

PREPARED BY: ALLENBRAND - DREWS & ASSOCIATES : 4-1-90

GLAD ACRES SOUTH, 2ND PLAT
(Plat dated 12/13/88)

PHASE IV IS ~~ON THE MARKET~~

GLAD ACRES SOUTH, 1ST PLAT
(Plat dated 11/22/88)

GLADACRES

STATE OF KANSAS
COUNTY OF JOHNSON
FILED FEB 11 1985

1985 MAR 27 P 2 165

1592917 ✓

DECLARATION OF RESTRICTIONS

7th
RUBEN L. SCOTT
REGISTER OF DEEDS

THIS DECLARATION, made this 12th day of March,
1985, by VERYL L. THURMAN, owner in fee simple of the following
described real property, to-wit:

All of the North Half (N 1/2) of the Northwest Quarter
(NW 1/4) of Section 26, Township 14 South, Range 24 East,
Johnson County, Kansas, containing 80 acres, more or less,
heretofore platted as GLADACRES, which plat was recorded on the
29th day of August, 1984, as Instrument No. 1489608, in Book 57 of
Plats, at Page 17, in the office of the Register of Deeds, Johnson
County, Kansas.

WHEREAS, the said VERYL L. THURMAN, desires to place certain
restrictions on said land for the use and benefit of the present
owner thereof, its successors and assigns, and all future owners
thereof.

NOW, THEREFORE, in consideration of the premises, VERYL L.
THURMAN, for himself, his successors and assigns, and for the
future owners of the above-described property, hereby declares
that the above-described property as shown on the aforesaid
recorded Plat shall be and the same hereby are restricted as to
the use of said property in the manner hereinafter set forth.

1. None of the lots hereby restricted may be used, improved
or occupied for other than agricultural homesite or single family
residential use.

2. Said land is further restricted hereby as to the required
size and type of the improvements to be constructed thereon, and
materials used therein. Any residence erected or constructed on
said land shall contain a minimum ground floor area, exclusive of
open or screened porches, garages, utility rooms or finished
basement area, of 1,800 square feet for one-story and split level
structures, 1,350 square feet for one and one-half story
structures, and 1,100 square feet for two-story structures, except
that lots 13, 14, 20 and 21 shall contain a minimum of 2,500
square feet for one-story and split level structures, 1,650 square
feet for one and one-half story structures, and 1,250 square feet

for two-story structures. No more than one residence shall be constructed on any lot, or part thereof containing not less than 1 1/2 acres per each residence. Out-buildings will be compatible styling to the residence structure to which it is appurtenant. The composition of roof construction of any residence or out-building will be wood shingles or comparable materials. Galvanized steel roofs and/or out-buildings are prohibited. Construction of any residence on any lot hereby restricted shall be completed within 9 months after the commencement of excavation of the foundation.

3. Any fence, hedge or boundary wall erected, kept or maintained around any of said lots or any part thereof, shall be in keeping with the design and architecture of the residence upon such lot, and of ornamental nature. Chain link, barbed wire, chicken wire, or farm woven wire fences are prohibited.

4. No noxious or offensive activity shall be carried on upon any lot, nor shall anything be done thereon which may be or become an annoyance, or nuisance to the neighborhood.

5. VERYL L. THURMAN shall have and does hereby reserve the right to locate, construct, and maintain or authorize the location, construction or maintenance of conduits, water, sewer, gas or electric, or other utility lines, or all of any of them, over, under and along those rights-of-way or easements shown on the plat of survey heretofore mentioned and dedicated therein, and to excavate thereon for such purposes. All streets and roads shown on said plat and not heretofore dedicated to public use as thoroughfares are hereby dedicated to and for the public use, subject to the right hereby reserved to the present owner for the location, construction and maintenance of conduits, water, gas, sewer pipes, electrical wires, or other utility lines under, over and along said roadways.

6. The undersigned owner further reserves the right on behalf of itself, its successors and assigns, and on behalf of the future owners, to join in and establish a Homes Association, the membership of which shall consist of all owners of all the lots within the subdivision, at such time as it may become necessary, for the common good of this subdivision, or the enforcement of any

of the restrictions herein contained, or for any other lawful purpose deemed necessary by such owner or owners of record.

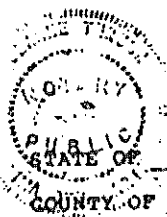
7. No building shall be erected, placed, altered or externally improved on any building site hereby restricted, until the building plans, specifications, materials, and location thereof have been approved in writing by VERYL L. THURMAN, or his duly appointed representative, as to conformity and harmony of external design and general quality with existing standards in the subdivision, and as to location of the building with respect to topography and finished ground elevations. Said plans must be submitted for approval at least 30 days prior to making application for building permit.

