

SECOND AMENDMENT TO L3195P1627
 DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS OF
 VICTORIAN HOME OWNERS ASSOCIATION, INC.
 FILED WITH REFERENCE TO VICTORIAN ESTATES FIRST PLAT, LOTS 1 - 69
 (ORIGINAL DECLARATION FILED UNDER DOCUMENT #97-117925)

(THIS SECOND AMENDMENT TO THE DECLARATION IS PRIMARILY TO DELETE ANY REFERENCE TO GARDEN LOTS OR GARDEN HOMES PROVIDED FOR IN THE ORIGINALLY FILED DECLARATION AND AMENDED TO LESSEN THEIR NUMBERS IN THE FIRST AMENDMENT TO THE DECLARATION. (ORIGINALLY, THE GARDEN LOTS WERE IDENTIFIED AS LOTS 1 THROUGH 19 AND 55 THROUGH 69, PLAT I OF THE VICTORIAN ESTATES SUBDIVISION IN INDEPENDENCE, JACKSON COUNTY, MISSOURI. THIS REMOVAL OF ANY REFERENCE OR REQUIREMENTS AS TO GARDEN HOMES OR LOTS HAS BEEN APPROVED BY THE DECLARANT AND BY THE MEMBERS OF THE VICTORIAN ESTATES HOME OWNERS ASSOCIATION, INC.)

The following sections of the original filed Declaration of Covenants, Conditions and Restrictions of Victorian Estates Home Owners Association, Inc., as first amended, are further amended to read as follows:

1. Article V, Section 2. This section shall be amended to read as follows:

"To maintain, repair, plant, care for, paint, spray, fix, trim, cut, protect and replant trees, grass, shrubs and other landscaping on or around all streets or in the Common Area."

2. Article V, Section 6. This section shall be amended to read as follows:

"To provide for all general items of use, maintenance and repair on or over the Common Area."

3. Article VII, Section 2. This section shall be amended to read as follows:

Purposes of Assessments. The assessments levied by the Association shall be used exclusively for the purpose of promoting the recreation, health, safety, and welfare of the residents in the Property and in particular for the improvements and maintenance of the Property, including, but not limited to, the payment of taxes and insurance on the Common Area, repairs to, replacement of and additions to the Common Area, for the cost of labor, equipment, materials, management and supervision of the Common Area, and for the maintenance, repair and services listed in Article V hereof."

4. Article VII, Section 3. This section shall be amended in the following respects: The second paragraph of this section shall be deleted in its entirety.

5. Article VII, Section 3. This section shall be further amended in the following respects: Subparagraph (c) is deleted in its entirety.

6. Article VIII, Section 5. Subparagraph 4 is amended in the following respects: Subsections (a) and (1) are deleted in their entirety.

VICTORIAN ESTATES HOME OWNERS ASSOCIATION, INC.

By: Ben Kisner
Ben Kisner, President

STATE OF MISSOURI)
) ss:
) Clay
COUNTY OF JACKSON)

On this 13th day of May, 1998, before me, appeared Ben Kisner to me personally known, who being by me duly sworn, did say that he is the President of Victorian Estates Home Owners Association, Inc., a corporation, and that the seal affixed to the foregoing instrument is the corporate seal of said corporation and that said instrument was signed and sealed in behalf of said corporation by authority of its Board of Directors, and said he acknowledged said instrument to be the free act and deed of said corporation.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my notarial seal at my office in K.C., Missouri, the day and year last above written.

My Commission Expires:

Sheryl Oswald
Notary Public
STATE OF MISSOURI
Clay County
My Commission Expires Sept. 8, 1999

THIS DOCUMENT PREPARED BY & RETURN TO:
Julius M. Oswald

COCHRAN, OSWALD, McDONALD, ROAM & MOORE, P.C.

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