

**AMENDMENT TO THE DECLARATION OR
MASTER DEED FOR THE EXPANDABLE CONDOMINIUM
KNOWN AS "ATRIUM AT STONYBROOK II"**

This Amendment made and entered into by **Atrium at Stonybrook, Inc.**, a Kentucky Corporation, hereinafter referred to as "**Developer**".

W I T N E S S E T H:

WHEREAS, by a Condominium Declaration or Master Deed dated the 29th day of January, 2001, and appearing of record in Deed Book 7591, Page 841, in the Office of the Clerk of Jefferson County, Kentucky, the Developer subjected and submitted certain real property to the condominium property law, and as amended; and

WHEREAS, under the said Master Deed the right was specifically reserved unto the Developer to create, add and subject other buildings to the property within the "Reserved Areas" and to add additional or new units to said condominiums; and,

WHEREAS, the Developer is the owner and wishes to add to the condominium area the following described property which is presently a part of the Reserved Area referred to in said Master Deed:

BEING Units, 101, 102, 103, 104, 201, 202, 203, 204, 301, 302, 303, 304, in Building 6, all as shown on plans which are recorded simultaneously herewith.

WHEREAS, the additional property is now improved with those units referred to above in Buildings 6, and thereby having at present a final total of fifty two (52) units in four (4)

buildings.

NOW, THEREFORE, the Developer for the purposes hereinabove set forth and pursuant to the provisions set forth in the Master Deed for "**Atrium at Stonybrook II**" recorded as above and in accordance with and by means of powers therein reserved and conferred on it, does hereby amend the Master Deed by:

1. Further declaring that the additional property is hereby annexed from the remaining "Reserve Area" and that said additional property is hereby subjected to the provisions of the Act and as an integral part of the Condominium created by the Master Deed and that said additional property is to be in all respects governed by the terms and provisions of same.

2. Amending the legal descriptions of the units which are set forth in the Master Deed by adding the following units:

BUILDING

6

UNIT NUMBERS

**101
102
103
104
201
202
203
204
301
302**

The buildings known as Building 6, and the units referred to immediately above are shown on the survey of the additional property by Sabak, Wilson & Lingo, Inc., dated the 13th day of June, 2005, and recorded simultaneously with this Amended Expanded Declaration.

3. Amending the schedule of percentages of ownership interest in the common elements and the square footage appurtenant to each unit set forth in the Master Deed and to reallocate said percentages and to read as follows:

SEE ATTACHED EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF

The attached schedule of percentages in the common elements are calculated as set forth in the Master Deed, and this allocation is accomplished as follows:

(a) The Developer, to the extent necessary, hereby exercising all of the rights conferred upon it by the Declaration or Master Deed and all powers of attorney granted to it by all unit owners of the existing units, thereby divesting them of that portion of their units' share in the existing common elements which must be allocated to the new units to obtain the percentage

interest in the aggregated common elements in each unit shown in the schedule attached as Exhibit "A".

(b) The Developer, to the extent necessary, hereby exercises all powers of attorney granted to it and powers of appointment reserved by it and hereby grants and conveys and sets over to each owner of existing units that share in the new common elements which is necessary to obtain for each existing unit its share in the aggregated common elements as shown in the aforesaid schedule attached as Exhibit "A".

(c) In other means supportable in law or in equity on the basis of the Master Deed, the Deeds to each purchaser, and this amended Declaration.

(d) The meaning of all of the terms referred to herein are as described in the Master Deed or Declaration.

Except as set forth herein, the Declaration or Master Deed for "Atrium at Stonybrook" shall remain in full force and effect.

Developer hereby verifies true all of the information contained in this amendment.

IN TESTIMONY WHEREOF, witness the signature of the duly authorized officer of **Atrium at Stonybrook, Inc., A Kentucky Corporation**, this 21ST day of June, 2005.

ATRIUM AT STONYBROOK, INC.
A Kentucky Corporation

BY: [Signature]
Title

STATE OF KENTUCKY)
COUNTY OF JEFFERSON) SCT.

I, a Notary Public, in and for the State and County aforesaid, do hereby certify that the foregoing was produced to me in said State and County and was acknowledged and delivered before me this 21ST day of June, 2005, by Enrique Rodolfo Mateja as President of Atrium at Stonybrook, Inc., a Kentucky Corporation, on behalf of same.

[Signature: Maxwell G. Copeland]
Notary Public, Jefferson County, Kentucky
My commission expires: 11-8-06.

This Instrument Prepared by:

[Signature: Arthur W. Howard, Sr.]
Arthur W. Howard, Sr., Attorney
6200 Dutchmans Lane, Suite 206
Louisville, Kentucky 40202
(502) 585-5137

Document No.: DN2005099528
Lodged By: HOWARD
Recorded On: 06/22/2005 10:04:27
Total Fees: 18.00
Transfer Tax: .00
County Clerk: BOBBIE HOLSCLAW-JEFF CO KY
Deputy Clerk: LATMIL

Recorded In Condo Book
No. 108 Page 92-93
Part No. 2041


SABAK, WILSON & LINGO, INC.
ENGINEERS, LANDSCAPE ARCHITECTS & PLANNERS

315 WEST MARKET STREET • LOUISVILLE, KENTUCKY 40202

PHONE: 502-584-6271 • FAX 502-584-6292

**ATRIUM
AT STONY BROOK II CONDOMINIUMS
June 13, 2005**

BUILDING NO.	UNIT NO.	SQUARE FEET	%
5	001	1288	1.922
5	002	1288	1.922
5	003	1290	1.925
5	004	1290	1.925
5	101	1314	1.961
5	102	1314	1.961
5	103	1425	2.127
5	104	1314	1.961
5	201	1344	2.006
5	202	1344	2.006
5	203	1457	2.174
5	204	1344	2.006
5	301	1338	1.997
5	302	1344	2.006
5	303	1452	2.167
5	304	1344	2.006
6	101	1286	1.919
6	102	1410	2.104
6	103	1283	1.915
6	104	1394	2.080
6	201	1285	1.918
6	202	1412	2.107
6	203	1286	1.919
6	204	1397	2.085
6	301	1288	1.922
6	302	1411	2.106
6	303	1289	1.924
6	304	1397	2.085
8	801	1207	1.801
8	802	1207	1.801
8	803	1207	1.801
8	804	1207	1.801
8	805	1233	1.840
8	806	1233	1.840
8	807	1233	1.840
8	808	1233	1.840
8	809	1232	1.838
8	810	1232	1.838
8	811	1232	1.838
8	812	1232	1.838
9	901	1210	1.806
9	902	1210	1.806
9	903	1210	1.806
9	904	1210	1.806
9	905	1230	1.836
9	906	1230	1.836
9	907	1230	1.836
9	908	1230	1.836
9	909	1233	1.840
9	910	1233	1.840
9	911	1233	1.840
9	912	1233	1.840
TOTALS	52	67,008	100.0000

Current percentages shown are subject to change with additional units added.

END OF DOCUMENT