before me and before me acknowledged that he executed and delivered the foregoing instrument as the free and voluntary act and deed of McBride & Son Homes Louisville, LLC, a Missouri limited liability company.

My Commission Expires: 2/8/09

Angela Lynn Carter
Notary Public, State at Large

THIS INSTRUMENT PREPARED BY:

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



Exhibit A
"Revised Exhibit B to Master Deed"

<u>UNIT</u>	<u>PHASE</u>	<u>SQ. FEET</u>	<u>PERC. (%)</u> <u>INTEREST</u>
1	1	2058	6.981%
2	1	1744	5.915%
3	1	2093	7.099%
4	1	1604	5.441%
5	2	2058	6.981%
6	2	1789	6.068%
701	2	1684	5.712%
702	2	1560	5.291%
703	2	1290	4.376%
801	3	1684	5.712%
802	3	1560	5.291%
803	3	1290	4.376%
901	4	1684	5.712%
902	4	1560	5.291%
903	4	1290	4.376%
1001	3	1684	5.712%
1002	3	1560	5.291%
1003	3	1290	4.376%
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		29482	100%

END OF DOCUMENT

Document No.: DN2007139304
 Lodged By: MATTINGLY FORD TITLE
 Recorded On: 08/27/2007 02:31:47
 Total Fees: 16.00
 Transfer Tax: .00
 County Clerk: BOBBIE HOLSCAW-JEFF CO KY
 Deputy Clerk: EVERAY

Recorded In Condo Book
 No. 121 Page 69-73
 Part No. 2495