




Sedgwick County
Register of Deeds - Bill Meek
DOC.#/FLM-PG: 28600403

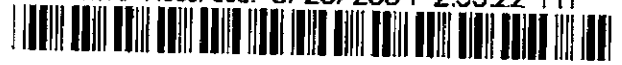
Receipt #: 1561893
Pages Recorded: 3

Recording Fee: \$16.00

Cashier Initials: MKF

Authorized By: 

Date Recorded: 8/20/2004 2:59:22 PM



Grantor	<u>CWA LLC</u>
Grantee	<u>COUNTRY WALK THIRD ESTATES</u>
Type of Document	<u>DECLARATION</u>
Recording Fees	<u>\$16.00</u>
Mtg Reg Tax	<u>\$0.00</u>
Total Amount	<u>\$16.00</u>
Return Address	<u>TOOMEY PILGREEN LLC</u>
	<u>229 N WILLIAM, 5TH FLOOR</u>
	<u>WICHITA KS 67202</u>
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**FIRST AMENDMENT TO DECLARATION OF
COVENANTS, CONDITIONS AND RESTRICTIONS OF
COUNTRY WALK THIRD ESTATES**

THIS FIRST AMENDMENT TO DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS ("First Amendment" or "Amendment") is made and granted as of the 28th day of February 2004 by CWA LLC ("Declarant" or "Developer"), for itself and its successors, grantees and assigns.

WITNESSETH:

WHEREAS, on the 4th day of October 1999, Declarant executed that certain Declaration of Covenants, Conditions, and Restrictions of Country Walk Third Estates and caused the same to be recorded on the 5th day of October 1999 as Document No. 1834603, in the Office of the Sedgwick County Register of Deeds, on Film 1972, Commencing on Page 1124, covering the following described real property, to wit:

COUNTRY WALK THIRD ESTATES
Mulvane, Sedgwick County, Kansas;

The above described property being hereinafter referred to as the "Original Property" or the "Property".

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 XV of the Declaration authorizes the Declarant, at its discretion, to amend the Declaration, so long as Declarant owns at least one (1) Lot in the Property; and

1. WHEREAS, Declarant desires to and does hereby add the following described real property to the Declaration and imposes the covenants, conditions, restrictions and limitations set forth and contained in said Declaration, to the following described real property, to wit:

Lots 1 through 8 inclusive, Block A
COUNTRY WALK FIFTH ESTATES,
an addition to Mulvane, Sedgwick
County, Kansas

2. WHEREAS, Declarant desires to and does hereby amend the Declaration to add the following new and additional paragraph 7.25 to Article VII of the Declaration.

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7.25 Storage Buildings. 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 buildings shall be erected or placed on any Lot.

3. Declarant hereby certifies that this First Amendment has been executed in accordance with Sections 14.02 and 16.01 of the Declaration and is in effect and valid pursuant to all 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 this First Amendment, Declarant owns lots in the Development.

IN WITNESS WHEREOF, Declarant has executed this First Amendment as of the day and year first above written.

CWA LLC, Declarant

By *Paul Kelsey*
Paul Kelsey, as its Manager

STATE OF KANSAS)
) ss:
SEDGWICK COUNTY)

BE IT REMEMBERED that on this 25 day of March 2004, before me the undersigned, a Notary Public in and for the County and State aforesaid, came Paul Kelsey,*on behalf of CWA LLC, 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 Wichita, Kansas, on the day, month, and year first above written.

Donna Loehr
Notary Public

My Appointment Expires:

