

**AMENDMENT TO DECLARATION OF RESTRICTIONS  
AND HOMES ASSOCIATION DECLARATION  
PRAIRIE FARMS**

Dated: August 4, 2009

Party of the First Part: Prairie Center Development, L.L.C.

Party of the Second Part: Prairie Farms

Legal Description: Lots 1 through 42, inclusive, and Tracts A, B and C,  
PRAIRIE FARMS, a subdivision in the City of Olathe,  
Johnson County, Kansas.

Lots 43 through 81, inclusive, PRAIRIE FARMS II, a  
subdivision in the City of Olathe, Johnson County, Kansas.

*EW*  
*Kathrop & Gage*  
CWDOCS 628026V3

**AMENDMENT TO DECLARATION OF RESTRICTIONS  
AND HOMES ASSOCIATION DECLARATION  
PRAIRIE FARMS**

This Amendment to Declaration of Restrictions and Homes Association Declaration for Prairie Farms (the "Amendment") is made as of this 4th day of August, 2009, by **PRAIRIE CENTER DEVELOPMENT, L.L.C.**, a Kansas limited liability company (hereinafter referred to as "Developer").

WHEREAS, Developer executed that certain Declaration of Restrictions dated September 30, 2005, and recorded in the office of the Register of Deeds of Johnson County, Kansas on October 4, 2005 at Book 200510, Page 001345 (the "Original Declaration"); and that certain Homes Association Declaration dated September 30, 2005 (the "Original Homes Association Declaration"), executed by Developer and filed with the Register of Deeds of Johnson County, Kansas on October 4, 2005 and recorded in Book 200510, at Page 001344, which encumbers the real property more fully described on Exhibit "A" (the "Subdivision"); and

WHEREAS, the Original Declaration and Original Homes Association Declaration provide that the same can be modified by the Developer so long as Developer owns real property within the Subdivision;

WHEREAS, Developer owns real property within the Subdivision and desires to modify the Original Declaration and Original Homes Association Declaration as set forth herein, as to all lots and tracts within the Subdivision; and

WHEREAS, the Developer has executed and filed with the Register of Deeds of Johnson County, Kansas, another plat of the subdivision known as "PRAIRIE FARMS", which plat was recorded on May 26, 2006, in Book 200605 at Page 010775; and

WHEREAS, such plat adds the following lots to the subdivision Prairie Farms, to-wit:

Lots 43 through 81, inclusive, PRAIRIE FARMS II, a subdivision in the City of Olathe, Johnson County, Kansas, according to the recorded plat thereof;

and

WHEREAS, the Developer, as the owner of the foregoing lots (the "Additional Lots") desires to subject the Additional Lots to the covenants, restrictions, easements and other provisions contained in the Original Declaration and the Original Homes Association Declaration.

NOW THEREFORE, in consideration of the premises, the Developer hereby declares for itself and its successors, grantees and assigns:

1. Paragraph 2, subparagraph F of the Original Declaration is hereby amended in its entirety to read as follows:

*F. No fencing shall be permitted upon any of the lots unless such fencing shall be cedar, aluminum or wrought iron and built with methods and materials which harmonize with external design of buildings in Prairie Farms; all such fences shall be subject to prior written approval by the ACC. No fence shall exceed 48" in height unless specifically approved for a greater height by the ACC. The location of all fences must receive advance written approval by the ACC; provided, however, that location of fences on all corner lots shall be subject to ACC approval and shall not impair sight lines of motorists. The location of fencing along any street on a corner lot shall be the greater of a minimum of 20' behind the sidewalk or 30' behind the street curb. All exterior decks shall be constructed of cedar wood, however ground supports may be of treated wood. Animal pens or runs shall be constructed of the permitted fence materials above, however the location, size and design of such pens or runs shall be subject to ACC approval.*

2. That all of the Additional Lots shall be, and they hereby are, subject to the covenants, restrictions, easements and other provisions set forth in the Original Declaration and Original Homes Association Declaration. As contemplated in the Original Declaration and Original Homes Association Declaration, this instrument shall have the effect of subjecting the Additional Lots to all of the provisions of the Original Declaration and Original Homes Association Declaration, as amended herein, as though the Additional Lots had been originally described therein and subjected to the provisions thereof.

3. To the extent inconsistent with this Amendment, the Original Declaration and Original Homes Association Declaration are hereby superseded; as amended by this Amendment, however, the Original Declaration and Original Homes Association Declaration shall continue in full force and effect.

IN WITNESS WHEREOF, Developer has executed this document as of the first day and date stated above.

PRAIRIE CENTER DEVELOPMENT,  
L.L.C., a Kansas limited liability company

By: [Signature]  
Todd Bleakley, Manager

STATE OF KANSAS )

) ss.

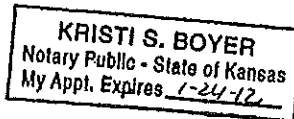
COUNTY OF JOHNSON )

On this 4<sup>th</sup> day of August, 2009, before me, a Notary Public in and for said state, personally appeared Todd Bleakley, who stated that he is the Manager Member of PRAIRIE CENTER DEVELOPMENT, L.L.C., a Kansas limited liability company, known to me to be the person who executed the within instrument on behalf of said company and acknowledged to me that he executed the same for the purposes therein stated.

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 Commission Expires: 1-24-12



**EXHIBIT "A"**

Lots 1 through 42, inclusive, and Tracts A, B and C, PRAIRIE FARMS, a subdivision in the City of Olathe, Johnson County, Kansas.

CWDOCS 628026v3

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**AMENDMENT TO DECLARATION OF RESTRICTIONS  
AND HOMES ASSOCIATION DECLARATION  
PRAIRIE FARMS**

Dated: June 21, 2011

Party of the First Part: Prairie Center Development, L.L.C.

Party of the Second Part: Prairie Farms

Legal Description: Lots 82 through 104, inclusive, PRAIRIE FARMS III, a  
subdivision in the City of Olathe, Johnson County, Kansas.

**AMENDMENT TO DECLARATION OF RESTRICTIONS  
AND HOMES ASSOCIATION DECLARATION  
PRAIRIE FARMS**

This Amendment to Declaration of Restrictions and Homes Association Declaration for Prairie Farms (the "Amendment") is made as of this 21<sup>st</sup> day of June, 2011, by **PRAIRIE CENTER DEVELOPMENT, L.L.C.**, a Kansas limited liability company (hereinafter referred to as "Developer").

WHEREAS, Developer executed that certain Declaration of Restrictions dated September 30, 2005, and recorded in the office of the Register of Deeds of Johnson County, Kansas on October 4, 2005 at Book 200510, Page 001345 (the "Original Declaration"); and that certain Homes Association Declaration dated September 30, 2005 (the "Original Homes Association Declaration"), executed by Developer and filed with the Register of Deeds of Johnson County, Kansas on October 4, 2005 and recorded in Book 200510, at Page 001344, encumbering the property described therein (the "Subdivision"); and

WHEREAS, the Original Declaration and Original Homes Association Declaration provide that the same can be modified by the Developer so long as Developer owns real property within the Subdivision;

WHEREAS, Developer owns real property within the Subdivision and desires to modify the Original Declaration and Original Homes Association Declaration as set forth herein, as to all lots and tracts within the Subdivision; and

WHEREAS, the Developer has executed and filed with the Register of Deeds of Johnson County, Kansas, another plat of the subdivision known as "PRAIRIE FARMS III", which plat was recorded on June 10, 2011, in Book 201106 at Page 003180; and

WHEREAS, such plat adds the following lots to the subdivision Prairie Farms, to-wit:

Lots 82 through 104, inclusive, PRAIRIE FARMS III, a subdivision in the City of Olathe, Johnson County, Kansas, according to the recorded plat thereof;

and

WHEREAS, the Developer, as the owner of the foregoing lots (the "Additional Lots") desires to subject the Additional Lots to the covenants, restrictions, easements and other provisions contained in the Original Declaration and the Original Homes Association Declaration.

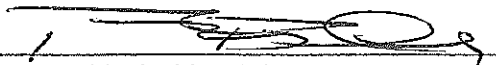
NOW THEREFORE, in consideration of the premises, the Developer hereby declares for itself and its successors, grantees and assigns:

1. That all of the Additional Lots shall be, and they hereby are, subject to the covenants, restrictions, easements and other provisions set forth in the Original Declaration and Original Homes Association Declaration. As contemplated in the Original Declaration and Original Homes Association Declaration, this instrument shall have the effect of subjecting the Additional Lots to all of the provisions of the Original Declaration and Original Homes Association Declaration, as amended, as though the Additional Lots had been originally described therein and subjected to the provisions thereof.

