

Security Title Company
115 East Park
Olathe, Kansas
(913) 700-2200

HOMESTEAD CREEK
DECLARATION OF RESTRICTIONS
THIRD PLAT

STATE OF KANSAS
COUNTY OF JOHNSON
FILED FOR RECORD
1988 OCT 12 A 10:22.0
500
RUSIE H. SCOTT
REGISTER OF DEEDS

THIS DECLARATION, made as of the 30th day of
September, 1988, by the Declarant, Denis C. Stewart, President,
HOMESTEAD, INC. a Kansas Corporation,

WITNESSETH:

WHEREAS, The Declarant has executed and filed with the
Register of Deeds of Johnson County, Kansas, a Third Plat of the
subdivision known as "Homestead Creek, 3rd Plat" which plat was
recorded on July 27, 1988, in Book 70 of Plats at Page 29: and

WHEREAS, such plat adds the following lots to the sub-
division of Homestead Creek (the "Additional Lots") to wit:

Lots 110 through 167 all in Homestead Creek, 3rd Plat,
a subdivision in the City of Olathe, Johnson County,
Kansas, according to the recorded plat thereof:

and

WHEREAS, the Declarant, as the owner of the Additional
Lots, desires to subject the Additional Lots to the covenants,
restrictions, easements, and other provisions contained in that
certain Homestead Creek Declaration of Restrictions, dated as of
June 30, 1987 (the "Original Declaration"), executed by Homestead,
Inc. and filed with the Register of Deeds of Johnson County on
July 6, 1987 and recorded as Instrument No. 1721599 in Volume
2622 at Page 24.

NOW, THEREFORE, in consideration of the premises,
Declarant for himself, and for his successors and assigns, and for
his 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 Article VIII,
Section I 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 has caused this
Declaration to be duly executed as of the date first above written.

HOMESTEAD, INC.
A Kansas Corporation
Denis C. Stewart
Denis C. Stewart
President

STATE OF KANSAS
COUNTY OF JOHNSON

On this 30th day of September, 1988, before me, the undersigned, a Notary
Public in and for the county and state aforesaid, personally appeared:
Denis C. Stewart, President, Homestead, Inc. a Kansas Corporation, to me
personally known to be the same person who executed the within and fore-
going instrument of writing and acknowledged to me that the same was executed
as a free and voluntary act and deed for the uses and purposes therein set
forth.

IN WITNESS WHEREOF, I have hereunto set my hand and Notary Seal the day
and year last above written.

February 11, 1989
My Commission Expires

Mary Ellen Shields
Mary Ellen Shields, Notary Public

MARY ELLEN SHIELDS
NOTARY PUBLIC
STATE OF KANSAS
My Appointment Expires 2/11/89