

**AMENDMENT TO
TIMBER RIDGE VILLAS
DECLARATION OF RESTRICTIONS**

15th THIS AMENDMENT (this "**Amendment**") is made and entered into as of January 15th, 2014 by and among the persons who have executed this document in their capacities as owners of record of certain of the lots described below (collectively the "**Owners**") and KINBAN, INC., a Kansas corporation, as the developer of the real property described below (the "**Developer**").

WITNESSETH:

WHEREAS, the Developer is the current developer of the residential area in the City of Merriam, Johnson County, Kansas, commonly known as "Timber Ridge Villas"; and

WHEREAS, the Owners and the Developer desire to amend that certain Timber Ridge Villas Declaration of Restrictions dated February 14, 2008, and recorded with the Office of the Register of Deeds of Johnson County, Kansas (the "**Recording Office**"), in Book 200802 at Page 003889 (the "**Declaration**"); and

WHEREAS, the Declaration places certain covenants and restrictions upon the following described residential lots (the "**Lots**") and the following described common areas:

Lots 1 through 41, and Tract A, TIMBER RIDGE VILLAS
REPLAT, a subdivision in City of Merriam, Johnson County,
Kansas.

WHEREAS, the Owners and the Developer desire to amend the Declaration as provided herein;

NOW, THEREFORE, the parties hereto declare and agree as follows:

A. Capitalized terms used in this Amendment but not defined herein shall have the meanings set forth in the Declaration.

B. The final sentence of Section 12 of the Declaration is hereby amended to read as follows:

“Any type or variety of grass may be planted so long as such grass is sodded and not seeded.”

C. Pursuant to Section 19(a) of the Declaration, this Amendment shall become effective as an amendment of the Declaration and binding upon all of the Lots upon (a) the execution hereof by the owners of record of at least (60%) of the Lots, (b) the execution hereof by the Developer, and (c) the recordation hereof in the Recording Office.

D. The execution of this Amendment may occur in counterparts with only one copy of the main body hereof being recorded together with the various signature and acknowledgment pages from such counterparts.

IN WITNESS WHEREOF, the parties hereto have caused this Amendment to be duly executed.

THE DEVELOPER:

KINBAN, INC.

By: [Signature]
Name: Steve Dobratz
Title: Vice President

STATE OF KANSAS)
) ss.
COUNTY OF KS)

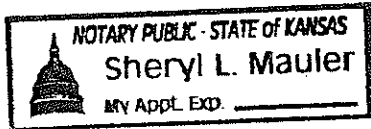
This instrument was acknowledged before me, a Notary Public, on January 15, 2014 by **Steve Dobratz**, as Vice President of KINBAN, INC., a Kansas corporation.

My Commission Expires:

6-14-17
[SEAL]

[Signature]
Notary Public in and for said County and State

Print Name: Sheryl L Mauler



EXECUTION PAGE FOR DEVELOPER AS A LOT OWNER

Lots Owned in Timber Ridge Villas Replat, Merriam, Johnson County, Kansas.

Lots 1, 2, 3, 8, 9, 10, 11, 12, 18, 19, 22, 23, 25, 26, 27, 29, 34, 37, 38, 39, 40
and 41

The undersigned Lot Owner hereby approves and consents to the foregoing Amendment
to Timber Ridge Villas Declaration of Restrictions.

Date: January 15, 2014

KINBAN, INC.

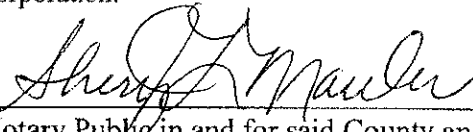
By: 
Steve Dobratz, Vice President

STATE OF KANSAS)
) ss.
COUNTY OF KS)

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[SEAL]


Notary Public in and for said County and
State

Print Name: Sheryl L Mauler