2. To the extent inconsistent with this Amendment, the Original Declaration and Original Homes Association Declaration are hereby superseded; as amended by this Amendment, however, the Original Declaration and Original Homes Association Declaration shall continue in full force and effect.

IN WITNESS WHEREOF, Developer has executed this document as of the first day and date stated above.

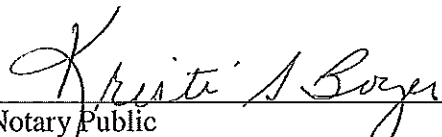
PRAIRIE CENTER DEVELOPMENT,  
L.L.C., a Kansas limited liability company

By:   
Todd Bleakley, Manager

STATE OF KANSAS                     )  
   ) ss.  
COUNTY OF JOHNSON             )

On this 21<sup>st</sup> day of June, 2011, before me, a Notary Public in and for said state, personally appeared Todd Bleakley, who stated that he is the Manager of **PRAIRIE CENTER DEVELOPMENT, L.L.C.**, a Kansas limited liability company, known to me to be the person who executed the within instrument on behalf of said company and acknowledged to me that he executed the same for the purposes therein stated.

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

  
Notary Public

My Commission Expires: \_\_\_\_\_

<b>KRISTI S. BOYER</b> Notary Public - State of Kansas My Appt. Expires <u>1-24-12</u>
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**AMENDMENT TO DECLARATION OF RESTRICTIONS  
AND HOMES ASSOCIATION DECLARATION  
PRAIRIE FARMS**

Dated: November 21, 2012

Party of the First Part: Prairie Center Development, L.L.C.

Party of the Second Part: Prairie Farms

Legal Description: Lots 105 through 121, inclusive, PRAIRIE FARMS IV, a  
subdivision in the City of Olathe, Johnson County, Kansas.

**AMENDMENT TO DECLARATION OF RESTRICTIONS  
AND HOMES ASSOCIATION DECLARATION  
PRAIRIE FARMS**

This Amendment to Declaration of Restrictions and Homes Association Declaration for Prairie Farms (the "Amendment") is made as of this 21<sup>st</sup> day of November, 2012, by **PRAIRIE CENTER DEVELOPMENT, L.L.C.**, a Kansas limited liability company (hereinafter referred to as "Developer").

WHEREAS, Developer executed that certain Declaration of Restrictions dated September 30, 2005, and recorded in the office of the Register of Deeds of Johnson County, Kansas on October 4, 2005 at Book 200510, Page 001345 (the "Original Declaration"); and that certain Homes Association Declaration dated September 30, 2005 (the "Original Homes Association Declaration"), executed by Developer and filed with the Register of Deeds of Johnson County, Kansas on October 4, 2005 and recorded in Book 200510, at Page 001344, encumbering the property described therein (the "Subdivision"); and

WHEREAS, the Original Declaration and Original Homes Association Declaration provide that the same can be modified by the Developer so long as Developer owns real property within the Subdivision;

WHEREAS, Developer owns real property within the Subdivision and desires to modify the Original Declaration and Original Homes Association Declaration as set forth herein, as to all lots and tracts within the Subdivision; and

WHEREAS, the Developer has executed and filed with the Register of Deeds of Johnson County, Kansas, another plat of the subdivision known as "PRAIRIE FARMS IV", which plat was recorded on September 10, 2012, in Book 201209 at Page 002916; and

WHEREAS, such plat adds the following lots to the subdivision Prairie Farms, to-wit:

Lots 105 through 121, inclusive, PRAIRIE FARMS IV, a subdivision in the City of Olathe, Johnson County, Kansas, according to the recorded plat thereof;

and

WHEREAS, the Developer, as the owner of the foregoing lots (the "Additional Lots") desires to subject the Additional Lots to the covenants, restrictions, easements and other provisions contained in the Original Declaration and the Original Homes Association Declaration.

NOW THEREFORE, in consideration of the premises, the Developer hereby declares for itself and its successors, grantees and assigns:

1. That all of the Additional Lots shall be, and they hereby are, subject to the covenants, restrictions, easements and other provisions set forth in the Original Declaration and Original Homes Association Declaration. As contemplated in the Original Declaration and Original Homes Association Declaration, this instrument shall have the effect of subjecting the Additional Lots to all of the provisions of the Original Declaration and Original Homes Association Declaration, as amended, as though the Additional Lots had been originally described therein and subjected to the provisions thereof.

2. To the extent inconsistent with this Amendment, the Original Declaration and Original Homes Association Declaration are hereby superseded; as amended by this Amendment, however, the Original Declaration and Original Homes Association Declaration shall continue in full force and effect.