8. These restrictions shall continue and be binding upon the undersigned maker and all successors in title, their heirs and assigns until January 1, 2003, and shall automatically be continued for an additional 25 years, provided however, that these restrictions may be released or amended if the fee owners of more than 50 percent of the land area in said subdivision shall agree and record prior to January 1, 2003, an appropriately executed and acknowledged agreement releasing or amending the said restrictions. Said restrictions shall automatically terminate on June 6, 2003.

IN WITNESS WHEREOF, I have affixed my signature this 12th day of March, 1982.

VERYL L. THURMAN

By: Veryl L. Thurman
Veryl L. Thurman, President



BE IT REMEMBERED that on this 12th day of March, 1982, before me the undersigned, a Notary Public, in and for the County and State aforesaid came VERYL L. THURMAN who executed the foregoing Declaration of Restrictions, in writing, and duly acknowledged the execution of same.

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

Joanne E. Thrusch
Notary Public
Joanne E. Thrusch

My appointment expires: [By Commission Expires October 6, 1984]

VOL 2308 PAGE 982

1777879 ✓

AMENDMENT TO DECLARATION OF RESTRICTIONS

THIS AMENDED DECLARATION OF RESTRICTIONS, made this 10th
day of March, 1988, by Veryl L. Thurman, owner in fee
simple of the following described real property, to-wit:

All of the North Half (N 1/2) of the Northwest Quarter
(NW 1/4) of Section 26, Township 14 South, Range 24
East, Johnson County, Kansas, containing 80 acres more
or less, but specifically excluding the following lots:
Lot 9, Lot 10, Lot 19, Lot 23, Lot 27, Lot 30, and Lot
31;

Heretofore platted as GLADACRES, said plat being recorded on the
29th day of August, 1984, as instrument #1489608, in Book 57 of
Plats, at Page 17, in the office of the Register of Deeds,
Johnson County, Kansas, upon which the original Declaration of
Restrictions were imposed and thereafter recorded on or about
March 27, 1986, in Volume 2308, Page 980.

WHEREAS, the said Veryl L. Thurman desires to amend the
aforesaid Declaration of Restrictions on the said land, excluding
the above-described lots, for the use and benefit of the present
owner thereof, his successors and assigns, and all future owners
thereof; and ²

WHEREAS, the said Veryl L. Thurman does not desire to cancel
or otherwise restrict the original Declaration of Restrictions as
recorded March 27, 1986, and that said Declaration of
Restrictions is hereby reaffirmed and to any and all lots which
have been excluded from this Declaration and likewise, said
Declaration of Restrictions is affirmed as to all lots affected
by this Declaration of Restrictions except as modified herein.

NOW, THEREFORE, in consideration of the premises, Veryl L.
Thurman, for himself, his successors and assigns, and for the
future owners of the above-described property hereby declares
that the above-described property as shown on the aforesaid
recorded plat and as described above shall be and the same is
hereby restricted as to the use of said property in the manner
hereafter set forth as amended hereto.

1. Paragraph 2 of said Declaration of Restrictions is
amended as follows:

Said land is further restricted hereby as to the required size and type of improvements to be constructed thereon, and materials used therein. Any residence erected or constructed on said land shall contain a minimum of 2,500 square feet, exclusive of open or screened porches, garages, utility rooms or finished basement area. No more than one residence shall be constructed on any lot, or part thereof, containing not less than 1.4 acres per each residence. Out buildings must be fully enclosed and shall be compatible in styling to the residence structure to which it is appurtenant. The composition of roof construction of any residence or out building will be wood cedar shake shingles, clay tile, or slate. Galvanized steel roofs and galvanized steel out buildings are expressly prohibited. Construction of any residence on any lot hereby restricted shall be completed within nine (9) months after the commencement of excavation of the foundation.

