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MARLENE CASTLE, RECORDER
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- 1. **Title of Document:** **Amendment to Indenture of Trust and Restrictions for Mayfield Farms Estates**
- 2. **Date of Document:** November 20th, 2007
- 3. **Grantor(s):** **Mayfield Farms Estates, LLC
The Jones Company Homes, LLC
G'Sell Home Builders of Mayfield Farms, LLC**
- 4. **Grantee(s):** **Chad Parrish
Rodney G'Sell
 Designate of G'Sell (Angela White)
Trustees of Mayfield Farms Estates** *Angela White*
2-27-08
- 5. **Grantee's Mailing Address:** **16640 Chesterfield Grove Road
Chesterfield, Missouri 63005**
- 6. **Legal Description:** **See Exhibit A annexed to the document**
- 7. **Reference(s) to Book and Page(s):** **Plat Book 217 Page(s) 9-10
Plat Book 230 Page(s) 4**

* Commerce Title Company
16640 Chesterfield Grove Rd., #180
Chesterfield, Missouri 63005

**AMENDMENT TO INDENTURE OF TRUST AND RESTRICTIONS
FOR MAYFIELD FARMS ESTATES
JEFFERSON COUNTY, MISSOURI**

THIS AMENDMENT TO INDENTURE OF TRUST AND RESTRICTIONS FOR MAYFIELD FARMS ESTATES, JEFFERSON COUNTY, MISSOURI (the "Amendment"), made this 20 day of November, 2007, by MAYFIELD FARMS ESTATES, LLC, a Missouri limited liability company ("Mayfield Farms"), THE JONES COMPANY HOMES, LLC, a Nevada limited liability company ("Jones"), and G'SELL HOME BUILDERS OF MAYFIELD FARMS, LLC, a Missouri limited liability company ("G'Sell" and, together with Mayfield Farms and Jones, hereinafter referred to as "Grantor"), pursuant to authority reserved in Article X, Section 4 of the Indenture of Trust and Restrictions for Mayfield Farms Estates, Jefferson County, Missouri, recorded in the Jefferson County Records as Document No. 040068694 (the "Indenture"; capitalized terms used but not otherwise defined herein shall have the meanings ascribed in the Indenture).

WITNESSETH, THAT:

WHEREAS, Mayfield Farms is the developer of Mayfield Farms Estates Plat One as per plat thereof recorded in Plat Book 217 Page(s) 9-10 of the Jefferson County Records, and Jones has purchased lots for the purpose of building residences thereon for sale to third persons; and

WHEREAS, Mayfield Farms is also the developer of Mayfield Farms Estates Plat Two as per plat thereof recorded in Plat Book 230 Page(s) 4 of the Jefferson County Records, and G'Sell has purchased lots for the purpose of building residences thereon for sale to third persons; and

WHEREAS, by definition, Mayfield Farms, Jones and G'Sell are the "Grantor" under and, pursuant to the aforesaid authority, intend to hereby amend the Indenture.

NOW, THEREFORE, in consideration of the premises and for other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Grantor hereby amends the Indenture as follows:

1. Article V Section 13 of the Indenture is hereby amended to read as follows:

"13. Employment. In exercising the rights, powers and privileges granted to them and in discharging the duties imposed upon them by the provisions of this Indenture, to, from the time to time, enter into contract, employ agents, servants and labor as they may deem necessary or advisable, and to defend suits brought against them individually or collectively in their capacity as Trustees. The Trustees shall retain and continue to use the management company of _____ until such time as all Trustees are Lot Owners and none of the Trustees are Grantors representatives, and authorize the management company to operate on a budget that allows the management company to operate and maintain the Subdivision as a safe, clean and desirable community for the safety and benefit of the Owners."

2. Article IX, Section 14 of the Indenture is amended by adding the following at the end.

Neither the Grantor of the Trustees, during the period in which Grantor has the right set forth in Article X, Section 4, shall have the authority without the approval of 2/3 of all Owners, to designate an exclusive refuse hauler for the Subdivision which would provide trash and refuse collection to and for the Lots. This limitation on the Grantor's rights and the Trustee's rights shall remain in effect until

3. Article IX, Section 18(1) of the Indenture is hereby amended to read as follows:

"(1) Other than expressly permitted by the provisions of this Section 18, the maximum height for full perimeter fencing shall be forty-eight inches (48") except, with the approval of the Architectural Control Committee, six foot (6') high privacy fences on the rear lot line of Lots 1-38 of the Subdivision shall be permitted if constructed in accordance with the remainder of the requirements of this Section 18.