IN WITNESS WHEREOF, Developer has executed this document as of the first day and date stated above.

PRAIRIE CENTER DEVELOPMENT,  
L.L.C., a Kansas limited liability company

By: \_\_\_\_\_

Todd Bleakley, Manager

STATE OF KANSAS                     )  
  ) ss.  
COUNTY OF JOHNSON             )

On this 21<sup>st</sup> day of November, 2012, before me, a Notary Public in and for said State, personally appeared Todd Bleakley, who stated that he is the Manager of **PRAIRIE CENTER DEVELOPMENT, L.L.C.**, a Kansas limited liability company, known to me to be the person who executed the within instrument on behalf of said company and acknowledged to me that he executed the same for the purposes therein stated.

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

\_\_\_\_\_  
Notary Public

My Commission Expires: \_\_\_\_\_

**KRISTI S. BOYER**  
Notary Public - State of Kansas  
My Appt. Expires 1-24-16

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**AMENDMENT TO DECLARATION OF RESTRICTIONS  
AND HOMES ASSOCIATION DECLARATION  
PRAIRIE FARMS**

Dated: 9-6, 2013

Party of the First Part: Prairie Center Development, L.L.C.

Party of the Second Part: Prairie Farms

Legal Description: Lots 122 through 144, inclusive, PRAIRIE FARMS V, a  
subdivision in the City of Olathe, Johnson County, Kansas.

**AMENDMENT TO DECLARATION OF RESTRICTIONS  
AND HOMES ASSOCIATION DECLARATION  
PRAIRIE FARMS**

This Amendment to Declaration of Restrictions and Homes Association Declaration for Prairie Farms (the "Amendment") is made as of this 6<sup>th</sup> day of September, 2013, by **PRAIRIE CENTER DEVELOPMENT, L.L.C.**, a Kansas limited liability company (hereinafter referred to as "Developer").

WHEREAS, Developer executed that certain Declaration of Restrictions dated September 30, 2005, and recorded in the office of the Register of Deeds of Johnson County, Kansas on October 4, 2005 at Book 200510, Page 001345 (the "Original Declaration"); and that certain Homes Association Declaration dated September 30, 2005 (the "Original Homes Association Declaration"), executed by Developer and filed with the Register of Deeds of Johnson County, Kansas on October 4, 2005 and recorded in Book 200510, at Page 001344, encumbering the property described therein (the "Subdivision"); and

WHEREAS, the Original Declaration and Original Homes Association Declaration provide that the same can be modified by the Developer so long as Developer owns real property within the Subdivision;

WHEREAS, Developer owns real property within the Subdivision and desires to modify the Original Declaration and Original Homes Association Declaration as set forth herein, as to all lots and tracts within the Subdivision; and

WHEREAS, the Developer has executed and filed with the Register of Deeds of Johnson County, Kansas, another plat of the subdivision known as "PRAIRIE FARMS V", which plat was recorded on 9-4-2013 2013, in Book 201309 at Page 000696; and

WHEREAS, such plat adds the following lots to the subdivision Prairie Farms, to-wit:

Lots 122 through 144, inclusive, PRAIRIE FARMS V, a subdivision in the City of Olathe, Johnson County, Kansas, according to the recorded plat thereof;

and

WHEREAS, the Developer, as the owner of the foregoing lots (the "Additional Lots") desires to subject the Additional Lots to the covenants, restrictions, easements and other provisions contained in the Original Declaration and the Original Homes Association Declaration.

NOW THEREFORE, in consideration of the premises, the Developer hereby declares for itself and its successors, grantees and assigns:

1. Paragraph 2, subparagraph F of the Original Declaration is hereby amended in its entirety to read as follows:

*F. No fencing shall be permitted upon any of the lots unless such fencing shall be cedar, aluminum or wrought iron and built with methods and materials which harmonize with external design of buildings in Prairie Farms; all such fences shall be subject to prior written approval by the ACC. No fence shall exceed 48" in height unless specifically approved for a greater height by the ACC. The location of all fences must receive advance written approval by the ACC; provided, however, that location of fences on all corner lots shall be subject to ACC approval and shall not impair sight lines of motorists. The location of fencing along any street on a corner lot shall be the greater of a minimum of 20' behind the sidewalk or 30' behind the street curb. Fences on Lots 128, 129 and 130, Prairie Farms V, shall have only metal perimeter fencing as approved by the ACC. All exterior decks shall be constructed of cedar wood, however ground supports may be of treated wood. Animal pens or runs shall be constructed of the permitted fence materials above, however the location, size and design of such pens or runs shall be subject to ACC approval.*

