

AMENDED AND RESTATED DECLARATION OF RESTRICTION

THIS AMENDED AND RESTATED DECLARATION OF RESTRICTION (this "Declaration") is made, imposed and declared as of May __, 2021 by **JEFFERSON COUNTY SCHOOL DISTRICT FINANCE CORPORATION**, a Kentucky nonprofit corporation, having an address at VanHoose Education Center, 3332 Newburg Rd., Louisville, Kentucky 40218 ("Declarant").

WHEREAS, Declarant is the owner of certain real property located at 6000 Brownsboro Rd., Louisville, Kentucky 40222, acquired by that certain deed dated June 30, 2000, of record in Deed Book 7472, Page 643, in the Office of the Clerk of Jefferson County, Kentucky, being more particularly described therein as Parcel No. 4 (the "Overall Property"); and

WHEREAS, Declarant desires to declare and impose a restriction upon the portion of the Overall Property depicted as the "Area of Restriction for Stormwater Detention Basin" on the plat attached hereto as Exhibit A and made a part hereof (the "Restricted Property").

NOW, THEREFORE, Declarant hereby (i) declares that the Restricted Property shall be owned, used, maintained, leased, conveyed and occupied only as a stormwater detention basin (the "Restriction") and (ii) imposes the Restriction upon the Restricted Property. This Declaration (and the Restriction herein) shall run with the land and shall be binding upon Declarant, its successors and assigns, and upon all parties having any right, title or interest in the Restricted Property, or any part thereof, and their respective successors and assigns forever. This Declaration amends and restates that certain Declaration of Restriction dated July 21, 2020, of record in Deed Book 11971, Page 863-860, in the Office of the Clerk of Jefferson County, Kentucky.

IN TESTIMONY WHEREOF, Declarant has executed this Declaration effective as of the date first set forth above.

DECLARANT:

**JEFFERSON COUNTY SCHOOL DISTRICT
FINANCE CORPORATION,**
a Kentucky nonprofit corporation

By: _____
Dr. Martin A. Pollio, Ed.D., President

COMMONWEALTH OF KENTUCKY)
) SS:
COUNTY OF JEFFERSON)

The foregoing instrument was acknowledged before me on April __, 2021, by Dr. Martin A. Pollio, Ed.D. as President of the Jefferson County School District Finance Corporation, a Kentucky nonprofit corporation, on behalf of the nonprofit corporation.

My commission expires: _____.

Notary Public

Notary ID: _____

THIS INSTRUMENT PREPARED BY:

R. Benjamin Straus
WYATT, TARRANT & COMBS, LLP
400 West Market Street
Suite 2000
Louisville, KY 40202
502.589.5835

Exhibit A - Plat

EXHIBIT A

Plat

[attached hereto]

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