

**THIRTY-FOURTH AMENDMENT AND SUPPLEMENT
TO DECLARATION OF COVENANTS, CONDITIONS
AND RESTRICTIONS AND RESERVATION OF EASEMENTS
AND DECLARATION FOR HOMEOWNERS ASSOCIATION
FOR
PLANTATION POINTE**

THIS THIRTY-FOURTH AMENDMENT AND SUPPLEMENT to Declaration of Covenants, Conditions and Restrictions and Reservation of Easements and Declaration for Homeowners Association for Plantation Pointe (the "Amendment"), is made effective as of November 22nd, 2006, by A & K Enterprise, Inc., a Kentucky corporation ("Declarant"), and ERPS, Inc., a Kentucky corporation ("ERPS").

WITNESSETH:

WHEREAS, Declarant recorded in Miscellaneous Book 521, page 57 of the Boone County, Kentucky recorder's office at Burlington, Kentucky, the Declaration of Covenants, Conditions and Restrictions and Reservation of Easements and Declaration for Homeowners Association (the "Declaration") of Plantation Pointe (the "Project"); and

WHEREAS, ERPS is the fee simple title holder of those two certain parcels of real estate described in Exhibit A attached hereto and made a part hereof (the "Real Estate"); and

WHEREAS, Declarant and ERPS both desire to subject the Real Estate to the Association as said term is defined in the Declaration as provided in Article II, Section 3 of the Declaration.

NOW, THEREFORE, for the purposes and pursuant to the procedures set forth in the Declaration, Declarant hereby amends the Declaration as follows:

1. Pursuant to Article II, Section 3 of the Declaration, Declarant and ERPS hereby annex to the Project as Additional Property, the Real Estate as described in Exhibit A attached hereto and made a part hereof so as to fully and completely subject said Additional Property to the terms and provisions of the Declaration.

Except as expressly modified by this Amendment or as may be necessary to effect the terms of this Amendment, the Declaration remains unchanged and is in full force and effect.

IN WITNESS WHEREOF, the Declarant, A & K Enterprise, Inc., a Kentucky corporation, has caused its name to be hereunto subscribed by its President, W. Thomas Erpenbeck, effective as of the first date written above and ERPS, Inc., a Kentucky corporation, owner in fee simple of the Real Estate, has caused its name to be hereunto subscribed by its Vice President, W. Thomas Erpenbeck, effective as of the date first written above.

RETURN TO: 4205 DIXIE HWY, KY 40123
ERPS, INC.

A & K ENTERPRISE, INC.,
a Kentucky corporation

By: W. Thomas Erpenbeck
W. Thomas Erpenbeck
Its: President

ERPS, INC., a Kentucky corporation

By: W. Thomas Erpenbeck
W. Thomas Erpenbeck
Its: Vice President

STATE OF KENTUCKY)
)
COUNTY OF KENTON)

The foregoing instrument was acknowledged before me this 2ND day of November, 2006, by W. Thomas Erpenbeck, President of A & K Enterprise, Inc., a Kentucky corporation, and as Vice President of ERPS, Inc., a Kentucky corporation, as their and his free and voluntary act and deed.

Robert T. Whitman
Notary Public
My Commission Expires: 2/10/07

This instrument was prepared by:

Timothy B. Theissen *BTW*
Timothy B. Theissen, Esq.
Strauss & Troy
50 East RiverCenter Blvd.
Suite 1400
Covington, Kentucky 41011
(513) 621-8900

October 31, 2006

LEGAL DESCRIPTION
8.181 Acre Parcel
East Side of Wetherington Boulevard
Florence, Kentucky

Being located on the east side of Wetherington Boulevard, north of Antebellum at Plantation Pointe, Section 6 (Cab 5, pg. 171) and west of Tara at Plantation Pointe, Section Twelve and being more particularly described as follows:

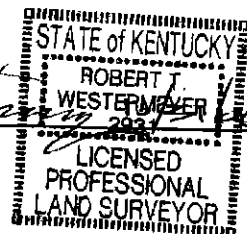
Beginning at a set rebar and cap at the southwest corner of Grand Communities, LTD (D.B. 904, pg. 327) on the east right of way line of Wetherington Boulevard; thence continuing with the south line of Grand Communities for six calls S 73°55'46" E, 469.74 feet to a set rebar and cap; thence N 27°32'59" E, 56.97 feet to the PC of a curve; thence with said curve to right 59.64 feet (R=211.00 feet, Chord N 35°38'48" E, 59.44 feet) to the PT of said curve; thence N 43°56'22" E, 1.44 feet to a set rebar and cap; thence S 46°15'24" E, 41.96 feet to the PC of a curve; thence with said curve to left 158.47 feet (R=185.00 feet, Chord S 70°47'48" E, 153.67 feet) to a set rebar and cap; thence S 17°27'51" E and with extension of and the west line of Lot 61, Tara at Plantation Pointe, Section Twelve (Cab 5, pg. 318) 156.82 feet to a set rebar and cap at the southwest corner of said lot on the north line of Antebellum at Plantation Pointe, Section 6 (Cab 5, pg. 171); thence with said north line for three calls S 53°35'11" W, 401.88 feet; thence S 54°31'21" W, 395.31 feet to a found #5 rebar; thence S 74°23'14" W, 172.34 feet to a found rebar on the east right of way line of Wetherington Boulevard; thence with said right of way for five calls N 05°34'12" E, 134.68 feet; thence N

08°25'57" E, 50.06 feet; thence N 05°34'12" E, 226.62 feet; thence N 02°42'27" E, 50.06 feet; thence N 05°34'12" E, 316.08 feet to the point of beginning and containing 8.181 acres.

Being part of the same property conveyed to the grantors and recorded in D.B. 432, pg. 210 of the Boone County Clerk's Office at Burlington, Kentucky.

The bearings shown hereon are based on the plats of record for Tara at Plantation Pointe. Set rebar and cap is a 5/8" rebar, 18 inches long with a plastic cap stamped "LPS 2930 LPS 2931", set November 2006.


Robert T. Westermeyer, PLS



BOONE COUNTY
MC1064 PG 375

EXHIBIT A

DOCUMENT NO: 383204
RECORDED ON: NOVEMBER 02, 2006 12:00:13PM
TOTAL FEES: 116.00
GROUP : 2047
COUNTY CLERK: MARILYN K ROUSE
COUNTY: BOONE COUNTY CLERK
DEPUTY CLERK: BONNA COLLINS
BOOK MC1064 PAGES 372 - 375