2. That all of the Additional Lots shall be, and they hereby are, subject to the covenants, restrictions, easements and other provisions set forth in the Original Declaration and Original Homes Association Declaration. As contemplated in the Original Declaration and Original Homes Association Declaration, this instrument shall have the effect of subjecting the Additional Lots to all of the provisions of the Original Declaration and Original Homes Association Declaration, as amended, as though the Additional Lots had been originally described therein and subjected to the provisions thereof.

3. To the extent inconsistent with this Amendment, the Original Declaration and Original Homes Association Declaration are hereby superseded; as amended by this Amendment, however, the Original Declaration and Original Homes Association Declaration shall continue in full force and effect.

IN WITNESS WHEREOF, Developer has executed this document as of the first day and date stated above.

PRAIRIE CENTER DEVELOPMENT,  
L.L.C., a Kansas limited liability company

By: \_\_\_\_\_

Todd Bleakley, Manager

STATE OF KANSAS )

) ss.

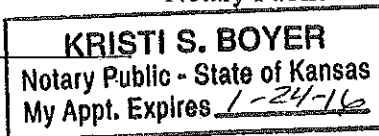
COUNTY OF JOHNSON )

On this 6<sup>th</sup> day of September, 2013, before me, a Notary Public in and for said State, personally appeared Todd Bleakley, who stated that he is the Manager of **PRAIRIE CENTER DEVELOPMENT, L.L.C.**, a Kansas limited liability company, known to me to be the person who executed the within instrument on behalf of said company and acknowledged to me that he executed the same for the purposes therein stated.

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

Kristi S. Boyer  
Notary Public

My Commission Expires: \_\_\_\_\_



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AMENDMENT TO DECLARATION OF RESTRICTIONS  
AND HOMES ASSOCIATION DECLARATION  
PRAIRIE FARMS

Dated: April 22, 2014

Party of the First Part: Prairie Center Development, LLC

Party of the Second Part: Prairie Farms

Legal Description: Lots 145 through 167, inclusive, PRAIRIE FARMS VI, a  
Subdivision in the City of Olathe, Johnson County, Kansas.



AMENDMENT TO DECLARATION OF RESTRICTIONS  
AND HOMES ASSOCIATION DECLARATION  
PRAIRIE FARMS

This Amendment to Declaration of Restrictions and Homes Association Declaration for Prairie Farms (the "Amendment") is made as of this 22<sup>nd</sup> day of April, 2014 by **PRAIRIE CENTER DEVELOPMENT, LLC**, a Kansas limited liability company (hereinafter referred to as "Developer").

WHEREAS, Developer executed that certain Declaration of Restrictions dated September 30, 2005, and recorded in the office of the Register of Deeds of Johnson county, Kansas on October 4, 2005 at Book 200510, Page 001345 (the "Original Declaration") and that certain Homes Association Declaration dated September 30, 2005 (the "Original Homes Association Declaration"), executed by Developer and filed with the Register of Deeds of Johnson County, Kansas on October 4, 2005 and recorded in Book 200510, at Page 001344, encumbering the property described therein (the "Subdivision"); and

WHEREAS, the Original Declaration and Original Homes Association Declaration provide that the same can be modified by the Developer so long as Developer owns real property within the Subdivision,

WHEREAS, Developer owns real property within the Subdivision and desires to modify the Original Declaration and Original Homes Association Declaration as set forth herein, as to all lots and tracts within the Subdivision; and

WHEREAS, the Developer has executed and filed with the Register of Deeds of Johnson County, Kansas, another plat of the subdivision known as "PRAIRIE FARMS VI", which plat was recorded on March 12, 2014, 2014, in Book 201403 at Page 002666; and

WHEREAS, such plat adds the following lots to the subdivision Prairie Farms, to-wit:

Lots 145 through 167, inclusive, PRAIRIE FARMS VI, a subdivision in the City of Olathe, Johnson County, Kansas, according to the recorded plat thereof;

and

WHEREAS, the Developer, as the owner of the foregoing lots (the "Additional Lots") desires to subject the Additional Lots to the covenants, restrictions, easements and other provisions contained in the Original Declaration and the Original Homes Association Declaration.

NOW THEREFORE, in consideration of the premises, the Developer hereby declares for itself and its successors, grantees and assigns:

1. Paragraph 2, subparagraph F of the Original Declaration is hereby amended in its entirety to read as follows:

*F. No fencing shall be permitted upon any of the lots unless such fencing shall be cedar, aluminum or wrought iron and built with methods and materials which harmonize with external design of buildings in Prairie Farms; all such fences shall be subject to prior written approval by the ACC. No fence shall exceed 48" in height unless specifically approved for a greater height by the ACC. The location of all fences must receive advance written approval by the ACC; provided, however, that location of fences on all corner lots shall be subject to ACC approval and shall not impair sight lines of motorists. The location of fencing along any street on a corner lot shall be the greater of a minimum of 20' behind the sidewalk or 30' behind the street curb. All exterior decks shall be constructed of cedar wood, however ground supports may be of treated wood. Animal pens or runs shall be constructed of the*

*permitted fence materials above, however the location, size and design of such pens or runs shall be subject to ACC approval.*

2. That all of the Additional Lots shall be, and they hereby are, subject to the covenants, restrictions, easements and other provisions set forth in the Original Declaration and Original Homes Association Declaration. As contemplated in the Original Declaration and Original Homes Association Declaration, this instrument shall have the effect of subjecting the Additional Lots to all of the provisions of the Original Declaration and Original Homes Association Declaration, as amended, as though the Additional Lots had been originally described therein and subjected to the provisions thereof.

3. To the extent inconsistent with this Amendment, the Original Declaration and Original Homes Association Declaration are hereby superseded; as amended by this Amendment, however, the Original Declaration and Original Homes Association Declaration shall continue in full force and effect.

IN WITNESS WHEREOF, Developer has executed this document as of the first day and date stated above.

PRAIRIE CENTER DEVELOPMENT, LLC,  
a Kansas limited liability company

By: \_\_\_\_\_

Todd E. Bleakley, Manager

STATE OF KANSAS )

) ss.

COUNTY OF JOHNSON )

On this 22<sup>nd</sup> day of April, 2014, before me, a Notary Public in and for said State, personally appeared Todd E. Bleakley, who stated that he is the Manager of **PRAIRIE CENTER DEVELOPMENT, LLC**, a Kansas limited liability company, known to me to be the person who executed the within instrument on behalf of said company and acknowledged to me that he executed the same for the purposes therein stated.

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

**KRISTI S. BOYER**  
Notary Public - State of Kansas  
My Appt. Expires 1-24-16

Kristi S. Boyer  
Notary Public

My Commission Expires: \_\_\_\_\_

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AMENDMENT TO DECLARATION OF RESTRICTIONS  
AND HOMES ASSOCIATION DECLARATION  
PRAIRIE FARMS

Dated: May 1, 2014

Party of the First Part: Prairie Center Development, LLC

Party of the Second Part: Prairie Farms

Legal Description: Lots 168 through 189, inclusive, PRAIRIE FARMS VII, a  
Subdivision in the City of Olathe, Johnson County, Kansas.

AMENDMENT TO DECLARATION OF RESTRICTIONS  
AND HOMES ASSOCIATION DECLARATION  
**PRAIRIE FARMS**

This Amendment to Declaration of Restrictions and Homes Association Declaration for Prairie Farms (the "Amendment") is made as of this 1st day of May, 2014 by **PRAIRIE CENTER DEVELOPMENT, LLC**, a Kansas limited liability company (hereinafter referred to as "Developer").

WHEREAS, Developer executed that certain Declaration of Restrictions dated September 30, 2005, and recorded in the office of the Register of Deeds of Johnson county, Kansas on October 4, 2005 at Book 200510, Page 001345 (the "Original Declaration") and that certain Homes Association Declaration dated September 30, 2005 (the "Original Homes Association Declaration"), executed by Developer and filed with the Register of Deeds of Johnson County, Kansas on October 4, 2005 and recorded in Book 200510, at Page 001344, encumbering the property described therein (the "Subdivision"); and

WHEREAS, the Original Declaration and Original Homes Association Declaration provide that the same can be modified by the Developer so long as Developer owns real property within the Subdivision,

WHEREAS, Developer owns real property within the Subdivision and desires to modify the Original Declaration and Original Homes Association Declaration as set forth herein, as to all lots and tracts within the Subdivision; and

WHEREAS, the Developer has executed and filed with the Register of Deeds of Johnson County, Kansas, another plat of the subdivision known as "PRAIRIE FARMS VII", which plat was recorded on April 29, 2014, in Book 201404 at Page 008134; and

WHEREAS, such plat adds the following lots to the subdivision Prairie Farms, to-wit:

Lots 168 through 189, inclusive, PRAIRIE FARMS VII, a subdivision in the City of Olathe, Johnson County, Kansas, according to the recorded plat thereof;

and

WHEREAS, the Developer, as the owner of the foregoing lots (the "Additional Lots") desires to subject the Additional Lots to the covenants, restrictions, easements and other provisions contained in the Original Declaration and the Original Homes Association Declaration.