2. Paragraph 4 of said Declaration of Restrictions is amended as follows:

No noxious, unlawful or offensive activity shall be carried on upon any lot, nor shall anything be done thereon which may be or become an annoyance or nuisance to the neighboring property owners within the subdivision. In addition thereto, the following rules shall apply:

a) Construction materials must be stored on site in an orderly manner; all trash must be controlled and disposed of so as to not be unsightly;

b) Concrete trucks, masonry and plastering contractors are precluded from washing out or disposing of waste in ditches or vacant lots;

c) Townhomes, A-frame homes, log homes, earth homes, wind generators, and radio towers are expressly prohibited;

d) Animals are permitted up to two adult dogs and two adult cats. Pit Bulls or dogs commonly considered as Pit Bulls or fighting animals are expressly prohibited. Horses are prohibited except upon the following lots: 2, 9, 13, 14, 18, 20, 21, 22, 23 and 24. Horses are limited to two (2) in number. Nothing herein shall be construed as to preclude the maintaining of children's pets customarily kept in the home such as white mice, gerbils, gold fish, or similar small animals;

e) Inoperable vehicles shall not be stored in excess of 30 days unless said vehicles are properly garaged. Horse trailers, boats, tractors and recreational vehicles shall not be left outside of the garage for more than 30 days per year.

3. Paragraph 7 of said Declaration of Restrictions is amended as follows:

No building shall be erected, placed, altered or externally improved on any building site hereby restricted, until the building plans, specifications, materials, and location thereof have been approved in writing by Veryl L. Thurman, or his duly appointed representative, as to conformity and harmony of external design and general quality with existing standards in the subdivision, and as to location of the

building with respect to topography and finished ground elevations. Said plans must be submitted for approval at least 30 days prior to making application for building permit and shall be consistent and adhere to the Gladacres Construction Rules and Regulations as propounded by the Homes Association and as incorporated herein by the aforesaid Veryl L. Thurman. In addition thereto, all driveways shall be constructed of either concrete or asphalt of at least four inches in thickness.

4. No radio or television transmitting or receiving antenna or other related communication equipment may be erected or maintained outside of any residence on any of said lots without the consent, in writing, of the aforesaid Veryl L. Thurman or the Homes Association for Gladacres.

5. The restrictions herein and the restrictions as defined in the original Declaration of Restrictions as referred to herein, shall continue in accordance with paragraph 8 of the original Declaration of Restrictions. The aforesaid Veryl L. Thurman, the duly authorized and designated Homes Association Board of Directors, and/or the owner or owners of any of the lots hereby restricted shall have the right to sue for and obtain an injunction, prohibitive or mandatory, to prevent the breach of or enforce the observance of the restrictions herein set forth, in addition to ordinary legal actions for damages; the failure of Veryl L. Thurman, his successors or assigns, or of any owner or owners of any lot or lots in this subdivision, to enforce any of the restrictions herein set forth at the time of its violation shall in no event be deemed to be a waiver of the right to do so thereafter. Veryl L. Thurman may, by appropriate agreement made expressly for that purpose, assign or convey to any person or corporation all of the rights, reservations and privileges herein reserved by it, and upon such assignment or conveyance being made, his assigns or grantees may, at their option, exercise, transfer or assign those rights, or any one or more of them at any time or times, in the same way and manner as though directly reserved by them through this instrument.

IN WITNESS WHEREOF, I have affixed my signature this 10th day of March, 1988.

Veryl L. Thurman
VERYL L. THURMAN

STATE OF KANSAS)
COUNTY OF JOHNSON) ss.

BE IT REMEMBERED, that on this 10th day of March, 1988, before me, the undersigned, a notary public in and for the County and State aforesaid, came Veryl L. Thurman, personally known to me to be the same person who executed the within instrument of writing and such person duly acknowledged the execution of the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal, the day and year last above written.



Karen L. Scott
Notary Public Karen L. Scott

My appointment expires: 8/15/88

800
STATE OF KANSAS
COUNTY OF JOHNSON } ss
FILED FOR RECORD

1988 MAR 21 P 12:05 2

RUDIE M. SCOTT
REGISTER OF DEEDS

BY _____ DEL

1777881 ✓

AMENDMENT TO DECLARATION OF RESTRICTIONS

THIS AMENDED DECLARATION OF RESTRICTIONS, made this 7th day of March, 1988, by the undersigned, the owners in fee simple of the following described real property, to-wit:

Lot 19, GLADACRES, a subdivision in Johnson County, Kansas,

heretofore platted as GLADACRES, said plat being recorded on the 29th day of August, 1984, as instrument #1489608, in Book 57 of Plats, at Page 17, in the office of the Register of Deeds, Johnson County, Kansas, upon which the original Declaration of Restrictions were imposed and thereafter recorded on or about March 27, 1986, in Volume 2308, Page 980.

WHEREAS, the undersigned owners desire to amend the aforesaid Declaration of Restrictions on the said land, excluding the above-described lots, for the use and benefit of the present owners thereof, their heirs successors and assigns, and all future owners thereof; and

WHEREAS, the undersigned owners do not desire to cancel or otherwise restrict the original Declaration of Restrictions as recorded March 27, 1986, and that said Declaration of Restrictions is hereby reaffirmed and to any and all lots which have been excluded from this Declaration and likewise, said Declaration of Restrictions is affirmed as to all lots affected by this Declaration of Restrictions except as modified herein.

