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FILED IN BOOK 4825
PAGE 601
MAR 21 1986

BEDFORD DOWNS
EIGHTH AMENDED HOMES ASSOCIATION DECLARATION
TO ADD THE PLAT OF FOXFIELD THIRD PLAT
AS ADDITIONAL LOTS TO
BEDFORD DOWNS HOMES ASSOCIATION

96
MAR 21 10:11 AM
CARRIE L. MANN,
REGISTER OF DEEDS

THIS DECLARATION made as of the 11 day of ~~January~~ ^{MARCH}, 1986,
by NEW BEDFORD LAND DEVELOPMENT COMPANY, L.C., a Kansas limited
liability company (the "Declarant");

WHEREAS, the Declarant has executed and filed with the
Office of the Register of Deeds of Johnson County, Kansas, a
plat of the subdivision known as "Foxfield Third Plat," which
lots are adjacent to the subdivision known as Bedford Downs;
and

WHEREAS, such plat adds the following lots to the subdivi-
sion of Bedford Downs (the "Additional Lots"), although for
identification purposes said lots are platted as Foxfield Third
Plat, to-wit:

⁶⁷
Lots ~~68~~ through 82 of FOXFIELD THIRD PLAT, a subdivi-
sion in the City of Overland Park, Johnson County,
Kansas

THIS DOCUMENT IS BEING REFILED TO CORRECT LEGAL DESCRIPTION

WHEREAS, the Declarant, as the owner of the Additional
Lots, desires to subject the Additional Lots to the covenants,
assessments, charges and other provisions contained in that
certain Homes Association Declaration dated August 1, 1987
executed by the Declarant's predecessor and filed with the
Office of the Register of Deeds of Johnson County, Kansas on
August 12, 1987 and recorded as part of Instrument No. 1731976
in Volume 2645 at Page 833 (as heretofore amended and supple-
mented; the "Original Declaration"); and

WHEREAS, the City of Overland Park, Kansas now requires
the execution of a Right-of-Way Maintenance Agreement which
relates to additional added phases to the subdivision, a copy
of which agreement is attached hereto and incorporated herein
by reference.

NOW, THEREFORE, in consideration of the premises, the
Declarant, for itself and for its successors and assigns, and
for its future grantees, hereby agrees and declares that all of
the Additional Lots shall be, and they hereby are, subject to
the covenants, assessments, charges and other provisions set
forth in the Original Declaration. As contemplated in Section
5 of the Original Declaration, this instrument shall have the
effect of subjecting the Additional Lots to all of the provi-
sions of the Original Declaration as though the Additional Lots
had been originally described therein and subject to the
provisions thereof. In further consideration of the premises,
the Declarant, for itself and for its successors and assigns
and for its future grantees hereby agrees and declares that all

of the Additional Lots shall be, and they hereby are, subject to the provisions of the attached Right-of-Way Maintenance Agreement between the City of Overland Park and the Bedford Land Development Company, L.C.; provided however that the provisions of said Right-of-Way Maintenance Agreement shall apply only to the lots in Foxfield Second Plat, Foxfield Third Plat, Foxfield Estates First Plat, and Foxfield Estates Second Plat, and shall not affect the owners of previously platted building lots in prior phases of development of Bedford Down.

IN WITNESS WHEREOF, the undersigned have caused this Declaration to be duly executed as of the date first above written.

THE DECLARANT:

NEW BEDFORD LAND DEVELOPMENT COMPANY, L.C.

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

800 96 SEP 12 P 2:46.2
SARA FULLMANN
REGISTER OF DEEDS

By: Wilson W. Siemens
Wilson W. Siemens, Member
and Authorized Official

STATE OF KANSAS)
COUNTY OF JOHNSON) ss.

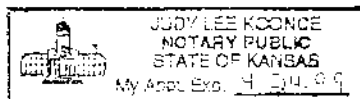
This instrument was acknowledged before me on March 11, 1996 by Wilson W. Siemens, as a member and authorized official in and on behalf of New Bedford Land Development Company, L.C., a Kansas limited liability company.

Judy Lee Koonce
Notary Public in and for
Said County and State

Print Name: _____

My Commission Expires: _____

(SEAL)



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