NOW THEREFORE, in consideration of the premises, the Developer hereby declares for itself and its successors, grantees and assigns:

1. Paragraph 2, subparagraph F of the Original Declaration is hereby amended in its entirety to read as follows:

*F. No fencing shall be permitted upon any of the lots unless such fencing shall be cedar, aluminum or wrought iron and built with methods and materials which harmonize with external design of buildings in Prairie Farms; all such fences shall be subject to prior written approval by the ACC. No fence shall exceed 48" in height unless specifically approved for a greater height by the ACC. The location of all fences must receive advance written approval by the ACC; provided, however, that location of fences on all corner lots shall be subject to ACC approval and shall not impair sight lines of motorists. The location of fencing along any street on a corner lot shall be the greater of a minimum of 20' behind the sidewalk or 30' behind the street curb. Fences on Lots 177, 178, 179, 180, 181, 182, 183, 184, 185, 186, 187, 188 and 189, Prairie Farms VII shall have only metal perimeter fencing as approved by*

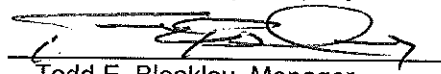
the ACC. All exterior decks shall be constructed of cedar wood, however ground supports may be of treated wood. Animal pens or runs shall be constructed of the permitted fence materials above, however the location, size and design of such pens or runs shall be subject to ACC approval.

2. That all of the Additional Lots shall be, and they hereby are, subject to the covenants, restrictions, easements and other provisions set forth in the Original Declaration and Original Homes Association Declaration. As contemplated in the Original Declaration and Original Homes Association Declaration, this instrument shall have the effect of subjecting the Additional Lots to all of the provisions of the Original Declaration and Original Homes Association Declaration, as amended, as though the Additional Lots had been originally described therein and subjected to the provisions thereof.

3. To the extent inconsistent with this Amendment, the Original Declaration and Original Homes Association Declaration are hereby superseded; as amended by this Amendment, however, the Original Declaration and Original Homes Association Declaration shall continue in full force and effect.

IN WITNESS WHEREOF, Developer has executed this document as of the first day and date stated above.

PRAIRIE CENTER DEVELOPMENT, LLC,  
a Kansas limited liability company

By:   
Todd E. Bleakley, Manager

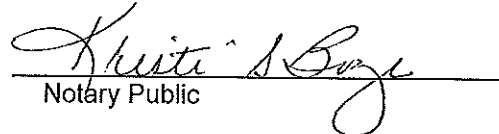
STATE OF KANSAS )

) ss.

COUNTY OF JOHNSON )

On this 2<sup>nd</sup> day of May, 2014, before me, a Notary Public in and for said State, personally appeared Todd E. Bleakley, who stated that he is the Manager of **PRAIRIE CENTER DEVELOPMENT, LLC**, a Kansas limited liability company, known to me to be the person who executed the within instrument on behalf of said company and acknowledged to me that he executed the same for the purposes therein stated.

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

  
Notary Public

My Commission Expires: \_\_\_\_\_





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AMENDMENT TO DECLARATION OF RESTRICTIONS  
AND HOMES ASSOCIATION DECLARATION  
PRAIRIE FARMS

Dated: 12-8, 2015

Party of the First Part: Prairie Center Development, LLC

Party of the Second Part: Prairie Farms

Legal Description: Lots 190 through 214 inclusive, and Tract A, PRAIRIE FARMS VIII, a  
Subdivision in the City of Olathe, Johnson County, Kansas.

AMENDMENT TO DECLARATION OF RESTRICTIONS  
AND HOMES ASSOCIATION DECLARATION  
PRAIRIE FARMS

This Amendment to Declaration of Restrictions and Homes Association Declaration for Prairie Farms (the "Amendment") is made as of this \_\_\_\_\_ day of \_\_\_\_\_, 2015 by **PRAIRIE CENTER DEVELOPMENT, LLC**, a Kansas limited liability company (hereinafter referred to as "Developer").

