

File agreement

*Filed - 5/19/53
Book 59 Misc Page 85*

454052

HOME ASSOCIATION DECLARATION

THIS DECLARATION, Made and entered into this 15th day of May, 1953, by J. C. NICHOLS COMPANY, a corporation duly organized and existing under and by virtue of the laws of the State of Missouri, and duly authorized to do business in the State of Kansas, having its principal place of business in Kansas City, Jackson County, Missouri;

WITNESSETH: That,

WHEREAS, By the terms and provisions of a certain Declaration dated October 3, 1951, and recorded in the office of the Register of Deeds of Johnson County, Kansas, in Book 51 of Miscellaneous at Page 362, provision was made for the creation and establishment of a Home Association, having within its jurisdiction that land shown on the recorded plat of Indian Fields which is on file and of record in the office of the aforesaid Register of Deeds in Plat Book 15, at Page 15; and

WHEREAS, provision was 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 all of Lots 7 to 17, both inclusive, in Block 4, and Lots 11 to 31, both inclusive, in Block 5, and Lots 1, 2 and 3 in Block 6, and Lots 2 to 25, both inclusive, in Block 11, and Lots 10 to 36, both inclusive, in Block 12, of Indian Fields, a subdivision of land in Johnson County, Kansas; and said J. C. Nichols Company now desires to subject said lots to the benefits to be derived from the operation of the aforesaid Association and to the liability for the 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 so derived from the operation of said 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 7 to 17, both inclusive, in Block 4, and Lots 11 to 31, both inclusive, in Block 5, and Lots 1, 2 and 3 in Block 6, and Lots 2 to 25, both inclusive, in Block 11, and Lots 10 to 36, both inclusive, in Block 12, of Indian Fields, a subdivision of land in Johnson County, Kansas, as aforesaid, shall be and the same are hereby made

subject to all of the terms and provisions and benefits and burdens of the afore-
said Declaration dated October 3, 1951, and recorded in the office of the aforesaid
Register of Deeds in Book 51 of Miscellaneous at Page 362, in the same way and
manner and with like effect, as though the said lots had been described in said
Declaration last above referred to and subjected to all of the terms and provisions
of said Declaration.

IN WITNESS WHEREOF, J. C. Nichols Company, by authority of its Board of
Directors, has caused these presents to be executed by its President, and its cor-
porate seal to be affixed the day and year first above written.

J. C. NICHOLS COMPANY

Seal

By /s/ Miller Nichols
President

STATE OF MISSOURI }
COUNTY OF JACKSON } SS

BE IT REMEMBERED, that on this 15th day of May, 1953, before me, the
undersigned, a Notary Public in and for the County and State aforesaid, came
Miller Nichols, 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
on 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.

/s/ Marie White
Notary Public within and for
said County and State

My commission expires: