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HOMES ASSOCIATION DECLARATION

THIS DECLARATION, Made on this 12th day of February, 1974, by

J. C. NICHOLS COMPANY, a corporation of Kansas City, Jackson County,

Missouri;

WITNESSETH: That,

WHEREAS, by the terms of a certain Homes Association Declaration

dated June 4, 1965, and recorded in the office of the Register of Deeds of Johnson

County, Kansas, in Book 155 of Miscellaneous, at Page 198, provision was made

for the creation and establishment of the Oak Park Homes Association, having

within its jurisdiction the lots shown on the plat of Oak Park which is recorded in

the office of the aforesaid Register of Deeds in Book 27 of Plats at Page 15; and

WHEREAS, provision was also made in said Declaration for the addition

to the District, as the term "District" is defined in said Declaration, of such land

as was then or might thereafter be owned or approved for addition by J. C. Nichols

Company; and

WHEREAS, said J. C. Nichols Company is the owner of Lots 1 to 20,

both inclusive, in Block 5, of OAKVIEW ESTATES, a subdivision of land in Overland

Park, Johnson County, Kansas, as shown on the plat thereof recorded in Book 35

of Plats, at Page 28, in the office of the aforesaid Register of Deeds; and

WHEREAS, said J. C. Nichols Company now desires to subject the above

enumerated lots to the terms of the said Homes Association Declaration, and to

liability for payment of the assessments which said Association is authorized to

levy against the land within its jurisdiction.

NOW, THEREFORE, in consideration of the premises, and in consideration

of the benefits to be derived from the operation of the said Oak Park Homes

Association, and by virtue of the right to add other land to the District within the

jurisdiction of said Association, as aforesaid, J. C. Nichols Company does hereby

declare that Lots 1 to 20, both inclusive, in Block 5, of OAKVIEW ESTATES, a

subdivision of land in Overland Park, Johnson County, Kansas, as shown on the

recorded plat thereof, shall be and the same are hereby made subject to all of the

terms, provisions, benefits and burdens of the aforesaid Homes Association

Declaration dated June 4, 1965, and recorded in the office of the aforesaid

Register of Deeds in Book 155 of Miscellaneous at Page 198, in the same way and

manner as though the said lots had been described in said original Declaration

and subjected to the terms and provisions thereof.

IN WITNESS WHEREOF, J. C. NICHOLS COMPANY, by authority of

its Board of Directors, has caused these presents to be executed by its Vice

President and its corporate seal to be hereto affixed, the day and year first above

written.

J. C. NICHOLS COMPANY

By: _____
John J. Ruddy, Vice President

STATE OF MISSOURI)
) SS.
COUNTY OF JACKSON)

BE IT REMEMBERED, that on this 12th day of February, 1974, before me,

the undersigned, a Notary Public in and for the County and State aforesaid, came

JOHN J. RUDDY, Vice President of J. C. NICHOLS COMPANY, a corporation duly

organized, incorporated and existing under and by virtue of the laws of Missouri,

who is personally known to me to be such officer, and who is personally known to

me to be the same person who executed, as such officer, the within instrument of

writing in behalf of said corporation, and such person duly acknowledged the execution

of the same to be the act and deed of said corporation.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my

official seal, the day and year last above written.

_____
Notary Public within and for said
County and State.
Joy McGuire

My commission expires:

September 28, 1977

STATE OF KANSAS)
COUNTY OF JOHNSON) SS
FILED FOR RECORD

1974 FEB 14 AM 9 09.5

MARGUERITE M. BRENNER
REGISTER OF DEEDS

BY_____DEP.

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