WHEREAS, Developer executed that certain Declaration of Restrictions dated September 30, 2005, and recorded in the office of the Register of Deeds of Johnson county, Kansas on October 4, 2005 at Book 200510, Page 001345 (the "Original Declaration") and that certain Homes Association Declaration dated September 30, 2005 (the "Original Homes Association Declaration"), executed by Developer and filed with the Register of Deeds of Johnson County, Kansas on October 4, 2005 and recorded in Book 200510, at Page 001344, encumbering the property described therein (the "Subdivision"); and

WHEREAS, the Original Declaration and Original Homes Association Declaration provide that the same can be modified by the Developer so long as Developer owns real property within the Subdivision,

WHEREAS, Developer owns real property within the Subdivision and desires to modify the Original Declaration and Original Homes Association Declaration as set forth herein, as to all lots and tracts within the Subdivision; and

WHEREAS, the Developer has executed and filed with the Register of Deeds of Johnson County, Kansas, another plat of the subdivision known as "PRAIRIE FARMS VIII", which plat was recorded on August 24, 2015, in Book 201508 at Page 008152; and

WHEREAS, such plat adds the following lots to the subdivision Prairie Farms, to-wit:

Lots 190 through 214, inclusive, and Tract A, PRAIRIE FARMS VIII, a subdivision in the City of Olathe, Johnson County, Kansas, according to the recorded plat thereof;

and

WHEREAS, the Developer, as the owner of the foregoing lots (the "Additional Lots") desires to subject the Additional Lots to the covenants, restrictions, easements and other provisions contained in the Original Declaration and the Original Homes Association Declaration.

NOW THEREFORE, in consideration of the premises, the Developer hereby declares for itself and its successors, grantees and assigns:

1. Paragraph 2, subparagraph F of the Original Declaration is hereby amended in its entirety to read as follows:

*F. No fencing shall be permitted upon any of the lots unless such fencing shall be cedar, aluminum or wrought iron and built with methods and materials which harmonize with external design of buildings in Prairie Farms; all such fences shall be subject to prior written approval by the ACC. No fence shall exceed 48" in height unless specifically approved for a greater height by the ACC. The location of all fences must receive advance written approval by the ACC; provided, however, that location of fences on all corner lots shall be subject to ACC approval and shall not impair sight lines of motorists. The location of fencing along any street on a corner lot shall be the greater of a minimum of 20' behind the sidewalk or 30' behind the street curb. All exterior decks shall be constructed of cedar wood, however ground supports may be of treated wood. Animal pens or runs shall be constructed of the*

permitted fence materials above, however the location, size and design of such pens or runs shall be subject to ACC approval.

2. That all of the Additional Lots shall be, and they hereby are, subject to the covenants, restrictions, easements and other provisions set forth in the Original Declaration and Original Homes Association Declaration. As contemplated in the Original Declaration and Original Homes Association Declaration, this instrument shall have the effect of subjecting the Additional Lots to all of the provisions of the Original Declaration and Original Homes Association Declaration, as amended, as though the Additional Lots had been originally described therein and subjected to the provisions thereof.

3. To the extent inconsistent with this Amendment, the Original Declaration and Original Homes Association Declaration are hereby superseded; as amended by this Amendment, however, the Original Declaration and Original Homes Association Declaration shall continue in full force and effect.

IN WITNESS WHEREOF, Developer has executed this document as of the first day and date stated above.

PRAIRIE CENTER DEVELOPMENT, LLC,  
a Kansas limited liability company

By: \_\_\_\_\_

Todd E. Bleakley, Manager

STATE OF KANSAS )

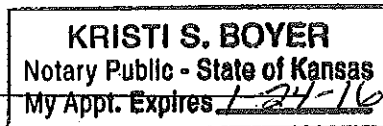
) ss.

COUNTY OF JOHNSON )

On this 8<sup>th</sup> day of December, 2015, before me, a Notary Public in and for said State, personally appeared Todd E. Bleakley, who stated that he is the Manager of **PRAIRIE CENTER DEVELOPMENT, LLC**, a Kansas limited liability company, known to me to be the person who executed the within instrument on behalf of said company and acknowledged to me that he executed the same for the purposes therein stated.

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

My Commission Expires: \_\_\_\_\_



\_\_\_\_\_  
Notary Public

*Kristi S. Boyer*