FIRST AMENDMENT TO DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS OF ST ANDREW'S PLACE

WITNESSETH:

WHEREAS, on the 6th day December, 2000, Declarant executed that certain Declaration of Covenants, Conditions, and Restrictions of St Andrew's Place ("Declaration") and caused the Declaration to be recorded on December 12, 2000 as Document No. 1936311, in the Office of the Sedgwick County Register of Deeds, on Film 2122, commencing at Page 0035, covering the following described real property, to wit:

 ST ANDREW'S PLACE An Addition to Goddard Sedgwick County, Kansas

such real property being hereinafter referred to as the "Property" or the "Land"; and

WHEREAS, Section 14.02 of Article XIV authorizes the Declarant, at its discretion, to add additional land to the Property; and

WHEREAS, Section 16.01 of Article XVI of the Declaration authorizes Declarant, in its discretion, to amend the Declaration so long as Declarant owns at least one lot in the Property;

NOW, THEREFORE, Declarant does hereby amend said Declaration and add land as follows:

1. Declarant does hereby add the following described real property to the Declaration and Imposes thereon the covenants, conditions, restrictions, and limitations set forth and contained in the Declaration, and all amendments thereto, including, without limitation, the amendment(s) contained in this FIRST AMMENDMENT, to wit:

All of ST ANDREW'S PLACE SECOND (2ND) and all of ST ANDREW'S PLACE THIRD (3RD), an Addition to Goddard, Sedgwick County, Kansas as shown on the plat or plats thereof.

Such real property being hereinafter referred to as "Additional Property".

- 2. Declarant does hereby amend the Declaration by amending Article VII of the Declaration by adding the following new paragraph 7.25 to Article VII.
- 7.25 <u>Storage Buildings.</u> All storage buildings shall be constructed of siding and roofing material similar in composition and quality to the siding and roofing material used on the home on the Lot. No plastic, metal, or concrete block storage building shall be erected or placed on any Lot.
- 3. Declarant certifies that the FIRST AMENDMENT has been executed in accordance with Sections 14.2 and 16.01 of the Declaration and is effective and valid pursuant to the terms and provisions of the Declaration.
- 4. Except as herein expressly amended, the Declaration is hereby ratified and confirmed. This Amendment shall be effective as of the date of recording.
- 5. Declarant represents and warrants that as of the date of the FIRST AMENDMENT, Declarant owns lots in the Development.

IN WITNESS WHEREOF, Declarant has executed this Declaration the day and year first above written.

KICK' N' DEVELOPMENT, CORP.

Paul Kelsey, as its President

STATE OF KANSAS)) ss: SEDGWICK COUNTY)

BE IT REMEMBERED that on this <u>25</u> day of <u>March</u> 2004, before me the undersigned, a Notary Public in and for the County and State aforesaid, came Paul Kelsey,*on behalf of Kick' N' Development, Corp. who is personally known to me to be the same person who executed the within instrument of writing, and such person duly acknowledged the execution of the same to be the act and deed of said corporation. *President,

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal at Goddard, Kansas, on the day, month and year first above written.

My Appointment Expires:

DONNA LOEHR
NOTARY PUBLIC
STATE OF KANSAS
My Appl. Exp. Nov. 14, 2008

Notary Public