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**SECOND AMENDMENT TO DECLARATION
CREATING HARBORVIEW HOMEOWNERS ASSOCIATION
(PHASES 3 through 9)**

KNOW ALL MEN BY THESE PRESENTS, that WHEREAS, CRAIG A. PORTER, was made the Trustee, by the Declaration Creating Harborview Homeowners Association (Phases 3 through 9) executed on October 28, 1993, and recorded November 2, 1993 in Book 2285, at Page 793 of the records of the Recorder of Deeds for Clay County, Missouri, of certain real property described as follows:

All of:

Plat 3 Lots 1-68; Plat 4 Lots 1-17; Plat 5 Lots 1-57; Plat 6 Lots 1-52; Plat 7 Lots 1-60; Plat 8 Lots 1-58; and Plat 9 Lots 1-20, Harborview, a subdivision of Clay County, Missouri; and

WHEREAS, that document was amended by a document executed on August 5, 1997, by CRAIG A. PORTER, Trustee, and recorded at Book 2711, Page 851 of the records of the Recorder of Deeds for Clay County, Missouri; and

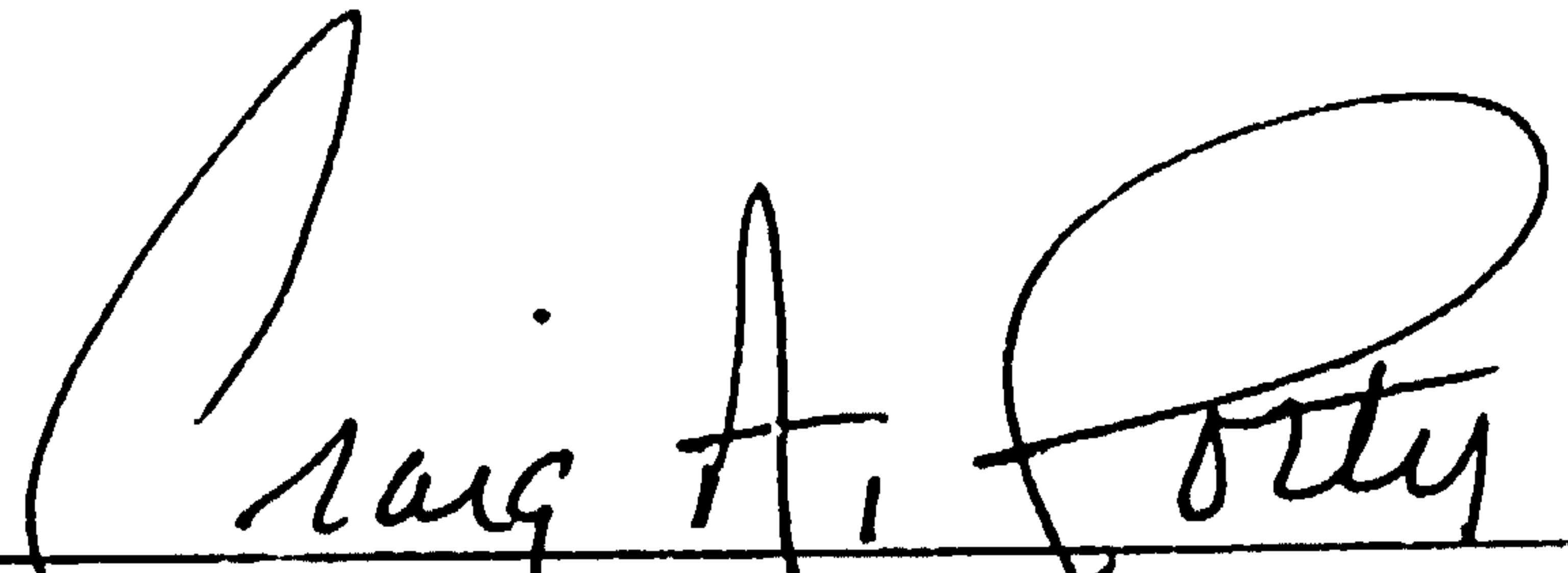
WHEREAS, CRAIG A. PORTER, herein referred to as the Trustee, was granted the power to amend the declaration creating Harborview Homeowners Association (Phases 3 through 9), hereinafter referred to as the "Declaration", pursuant to Article VI. Now therefore, the Trustee hereby further amends that Declaration by adding the following provisions:

ARTICLE X, paragraph 1(A) is hereby amended in its entirety as follows:

(A) "to make uniform assessments (except as herein provided) of up to Three Hundred Fifty Dollars (\$350.00) per lot per year upon and against the several lots of parcels of land in Harborview (Phases 3 through 9) for the purpose of carrying out the general duties and powers of the Swim Club as described herein".

All other provisions of the restrictions and amendment thereto not inconsistent with this amendment remain unchanged.