NOW, THEREFORE, in consideration of the premises, the undersigned owners, for themselves, their heirs, successors and assigns, and for the future owners of the above-described property hereby declares that the above-described property as shown on the aforesaid recorded plat and as described above shall be and the same is hereby restricted as to the use of said property in the manner hereafter set forth as amended hereto.

1. Paragraph 2 of said Declaration of Restrictions is amended as follows:

Said land is further restricted hereby as to the required size and type of improvements to be constructed thereon, and materials used therein. Any residence erected or constructed on said land shall contain a minimum of 2,500 square feet, exclusive of open or screened porches, garages,

utility rooms or finished basement area. No more than one residence shall be constructed on any lot, or part thereof, containing not less than 1 1/2 acres per each residence. Out buildings must be fully enclosed and shall be compatible in styling to the residence structure to which it is appurtenant. The composition of roof construction of any residence or out building will be wood cedar shake shingles, clay tile, or slate. Galvanized steel roofs and galvanized steel out buildings are expressly prohibited. Construction of any residence on any lot hereby restricted shall be completed within nine (9) months after the commencement of excavation of the foundation.

2. Paragraph 4 of said Declaration of Restrictions is amended as follows:

No noxious, unlawful or offensive activity shall be carried on upon any lot, nor shall anything be done thereon which may be or become an annoyance or nuisance to the neighboring property owners within the subdivision. In addition thereto, the following rules shall apply:

a) Construction materials must be stored on site in an orderly manner; all trash must be controlled and disposed of so as to not be unsightly;

b) Concrete trucks, masonry and plastering contractors are precluded from washing out or disposing of waste in ditches or vacant lots;

c) Townhomes, A-frame homes, log homes, earth homes, wind generators, and radio towers are expressly prohibited;

d) Animals are permitted up to two adult dogs and two adult cats. Pit Bulls or dogs commonly considered as Pit Bulls or fighting animals are expressly prohibited. Horses are prohibited. Nothing herein shall be construed as to preclude the maintaining of children's pets customarily kept in the home such as white mice, gerbils, gold fish, or similar small animals;

e) Inoperable vehicles shall not be stored in excess of 30 days unless said vehicles are properly garaged. Horse trailers, boats, tractors and recreational vehicles shall not be left outside of the garage for more than 30 days per year.

3. Paragraph 7 of said Declaration of Restrictions is amended as follows:

No building shall be erected, placed, altered or externally improved on any building site hereby restricted, until the building plans, specifications, materials, and location thereof have been approved in writing by Veryl L. Thurman or his duly appointed representative, as to conformity and harmony of external design and general quality with existing standards in the subdivision, and as to location of the building with respect to topography and finished ground elevations. Said plans must be submitted for approval at least 30 days prior to making application for building permit and shall be consistent and adhere to the Gladacres Construction Rules and Regulations as propounded by the Homes Association and as incorporated herein by Veryl L. Thurman. In addition thereto, all

driveways shall be constructed of either concrete or asphalt of at least four inches in thickness.

4. No radio or television transmitting or receiving antenna or other related communication equipment may be erected or maintained outside of any residence on any of said lots without the consent, in writing, of Veryl L. Thurman or the Homes Association for Gladacres.

5. The restrictions herein and the restrictions as defined in the original Declaration of Restrictions as referred to herein, shall continue in accordance with paragraph 8 of the original Declaration of Restrictions. Veryl L. Thurman, the duly authorized and designated Homes Association Board of Directors, and/or the owner or owners of any of the lots hereby restricted shall have the right to sue for and obtain an injunction, prohibitive or mandatory, to prevent the breach of or enforce the observance of the restrictions herein set forth, in addition to ordinary legal actions for damages; the failure of Veryl L. Thurman, his heirs, successors or assigns, or of any owner or owners of any lot or lots in this subdivision, to enforce any of the restrictions herein set forth at the time of its violation shall in no event be deemed to be a waiver of the right to do so thereafter. Veryl L. Thurman may, by appropriate agreement made expressly for that purpose, assign or convey to any person or corporation all of the rights, reservations and privileges herein reserved by him, and upon such assignment or conveyance being made, his assigns or grantees may, at his option, exercise, transfer or assign those rights, or any one or more of them at any time or times, in the same way and manner as though directly reserved by them through this instrument.

IN WITNESS WHEREOF, I have affixed my signature this 7th day of March, 1988.

