

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

FOREST VIEW

This Amendment to Declaration of Restrictions and Homes Association Declaration (the "Amendment") is made and entered into as of this 20 day of September, 2012, by 119/7 ROADSIDE PARTNERS, L.L.C., a limited liability company ("Developer").

WHEREAS, Developer executed that certain Declaration of Restrictions, dated as of November 29, 2005 (the "Original Declaration"), executed by Declarant and filed with the Register of Deeds of Johnson County on December 6, 2005 and recorded in Book 200512 at Page 002159. The Original Declaration encumbers the real property described as:

Lots 1 through 66, inclusive, and Tract A, ESTATES OF FOREST VIEW, 1ST PLAT, a subdivision in the City of Olathe, Johnson County, Kansas;

Lots 1 through 67, inclusive, and Tracts B and C, HILLS OF FOREST VIEW, 1ST PLAT, a subdivision in the City of Olathe, Johnson County, Kansas;

Lots 1 through 51, inclusive, and Tract A, MEADOWS OF FOREST VIEW, 1ST PLAT, a subdivision in the City of Olathe, Johnson County, Kansas;

Lots 68 through 139, inclusive, and Tracts D and E, HILLS OF FOREST VIEW, 2ND PLAT, a subdivision in the City of Olathe, Johnson County, Kansas, according to the recorded plat thereof;

Lots 67 through 100, inclusive, and Tract B, ESTATES OF FOREST VIEW, 2ND PLAT, a subdivision in the City of Olathe, Johnson County, Kansas, according to the recorded plat thereof;

Lots 101 through 128, inclusive. ESTATES OF FOREST VIEW, 3RD PLAT, a subdivision in the City of Olathe, Johnson County, Kansas, according to the recorded plat thereof;

Lots 52 through 101, inclusive, and Tracts B, C and E, MEADOWS OF FOREST VIEW, 2ND PLAT, a subdivision in the City of Olathe, Johnson County, Kansas, according to the recorded plat thereof;

Lots 102 through 156, inclusive, and Tracts F, G and I, MEADOWS OF FOREST VIEW, 3RD PLAT, a subdivision in the City of Olathe, Johnson County, Kansas, according to the recorded plat thereof;

Lots 157 through 159, inclusive, MEADOWS OF FOREST VIEW, 4TH PLAT, a subdivision in the City of Olathe, Johnson County, Kansas, according to the recorded plat thereof; and

Lots 160 through 186, inclusive, MEADOWS OF FOREST VIEW 5TH PLAT, a subdivision in the City of Olathe, Johnson County, Kansas, according to the recorded plat thereof.

A. WHEREAS, Developer currently holds title to real estate encumbered by the Original Declaration, and therefore holds the power to amend such Original Declaration; and

B. WHEREAS, Developer desires to amend the Original Declaration pursuant to the power reserved by it to do so.

NOW THEREFORE, in consideration of the mutual covenants made herein and for other good and valuable consideration the receipt and sufficiency of which is hereby acknowledged, the Developer hereby declares:

1. Except as specifically set forth herein, all capitalized terms shall have the same meanings as set forth in the Original Declaration.

2. That Paragraph 2 (F) of the Original Declaration is hereby amended to read as follows:

F. No fencing shall be permitted upon any of the lots unless such fencing shall be wrought iron (or other metal or metallic material approved by the ACC) and built with methods and materials that harmonize with external design of buildings in Forest View; all fences must be approved in writing by the ACC. No fence shall exceed 48" in height unless specifically approved for a greater height by the ACC. The location of fences shall follow the property lines unless otherwise approved in advance by the ACC. All exterior decks shall be constructed of materials approved by the ACC.

3. To the extent inconsistent with this Amendment, the Original Declaration is hereby superseded; as amended by this Amendment, however, the Original 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.

119/7 ROADSIDE PARTNERS,
L.L.C. a Kansas limited liability company

By: RODROCK LAND COMPANY, INC.,
Presiding Member

By: _____
Thomas Langhofer, Vice President

STATE OF KANSAS, JOHNSON COUNTY, SS.:

BE IT REMEMBERED, that on this 20 day of September, 2012, before me the undersigned, a Notary Public in and for the county and state aforesaid, came Thomas Langhofer. Vice President of RODROCK LAND COMPANY, INC., a Kansas corporation, Presiding Member of 119/7 ROADSIDE PARTNERS, L.L.C., who is personally known to me to be the same person who executed, as such officer, the within instrument on behalf of said corporation and company, and such person duly acknowledged the execution of the same to be the act and deed of said corporation and company.

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

Cynthia K Fox
Notary Public

My Appointment Expires:

June 16, 2015

