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Register of Deeds T20140001987
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FAIRFIELD AT HERITAGE PARK 5TH PLAT

**DECLARATION OF RESTRICTIONS
AND HOME OWNERS' ASSOCIATION DECLARATION**

THIS DECLARATION, made as of the 10th day of January, 2014, by the Declarant, FAIRFIELD AT HERITAGE PARK, LLC, a Kansas limited liability company.

WITNESSETH:

WHEREAS, the Declarant has executed and filed with the Register of Deeds of Johnson County, Kansas, a 5th Plat of the subdivision known as "Fairfield at Heritage Park", which plat was recorded on January 3, 2014, in Book 201401 at Page 000501; and

WHEREAS, such plat adds the following lots to the community of FAIRFIELD AT HERITAGE PARK, to-wit:

Lots 137 through 177, inclusive, FAIRFIELD AT HERITAGE PARK, 5TH PLAT, a subdivision in the City of Olathe, Johnson County, Kansas, according to the recorded plat thereof;

and

WHEREAS, the Declarant, as the owner of the foregoing lots ("Additional Lots") desires to subject the Additional Lots to the covenants, restrictions, easements and other provisions contained in that certain Declaration of Restrictions, dated as of December 12, 2005, as amended (the "Original Declaration"), executed Declarant and filed with the Register of Deeds of Johnson County on December 15, 2005 and recorded in Book 200512 at Page 005195, and in that certain Homes Association Declaration dated as of December 12, 2005, as may be amended from time to time (the "Original Homes Association Declaration"), executed by Declarant and filed with the Register of Deeds of Johnson County, Kansas on December 15, 2005 and recorded in Book 200512, at Page 005194.

NOW, THEREFORE, in consideration of the premises, 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, restrictions, easements and other provisions set forth in the Original Declaration and Original Homes Association Declaration. As contemplated in the Original Declaration and Original Homes Association Declaration, this instrument shall have the effect of subjecting the Additional Lots to all of the provisions of the Original Declaration and Original Homes Association Declaration as though the Additional Lots had been originally described therein and subjected to the provisions thereof.

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

FAIRFIELD AT HERITAGE PARK, LLC

By: 
Thomas Langhofer, Vice President

STATE OF KANSAS)
) ss.
COUNTY OF JOHNSON)

On this 10th day of January, 2014, before me, a Notary Public in and for said state, personally appeared Thomas Langhofer, who being by me duly sworn did say that he is the Vice President of FAIRFIELD AT HERITAGE PARK, LLC, a Kansas limited liability company, and that the within instrument was signed and sealed in behalf of said limited liability company by authority of its members, and acknowledged said instrument to be the free act and deed of said limited liability company for the purposes therein stated.

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


Notary Public

My Commission Expires:

