

GUARANTEE TITLE
of Johnson County, Inc.

1789081 ✓

STATE OF KANSAS }
COUNTY OF JOHNSON } 35
FILED FOR RECORD

1988 MAY -9 A 11: 55 8

NOTTINGHAM DOWNS-DUPLEX
DECLARATION OF RESTRICTIONS
SECOND PHASE

RUDIE H. SCOTT
REGISTER OF DEEDS

BY _____ DE:

THIS DECLARATION, made as of the 2 day of May, 1988, by HANOVER DEVELOPMENT COMPANY II, a Kansas general partnership, and the partners therein in their individual capacities (collectively and individually, the "Declarants");

WITNESSETH:

WHEREAS, the Declarants have executed and filed with the Register of Deeds of Johnson County, Kansas, a Fourth Plat of the subdivision known as "Nottingham Downs"; and

WHEREAS, such plat adds certain duplex lots to the subdivision of Nottingham Downs (the "Additional Lots"), to wit:

Lots 32 through 54 of Block 5 and Lot 12 of Block 6, all in Nottingham Downs, Fourth Plat, a subdivision in the City of Overland Park, Johnson County, Kansas, according to the recorded plat thereof;

and

WHEREAS, the Declarants, as the owners of the Additional Lots, desire to subject the Additional Lots to the covenants, restrictions, easements and other provisions contained in that certain Nottingham Downs-Duplex Declaration of Restrictions, dated as of November 19, 1986 (the "Original Declaration"), executed by the Declarants and filed with the Register of Deeds of Johnson County, Kansas on December 12, 1986 and recorded as Instrument No. 1663151 in Volume 2478 at Page 956.

NOW, THEREFORE, in consideration of the premises, Declarants, for itself and themselves and for its and their successors and assigns, and for its and their future grantees, hereby agree and declare 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. As contemplated in Section 17 of the Original Declaration, this instrument shall have the effect of subjecting the Additional Lots to all of the provisions of the Original Declaration as though the Additional Lots had been

originally described therein and subjected to the provisions thereof.

IN WITNESS WHEREOF, the undersigned have caused this Declaration to be duly executed as of the date first above written.

HANOVER DEVELOPMENT COMPANY II,
a Kansas general partnership

By: WAYNE "E" SMITH, INC.,
a partner

By: *Wayne Smith*
Wayne Smith, President

By: VANKEIRSBILCK CONTRACTING CO.,
INC., a partner

By: *Thomas J. Vankeirsbilck*
Thomas J. Vankeirsbilck,
President

By: *R. A. Akers*
R. A. AKERS, a partner

By: CYRIL VANKEIRSBILCK TRUST, a partner

By: *Cyril Vankeirsbilck Trustee*
Cyril Vankeirsbilck, Trustee

The foregoing being all of the partners of the partnership.

STATE OF KANSAS)
) SS.
COUNTY OF JOHNSON)

BE IT REMEMBERED, That on this 2 day of May, 1988, before me, the undersigned, a Notary Public in and for the County and State aforesaid, came Wayne "E" Smith, President of Wayne "E" Smith, Inc., a Kansas corporation, Thomas J. VanKeirsbilck, President of VanKeirsbilck Contracting Co., Inc., a Kansas corporation, R. A. Akers, an individual, and Cyril VanKeirsbilck, Trustee of the Cyril VanKeirsbilck Trust, who are personally known to me to be such officers, individuals and fiduciary, and who are personally known to me to be the same persons who executed, as such officers, individuals and fiduciary, the within instrument on behalf of said corporations, trust and on their own behalves, in their capacities as partners in and on behalf of Hanover Development Company II, a Kansas general partnership, and in their personal, corporate and fiduciary capacities, and such persons duly acknowledged the execution of the same to be the act and deed of said corporations, trust, individuals and partnership.

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

CAROL J. HAMILTON
NOTARY PUBLIC
STATE OF KANSAS
My Appt. Expires Sept. 29, 1990

Carol J. Hamilton
Notary Public

CAROL J. HAMILTON
Print or Type Name

My commission expires:

September 29, 1990

GUARANTEE TITLE
of Johnson County, Inc.

1789082 ✓

STATE OF KANSAS }
COUNTY OF JOHNSON } 155
FILED FOR RECORD ✓

1988 MAY -9 A 11: 56 2

NOTTINGHAM DOWNS-DUPLEX
HOMES ASSOCIATION DECLARATION
SECOND PHASE

700
FUBIE M. SCOTT
REGISTER OF DEEDS

BY _____ DE
THIS DECLARATION, made as of the 2 day of May, 1988,
by HANOVER DEVELOPMENT COMPANY II, a Kansas general partnership,
and the partners therein in their individual capacities
(collectively and individually, the "Declarants");

WITNESSETH:

WHEREAS, the Declarants have executed and filed with
the Register of Deeds of Johnson County, Kansas, a Fourth Plat
of the subdivision known as "Nottingham Downs;" and

WHEREAS, such plat adds certain duplex lots to the
subdivision of Nottingham Downs (the "Additional Lots"), to wit:

lots 32 through 54 of Block 5 and Lot 12 of
Block 6, all in Nottingham Downs, Fourth Plat,
a subdivision in the City of Overland Park,
Johnson County, Kansas, according to the
recorded plat thereof;

and

WHEREAS, the Declarants, as the owners of the
Additional Lots, desire to subject the Additional Lots to the
covenants, assessments, charges and other provisions contained in
that certain Nottingham Downs-Duplex Homes Association
Declaration, dated as of November 19, 1986 (the "Original
Declaration"), executed by the Declarants and filed with the
Register of Deeds of Johnson County, Kansas on December 12, 1986
and recorded as Instrument No. 1663150 in Volume 2478 at Page
941.

NOW, THEREFORE, in consideration of the premises,
Declarants, for itself and themselves and for its and their
successors and assigns and for its and their future grantees,
hereby agree and declare that all of the Additional Lots
shall be, and they hereby are, subject to the covenants,
assessments, charges and other provisions set forth in the
Original Declaration. As contemplated by Article X of the
Original Declaration, this instrument shall have the effect of
subjecting the Additional Lots to all of the provisions of the
Original Declaration as though the Additional Lots had been
originally described therein and subjected to the provisions
thereof.

IN WITNESS WHEREOF, the undersigned have caused this Declaration to be duly executed as of the date first above written.

HANOVER DEVELOPMENT COMPANY II,
a Kansas general partnership

By: WAYNE "E" SMITH, INC.,
a partner

By *Wayne E. Smith*
Wayne Smith, President

By: VANKEIRSBILCK CONTRACTING CO.,
INC., a partner

By *Thomas J. VanKeirsbilck*
Thomas J. VanKeirsbilck,
President

By *R. A. Akers*
R. A. Akers, a partner

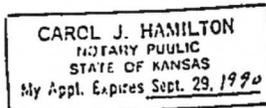
By: CYRIL VANKEIRSBILCK TRUST,
a partner

By *Cyril VanKeirsbilck, Trustee*
Cyril VanKeirsbilck,
Trustee

STATE OF KANSAS)
) SS.
COUNTY OF JOHNSON)

BE IT REMEMBERED, That on this 2 day of May, 1988, before me, the undersigned, a Notary Public in and for the County and State aforesaid, came Wayne "E" Smith, President of Wayne "E" Smith, Inc., a Kansas corporation, Thomas J. VanKeirsbilck, President of VanKeirsbilck Contracting Co., Inc., a Kansas corporation, R. A. Akers, an individual, and Cyril VanKeirsbilck, Trustee of the Cyril VanKeirsbilck Trust, who are personally known to me to be such officers, individuals and fiduciary, and who are personally known to me to be the same persons who executed, as such officers, individuals and fiduciary, the within instrument on behalf of said corporations, trust and on their own behalves, in their capacities as partners in and on behalf of Hanover Development Company II, a Kansas general partnership, and in their personal, corporate and fiduciary capacities, and such persons duly acknowledged the execution of the same to be the act and deed of said corporations, trust, individuals and partnership.

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



Carol J. Hamilton
Notary Public

CAROL J. HAMILTON
Print or Type Name

My commission expires:

September 29, 1990