George E. Fair
George E. Fair
Nicki G. Fair
Nicki G. Fair

STATE OF KANSAS }
COUNTY OF JOHNSON } ss.

BE IT REMEMBERED, - that on this 7th day of March, 1988, before me, the undersigned, a notary public in and for the County and State aforesaid, came George E. Fair and Micki G. Fair, personally known to me to be the same persons who executed the within instrument of writing on behalf of said corporation and such person duly acknowledged the execution of the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal, the day and year last above written.

Ida M. Moun
Notary Public

My appointment expires:
7-14-91

Ida M. Moun

STATE OF KANSAS }
COUNTY OF JOHNSON } ss
FILED FOR RECORD

8-1988 MAR 21 P 12:06 1

RUBIE M. SCOTT
REGISTER OF DEEDS

BY _____ DEP

J-CX 000674
COMMERCIAL TITLE INSURANCE INC.
115 EAST PARK, SUITE 101
Olathe, Kansas 66061

1955696✓

STATE OF KANSAS }
COUNTY OF JOHNSON } SS
FILED FOR RECORD

1500 1990 JUN 27 P 4:13.1

SARA E. ULLMANN
REGISTER OF DEEDS

AMENDMENT TO DECLARATION OF RESTRICTIONS

BY _____ DEP.

THIS AMENDED DECLARATION OF RESTRICTIONS, made effective this 14th day of March, 1990, by the undersigned owners in fee simple of the real estate described on Exhibit "A" hereto being a part of GLADACRES, a subdivision in Johnson County, Kansas per plat recorded on the 29th day of August, 1984, under document number 1489608, in Book 57 of Plats, at Page 17, in the office of the Register of Deeds, Johnson County, Kansas, and as to which restrictions were imposed by that certain DECLARATION OF RESTRICTIONS dated March 12, 1986, as recorded in said Register of Deeds office on March 27, 1986 under Document Number 1592917 in Volume 2308 at Page 980 (hereafter the "Original Declaration"), and which said Original Declaration was amended by "Amendment to Declaration of Restrictions" dated March 10, 1988, recorded in said Register of Deed's Office on the 21st day of March, 1988 under document number 1777879 in Volume 2759 at Page 428 of the records of said office (hereafter the "Amendment").

WHEREAS, the undersigned owners desire to amend the aforesaid Original Declaration as amended by the Amendment on the land described in Exhibit "A" hereto, for the use and benefit of the present owners thereof, their heirs successors and assigns, and all future owners thereof; and

WHEREAS, the undersigned owners do not desire to cancel or otherwise restrict the Original Declaration as amended by the Amendment recorded as aforesaid except as further amended hereby and that said Original Declaration, as amended by the Amendment

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and this amendment is hereby reaffirmed, as amended, as to all lots described on Exhibit "A" hereto.

NOW, THEREFORE, in consideration of the premises, the undersigned owners, for themselves, their heirs, successors and assigns, and for the future owners of the lots described on Exhibit "A" hereto hereby declare that the Amendment recorded under said Document Numbered 1777879 in Volume 2759 at Page 428 as aforesaid is amended as follows:

1. Paragraph 2.d) of the Amendment recorded under Document Number 1777878 as aforesaid reading 2.d) "...Horses are prohibited except upon the following lots: 2, 9, 13, 14, 18, 20, 21, 22, 23, and 24. Horses are limited to two (2) in number." is hereby amended and the following is substituted in lieu thereof: "2.d) Horses are prohibited except upon the following lots: 1, 2, 9, 13, 14, 18, 20, 21, 22, 23, and 24. Horses are limited to two (2) in number.

2. The restrictions as defined in the Original Declaration as amended by the Amendment and further modified by this amendment shall continue in accordance with paragraph 8 of the Original Declaration of Restrictions. Veryl L. Thurman, the duly authorized and designated Homes Association Board of Directors, and/or the owner or owners of any of the lots hereby restricted shall have the right to sue for and obtain an injunction, prohibitive or mandatory, to prevent the breach of or enforce the observance of the restrictions herein set forth as amended, in addition to ordinary legal actions for damages; the failure of Veryl L. Thurman, its successors or assigns, or

of any owner or owners of any lot or lots in this subdivision, to enforce any of the restrictions herein set forth at the time of its violation shall in no event be deemed to be a waiver of the right to do so thereafter. Veryl L. Thurman may, by appropriate agreement made expressly for that purpose, assign or convey to any person or corporation all of the rights, reservations and privileges herein reserved by it, and upon such assignment or conveyance being made, his assigns or grantees may, at their option, exercise, transfer or assign those rights, or any one or more of them at any time or times, in the same way and manner as though directly reserved by them through this instrument.