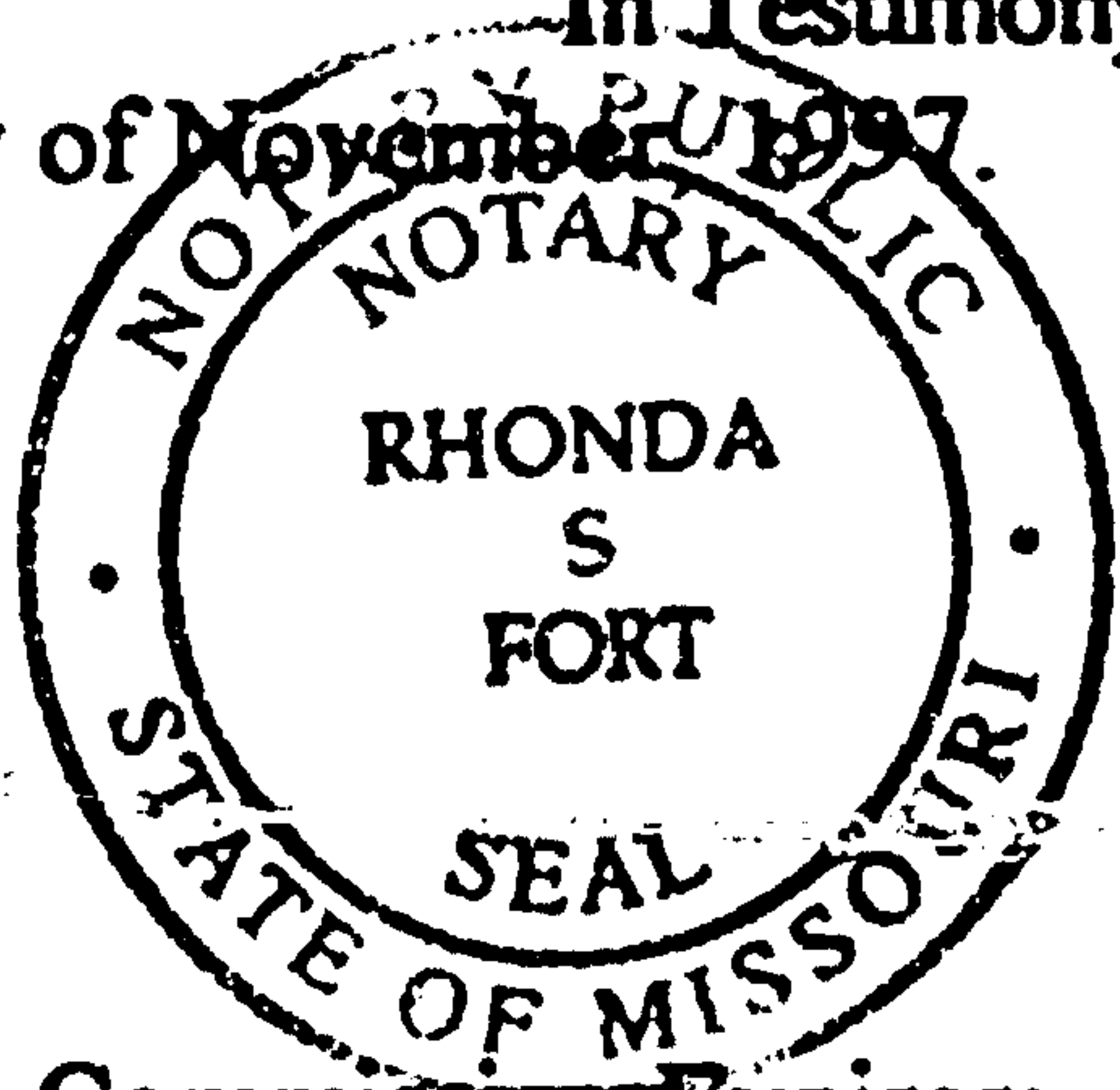
IN WITNESS WHEREOF, this amendment has been executed on this 11th day of November, 1997.


CRAIG A. PORTER, TRUSTEE

State of Missouri)
) ss.
County of Clay)

On this 11th day of November, 1997, personally appeared before me Craig A. Porter who is personally known to me to be the person who executed the foregoing instrument and acknowledged that he executed same as his free act and deed.

In Testimony Whereof, I have hereunto affixed my signature and notarial seal this 11th day of November, 1997.



Rhonda S. Fort

NOTARY PUBLIC

My Commission Expires: 11-12-2000

Rhonda S. Fort
Notary Public, State of Missouri
County of Clay
My Commission Exp. 11/12/2000

CLAY COUNTY
DEED INSTR. REC'D

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MARY E. JOSELY
RECORDER OF DEEDS

By Mary Maxwell
Deputy

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