Except as hereby amended, the Indenture shall remain in full force and effect, and shall be binding and enforceable in accordance with its terms as hereby amended.

IN WITNESS WHEREOF, Jones has executed this Amendment in the County of St. Louis, State of Missouri, the day and year first above written.

GRANTOR:

MAYFIELD FARMS ESTATES, LLC, a Missouri limited liability company

BY:

Name:

[Handwritten signature]

STATE OF MISSOURI)
) ss
COUNTY OF Jefferson)

On this 20 day of November, 2007, before me personally appeared Rodney G'Sell, _____ of Mayfield Farms Estates, LLC, a Missouri limited liability company, known to me to be the person who executed the foregoing in behalf of said corporation and acknowledged to me that he executed the same for the purposes therein stated.


IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal in the County and State aforesaid, the day and year first above written.



Tara L. Grass
Notary Public



THE JONES COMPANY HOMES, LLC,
a Nevada limited liability company

BY: 
Kenneth R. Kruse, Division President

STATE OF MISSOURI)
) ss
COUNTY OF ST. LOUIS)

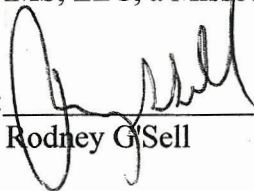
On this 7th day of December, 2007, before me personally appeared Kenneth Kruse, Div. Pres. of The Jones Company Homes, LLC, a Nevada limited liability company, known to me to be the person who executed the foregoing in behalf of said corporation and acknowledged to me that he executed the same for the purposes therein stated.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal in the County and State aforesaid, the day and year first above written.



A. M. Tate
Notary Public


G'SELL HOME BUILDERS OF MAYFIELD FARMS, LLC, a Missouri limited liability company

BY: 
Rodney G'Sell

STATE OF MISSOURI)
) ss
COUNTY OF Jefferson)

On this 20 day of November, 2007, before me personally appeared Rodney G'Sell, _____ of G'Sell Home Builders of Mayfield Farms, LLC, a Missouri limited liability company, known to me to be the person who executed the foregoing in behalf of said corporation and acknowledged to me that he executed the same for the purposes therein stated.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal in the County and State aforesaid, the day and year first above written.


Notary Public



GRANTEES:

Chad Parrish
Chad Parrish, Trustee of Mayfield Farms Estates

STATE OF MISSOURI)
) ss
COUNTY OF ST. LOUIS)

On this 7th day of December, 2007, before me personally appeared Chad Parrish, to me known to be the person described in and who executed the foregoing instrument in her capacity as Trustee of Mayfield Farms Estates and acknowledged that she executed the same as her free act and deed.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal in the County and State aforesaid, the day and year first above written.



A.M. Tate
Tara L. Grass
Notary Public

Rodney G'Sell
Rodney G'Sell, Trustee of Mayfield Farms Estates

STATE OF MISSOURI)
) ss
COUNTY OF ST. LOUIS)

On this 20 day of November, 2007, before me personally appeared Rodney G'Sell, to me known to be the person described in and who executed the foregoing instrument in his capacity as Trustee of Mayfield Farms Estates and acknowledged that he executed the same as his free act and deed.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal in the County and State aforesaid, the day and year first above written.



Tara L. Grass
Notary Public

[Handwritten Signature]

[Designate of G'Sell] Trustee of Mayfield Farms
Estates

STATE OF MISSOURI)
) SS
COUNTY OF ST. LOUIS)

On this 20 day of November, 2007, before me personally appeared, Rodney G'Sell to me known to be the person described in and who executed the foregoing instrument in his capacity as Trustee of Mayfield Farms Estates and acknowledged that he executed the same as his free act and deed.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal in the County and State aforesaid, the day and year first above written.

Tara L. Grass

Notary Public

