

AMENDMENT TO
DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS
APPLICABLE TO A PART OF KAPPELMAN'S BEL AIRE HEIGHTS,
AN ADDITION TO SEDGWICK COUNTY, KANSAS

THIS Amendment to Declaration of Covenants, Conditions and Restrictions Applicable to a Part of Kappelman's Bel Aire Heights, an Addition to Sedgwick County, Kansas, made on the date hereinafter set forth by Chester-Kappelman Group, Inc., formerly known as Chester-Kappelman-Gaudreau, Inc.:

W I T N E S S E T H :

WHEREAS, the Declaration of Covenants, Conditions and Restrictions Applicable to a Part of Kappelman's Bel Aire Heights, an Addition to Sedgwick County, Kansas, was filed with the Register of Deeds of Sedgwick County, Kansas, at Film 453 at Page 989; and

WHEREAS, certain construction conditions have made it necessary to amend said Declaration; and

WHEREAS, pursuant to Article XV of said Declaration, Chester-Kappelman Group, Inc., formerly known as Chester-Kappelman-Gaudreau, Inc., has the power to amend said Declaration in its sole discretion by an instrument in writing signed by Chester-Kappelman Group, Inc., formerly known as Chester-Kappelman-Gaudreau, Inc., and filed of record, setting forth such amendment;

NOW THEREFORE, Chester-Kappelman Group, Inc., formerly known as Chester-Kappelman-Gaudreau, Inc., hereby declares that the Declaration of Covenants, Conditions and Restrictions Applicable to a Part of Kappelman's Bel Aire Heights, an Addition to Sedgwick County, Kansas, is amended as follows:

600
Rev. Mullins, Unruh, Kuhn & Wilson
300 W. Douglas # 330

ARTICLE VII, Section 1 (5), is deleted in its entirety and inserted in its place is the following:

(5) Each residence shall comply with the minimum front, back and side set-back requirements as shown on the recorded plat of the land covered hereby, and as hereinafter immediately provided. No residence, including attached garages, breezeways, attached greenhouses, ells and porches shall be located nearer than six (6) feet from any side building site or lot line or lines. No residence, including attached garages, breezeways, attached greenhouses, ells and porches shall be located nearer than twenty (20) feet from the rear building site or lot line or lines of any lot abutting the Common Areas and no nearer than thirty-five (35) feet from the rear building site or lot line or lines of all other lots.

IN WITNESS WHEREOF, the undersigned, being the original Declarant in the above described Declaration of Covenants, Conditions and Restrictions Applicable to a Part of Kappelman's Bel Aire Heights, an Addition to Sedgwick County, Kansas, has executed this Amendment to the original Declaration as of this 25TH day of January 1983.

CHESTER-KAPPELMA Group, INC.
formerly known as Chester-Kappelman-Gaudreau, Inc.

By: Lester B. Kappelman
Lester B. Kappelman, President and Secretary.

Ed. Reed
Secretary

STATE OF KANSAS } ss
SEDGWICK COUNTY }
FILED FOR RECORD AT }
1:30 P.M.

JAN 27 1983
NO. 6 15262
BETTE F. McCART
REGISTER OF DEEDS

STATE OF KANSAS)
) ss:
COUNTY OF SEDGWICK)

BE IT REMEMBERED, that on this 25th day of January 1983, before me, the undersigned, a Notary Public in and for the county and state aforesaid, came LESTER B. KAPPELMA, President and Secretary of Chester-Kappelman Group, Inc., formerly Chester-Kappelman-Gaudreau, Inc., who is personally known to me to be the same person who executed the above and foregoing instrument, and such person duly acknowledged the execution of the same for and in behalf of said company.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year last above written.

Leona F. Griffiths
Notary Public

My Appointment Expires:

LEONA F. GRIFFITHS
NOTARY PUBLIC
Sedgwick County, Kansas
My Appointment Exp. 8-18-83