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**SECOND AMENDMENT TO DECLARATION OF RESTRICTIONS, COVENANTS
AND HOMES ASSOCIATION'S DECLARATIONS AT RIVER RIDGE FARMS WEST,
2nd PLAT AND 3rd PLAT**

AND

**FIRST AMENDMENT TO DECLARATION OF RESTRICTIONS, COVENANTS AND
HOMES ASSOCIATION'S DECLARATIONS AT HIGH POINT AT RIVER RIDGE
FARMS WEST**

This instrument made and declared this 18th day of April, 2002, by WRS, Inc., a Kansas corporation, hereafter called "Developer".

RECITALS

- A. Developer made, executed and recorded the First Amended and Restated Declaration of Restrictions, Covenants, and Home Association's Declaration at River Ridge Farms West concerning 2nd Plat and 3rd Plat dated August 31, 2001, and recorded on September 5, 2002, in Book 7264, Page 640 (hereinafter the "River Ridge Farms West Declaration").
- B. Developer made, declared and recorded that certain Declaration of Restrictions, Covenants, and Home Association's Declaration at High Point at River Ridge Farms, dated April 29, 1997, and recorded on April 29, 1997, at Book 5173, Page 815 (the "High Point Declaration").
- C. The Developer now seeks to amend the River Ridge Farms West Declaration and the High Point Declaration in certain specific parts.

NOW, THEREFORE, pursuant to the right of the Developer to amend or otherwise supplement the River Ridge Farms West Declaration and the High Point Declaration generally, and specifically, as reserved by the Developer in Article VIII, Section 1 of the High Point Declaration and in Article VIII, Section 1 of the River Ridge Farms West Declaration, the Developer does hereby amend and supplement the River Ridge Farms West Declaration and the High Point Declaration as follows:

1. Article V, Section 2 of the River Ridge Farms West Declaration is hereby deleted and substituted therefor shall be the following:

ARTICLE V
MEMBERSHIP AND VOTING RIGHTS IN THE ASSOCIATION

Section 1. Membership

Every person or entity who is a record owner of a fee or undivided fee interest in any Lot, including the Developer, shall be a member of the Association, provided

that any such person or entity who holds such interest merely as a security for performance of an obligation shall not be a member.

Section 2. Voting Rights

The Developer shall be entitled to have and maintain one vote for each and every lot within the subdivisions of River Ridge Farms West, 2nd Plat and 3rd Plat and the High Point at River Ridge Farms (whether or not the Developer owns such lots) until such time as the Developer owns less than ten percent (10%) of the aggregate of all of the lots within all of the plats of the subdivisions of The High Point of River Ridge Farms and River Ridge Farms West, 2nd Plat and 3rd Plat. Thereafter the Developer shall maintain one vote per each lot owned by the Developer and Lot owners other than the Developer shall be entitled to one vote per Lot in all proceedings in which action shall be taken by members of the Association.

In no event shall Lot owners constituting more than one person cast more than one vote per Lot for each Lot owned by them.

The Developer may establish the Association as a separate homes association or, alternatively, cause the Association to be affiliated with the River Ridge Farms Homes Association.

2. Article V, Section 2 of the High Point Declaration is hereby deleted and substituted therefor shall be the following:

ARTICLE V

MEMBERSHIP AND VOTING RIGHTS IN THE ASSOCIATION

Section 1. Membership

Every person or entity who is a record owner of a fee or undivided fee interest in any Lot, including the Developer, shall be a member of the Association, provided that any such person or entity who holds such interest merely as a security for performance of an obligation shall not be a member.

Section 2. Voting Rights

The Developer shall be entitled to have and maintain one vote for each and every lot within the subdivisions of The High Point at River Ridge Farms and River Ridge Farms West, 2nd Plat and 3rd Plat (whether or not the Developer own such lots) until such time as the Developer owns less than ten percent (10%) of the aggregate of all of the lots within all of the plats of the subdivisions of The High Point at River Ridge Farms and River Ridge Farms West, 2nd Plat and 3rd Plat. Thereafter the

Developer and Lot owners other than the Developer shall be entitled to one vote per each lot owned by the Developer and Lot owners other than the Developer shall be entitled to one vote per Lot in all proceedings in which action shall be taken by members of the Association.

A Lot owner comprised of two or more persons, or other legal entities, or any other combination thereof, shall be cast in the manner provided for in the Articles of Incorporation of the Association, or as the several constituents may determine, but in no event shall all such constituents cast more than one vote per Lot for each Lot owned by them.

The Developer may establish the Association as a separate homes association or, alternatively, cause the Association to be affiliated with the River Ridge Farms Homes Association.

3. Except as herein amended and supplemented, the terms and conditions of the River Ridge Farms West Declaration and the High Point Declaration are hereby ratified and confirmed.

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STATE OF KANSAS) SS
COUNTY OF JOHNSON)
FILED FOR RECORD
2002 APR 19 P 4: 55 B
REBECCA L. DAVIS
REGISTER OF DEEDS

WRS, INC.

William R. Southerland
William R. Southerland, President

STATE OF KANSAS)
) ss.
COUNTY OF JOHNSON)

BE IT REMEMBERED, that on this 18th day of April, 2002, before me, the undersigned, a Notary Public in and for said County and State, came William R. Southerland, President of WRS, Inc., who is the person known to me to be the same person who executed the within instrument of writing, and duly acknowledged the execution of the same as the free act and will of himself, and as President of WRS.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal the day and year last above written.

Joseph R. Borich III
Notary Public

My Appointment Expires:

Notary Public State of Kansas
Joseph R Borich III
My Appt Exp 7/21/03