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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 6th 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 16th 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: _____

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