3. Paragraph 8 of the Original Declaration is amended as follows:

"8. These restrictions shall continue and be binding upon the undersigned maker and all successors in title, their heirs and assigns until June 6, 2010, and shall automatically be continued for an additional 25 years, provided however, that these restrictions be released or amended if the fee owners of more than 50 percent of the land area in said subdivision shall agree and record prior to June 6, 2010, an appropriately executed and acknowledged agreement releasing or amending the said restrictions. Said restrictions shall automatically terminate on June 6, 2010.

IN WITNESS WHEREOF, the undersigned owners have affixed their signature(s) the day and year shown opposite their signature(s).

OWNER(S)

Lots 1,4,5,6,7,8,13,14,15,16,17,18,20,21,22,24,26 and 29

Lot ____, GLADACRES, a subdivision in Johnson County, Kansas.

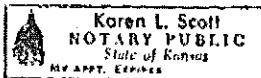
Veryl L. Thurman

Dated this 14th day of March, 1990.

STATE OF KANSAS)
)SS.
COUNTY OF JOHNSON)

BE IT REMEMBERED, that on this 14th day of March, 1990, before me, the undersigned, a notary public in and for the County and State aforesaid, came Veryl L. Thurman and _____, personally known to me to be the same persons who executed the within instrument of writing and such person(s) duly acknowledged the execution of the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal, the day and year last above written.



Karen L. Scott
Notary Public

My appointment expires: 8/15/92

EXHIBIT "A"

LOTS 1, 4, 5, 6, 7, 8, 13, 14, 15, 16, 17, 18,
20, 21, 22, 24, 26, 29 in Gladacres,
a subdivision in Johnson County, Kansas

~~2451831b~~

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RECEIVED
COUNTY CLERK
JOHNSON COUNTY, KANSAS
FILED OCT 11 1994

26⁰⁰ 1994 DEC-9 P 2:10.1

SARA E. ULLMANN
REGISTER OF DEEDS

SECOND AMENDMENT TO DECLARATION OF RESTRICTIONS

THIS SECOND AMENDMENT TO DECLARATION OF RESTRICTIONS is made this 8th day of December, 1994, by and among the owners of more than 50 percent of the following described real property, to wit:

All of the North Half (N 1/2) of the Northwest Quarter (NW 1/4) of Section 26, Township 14 South, Range 24 East, Johnson County, Kansas, containing 80 acres, more or less, but specifically excluding the following lots: Lot 9, Lot 10, Lot 19, Lot 23, Lot 27, Lot 30, and Lot 31; ("Property")

heretofore platted as GLADACRES, which plat was recorded on the 29th day of August, 1984, as Instrument #1489608 in Book 57 of Plats at Page 17 in the office of the Register of Deeds, Johnson County, Kansas, upon which the original Declaration of Restrictions were imposed and thereafter recorded on or about March 27, 1986, in Volume 2308, Page 980; and first amended by the Amendment to Declaration of Restrictions recorded on or about March 10, 1988, in Volume 2759, Page 428 ("Amendment").

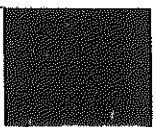
Paragraph 4.(d) of the Amendment is amended to add Lots 1 and 5 so that the revised paragraph 4(d) reads as follows:

d) Animals are permitted up to two adult dogs and two adult cats. Pit Bulls or dogs commonly considered as Pit Bulls or fighting animals are expressly prohibited. Horses are prohibited except upon the following lots: 1, 2, 5, 9, 13, 14, 18, 20, 21, 22, 23, and 24. Horses are limited to two (2) in number. Nothing herein shall be construed as to preclude the maintaining of children's pets customarily kept in the home such as white mice, gerbils, gold fish, or similar small animals;

10870680

V.H. 4484 PAGE 587

26.00
ck.



The undersigned, who are fee owners in more than 50 percent of the land area in said subdivision, state that the previous Declaration of Restrictions at Volume 2308 at Page 980 had an error at Page 982 at paragraph 8 with respect to the termination and amendment date of the Restrictions by reason of a handwritten date at variance with a typed date.

Paragraph 8 of the Declaration is hereby amended to read as follows:

8. These restrictions shall continue and be binding upon the undersigned maker and all successors in title, their heirs and assigns until June 6, 2000, and shall automatically be continued for an additional 25 years; provided, however, that these restrictions may be released or amended if the fee owners of more than 50 percent of the land area in said subdivision shall agree and record prior to June 6, 2000, an appropriately executed and acknowledged agreement releasing or amending the said restrictions. Said restrictions shall automatically terminate on June 6, 2025.

