

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

NOTTING HILLS SUBDIVISION
Jefferson County, Kentucky

THIS THIRD AMENDMENT TO DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS (this "Third Amendment"), is made as of the 29 day of November, 2011, by **NOTTING HILL DEVELOPMENT, LLC**, a Kentucky limited liability company, having an address at 301 Middletown Park Place, Suite A, Louisville, Kentucky 40243 (the "Developer").

RECITALS

A. Developer placed of record a Declaration of Covenants, Conditions and Restrictions for Notting Hill (a/k/a Notting Hills), executed by Developer on August 23, 2005, which is of record in Deed Book 8686, Page 325, as amended by First Amendment dated as of November 30, 2005, of record in Deed Book 8748, Page 647, and as further amended by Second Amendment dated as of November __, 2006, of record in Deed Book 8951, Page 816, all in the office of the Clerk of Jefferson County, Kentucky (the "Declaration"), with respect to certain real property located in Jefferson County, Kentucky and more fully described therein (the "Property").

B. Pursuant to the Declaration, Developer retained the right to withdraw portions of the Property from the Declaration without the consent of any owner of any part of the Property.

NOW, THEREFORE, in consideration of the foregoing preambles, Developer hereby amends the Declaration as follows:

1. WITHDRAWAL OF PROPERTY. The following property is hereby withdrawn from the Property effective as of the date hereof:

BEING Tracts 18 and 19, as shown on minor subdivision plat approved by the Louisville Metro Planning Commission on November 17, 2011, Case No. 16345, of record in Plat and Subdivision Book 54, Page 7, in the office of the Clerk of Jefferson County, Kentucky, said Tracts 18 and 19 having been consolidated with other tracts into what is currently described as Tract 2, as shown on such minor subdivision plat.

Tract 18 being formerly a part of Lot 68, and Tract 19 being formerly a part of Lot 69, both in Notting Hills, Section 2, as shown on plat of record in Plat and Subdivision Book 52, Page 8, in the aforesaid Clerk's office.