IN WITNESS WHEREOF, the undersigned owners have affixed their signature(s) on the day and year first above written.

Lots # 6, 7, 13, 14, 15, 18, 21, 22, 24, and 26.

CO-EXECUTRIX AND REPRESENTATIVE OF
THE ESTATE OF VERYL L. THURMAN,
OWNERS IN FEE SIMPLE OF THE PROPERTY

By: *Sonya Thurman Harkins*
Name: Sonya Thurman Harkins

10870680

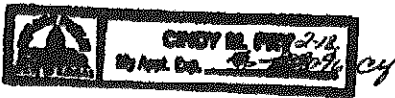
VOL 4484 PAGE 589

ACKNOWLEDGMENT

STATE OF KANSAS)
) ss.
COUNTY OF JOHNSON)

BE IT REMEMBERED, that on this 23rd day of May, 1994, before me, the undersigned, a Notary Public in and for the County and State aforesaid, came Sonya Thurman Harkins, who is personally known to me to be the same person who executed the within instrument.

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



Cindy M. Fry
Notary Public

My appointment expires:

2-18-96

LOT 1

By: Michael W. Sullivan
Name: MICHAEL W. SULLIVAN

By: Nina L. Sullivan
Name: NINA L. SULLIVAN

ACKNOWLEDGMENTS

STATE OF KANSAS)
) ss.
COUNTY OF JOHNSON)

BE IT REMEMBERED, that on this 17 day of November, 1994, before me, the undersigned, a Notary Public in and for the County and State aforesaid, came Michael W. Sullivan, who is personally known to me to be the same person who executed the within instrument.

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

My appointment expires:

MY APPOINTMENT EXPIRES
10-8-97

STATE OF KANSAS)
) ss.
COUNTY OF JOHNSON)

BE IT REMEMBERED, that on this 17 day of November, 1994, before me, the undersigned, a Notary Public in and for the County and State aforesaid, came Nina L. Sullivan, who is personally known to me to be the same person who executed the within instrument.

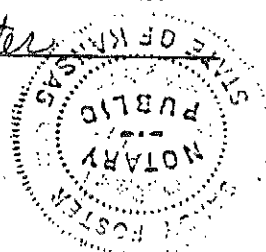
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year last above written.

My appointment expires:

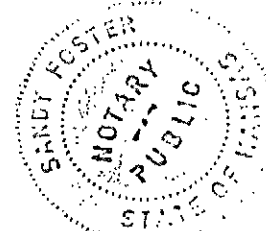
MY APPOINTMENT EXPIRES
10-8-97

10870680

Sandy Foster
Notary Public
SANDY FOSTER



Sandy Foster
Notary Public
SANDY FOSTER



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LOT 2

By: _____
Name: _____

By: Patricia L. Smith
Name: PATRICIA L. SMITH

ACKNOWLEDGMENTS

Missouri
STATE OF ~~KANSAS~~)
JACKSON) ss.
COUNTY OF ~~JOHNSON~~)

BE IT REMEMBERED, that on this 21 day of November, 1994, before me, the undersigned, a Notary Public in and for the County and State aforesaid, came Patricia L. Smith, who is personally known to me to be the same person who executed the within instrument.

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

Dorothy L. Kaserman
Notary Public
DOROTHY L. KASERMAN

My appointment expires:

DOROTHY L. KASERMAN
NOTARY PUBLIC STATE OF MISSOURI
JACKSON COUNTY

STATE OF KANSAS)
COUNTY OF JOHNSON) ss.

BE IT REMEMBERED, that on this ____ day of _____, 1994, before me, the undersigned, a Notary Public in and for the County and State aforesaid, came _____, who is personally known to me to be the same person who executed the within instrument.

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

My appointment expires:

Notary Public

10870680

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LOT 5

By: Michael W. Sullivan
Name: MICHAEL W. SULLIVAN

By: Nina L. Sullivan
Name: NINA L. SULLIVAN

ACKNOWLEDGMENTS

STATE OF KANSAS)
) ss.
COUNTY OF JOHNSON)

BE IT REMEMBERED, that on this 17 day of November, 1994, before me, the undersigned, a Notary Public in and for the County and State aforesaid, came Michael W. Sullivan, who is personally known to me to be the same person who executed the within instrument.

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

Sandy Foster
Notary Public
SANDY FOSTER

My appointment expires:

MY APPOINTMENT EXPIRES
10-8-97

STATE OF KANSAS)
) ss.
COUNTY OF JOHNSON)

BE IT REMEMBERED, that on this 17 day of November, 1994, before me, the undersigned, a Notary Public in and for the County and State aforesaid, came Nina L. Sullivan, who is personally known to me to be the same person who executed the within instrument.

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

Sandy Foster
Notary Public
SANDY FOSTER

My appointment expires:

MY APPOINTMENT EXPIRES
10-8-97

10870680

VII. 4484 PAGE 593

LOT 12

By: ROBERT A. HANSON
Name: Robert A. Hanson

By: _____
Name: _____

ACKNOWLEDGMENTS

STATE OF KANSAS)
) ss.
COUNTY OF JOHNSON)

BE IT REMEMBERED, that on this 4th day of August, 1994, before me, the undersigned, a Notary Public in and for the County and State aforesaid, came ROBERT A. HANSON, who is personally known to me to be the same person who executed the within instrument.

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

Joan Hatch
Notary Public

My appointment expires:

4/19/96



STATE OF KANSAS)
) ss.
COUNTY OF JOHNSON)

BE IT REMEMBERED, that on this _____ day of _____, 1994, before me, the undersigned, a Notary Public in and for the County and State aforesaid, came _____, who is personally known to me to be the same person who executed the within instrument.

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

Notary Public

My appointment expires:

10870680

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LOT 17

By: *Donald L. Crabtree*
Name: DONALD L. CRABTREE

By: _____
Name: _____

ACKNOWLEDGMENTS

STATE OF KANSAS)
) ss.
COUNTY OF JOHNSON)

BE IT REMEMBERED, that on this 26 day of July, 1994, before me, the undersigned, a Notary Public in and for the County and State aforesaid, came Donald L. Crabtree DONALD L. CRABTREE who is personally known to me to be the same person who executed the within instrument.

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

Cathy Evert
Notary Public
CATHY EVERT

My appointment expires:

4-3-95

STATE OF KANSAS)
) ss.
COUNTY OF JOHNSON)

BE IT REMEMBERED, that on this ____ day of _____, 1994, before me, the undersigned, a Notary Public in and for the County and State aforesaid, came _____, who is personally known to me to be the same person who executed the within instrument.

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

Notary Public

My appointment expires:

10870680

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LOT 21

By: [Signature]
Name: WILLIAM ROSE

By: [Signature]
Name: ANN ROSE

ACKNOWLEDGMENTS

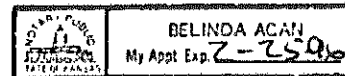
STATE OF KANSAS)
) ss.
COUNTY OF JOHNSON)

BE IT REMEMBERED, that on this 19 day of Sept., 1994, before me, the undersigned, a Notary Public in and for the County and State aforesaid, came William & Ann Rose, who is personally known to me to be the same person who executed the within instrument.

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

[Signature]
Notary Public

My appointment expires: _____



STATE OF KANSAS)
) ss.
COUNTY OF JOHNSON)

BE IT REMEMBERED, that on this _____ day of _____, 1994, before me, the undersigned, a Notary Public in and for the County and State aforesaid, came _____, who is personally known to me to be the same person who executed the within instrument.

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

Notary Public

My appointment expires: _____

10870680

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LOT 25

By: [Signature]
Name: DAVID DEMBINSKI

By: Karin S Dembinski, MD
Name: KARIN S. DEMBINSKI, MD

ACKNOWLEDGMENTS

Missouri
STATE OF KANSAS)
JACKSON) ss.
COUNTY OF JOHNSON)

BE IT REMEMBERED, that on this 13th day of October, 1994, before me, the undersigned, a Notary Public in and for the County and State aforesaid, came Karin S. and David Dembinski, who is personally known to me to be the same person who executed the within instrument.

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

Norma Marie Ford
Notary Public
NORMA MARIE FORD

My appointment expires:
NORMA MARIE FORD
Notary Public
STATE OF MISSOURI
JACKSON COUNTY
~~My Commission Expires NOVEMBER 27, 1996~~

STATE OF KANSAS)
Missouri) ss.
COUNTY OF JOHNSON)
JACKSON)

BE IT REMEMBERED, that on this 13th day of October, 1994, before me, the undersigned, a Notary Public in and for the County and State aforesaid, came Karin S. and David Dembinski, who is personally known to me to be the same person who executed the within instrument.

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

Norma Marie Ford
Notary Public
NORMA MARIE FORD

My appointment expires:
NORMA MARIE FORD
Notary Public
STATE OF MISSOURI
JACKSON COUNTY
10870660 My Commission Expires NOVEMBER 27, 1996