

Amend # 2

RECORD 10 FRAME 397

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AMENDMENT NO. 2 TO TRUST AGREEMENT AND INDENTURE  
OF RESTRICTIONS OF FOUR SEASONS SUBDIVISION

WHEREAS, by Agreement recorded in Book 4821, at Page 454 of the Recorder of Deeds, St. Louis County, Missouri, a Trust Agreement and Indenture of Restrictions (hereinafter referred to as "Agreement") was filed, and

WHEREAS, all of the real estate therein described was made subject to the terms of said Agreement, and

WHEREAS, said Agreement provides that the Trustees shall have certain rights, authorities, powers, interests and duties, and

WHEREAS, it is recognized that in order to exercise the powers, rights and privileges granted to the Trustees and to discharge the duties imposed upon them, it may be necessary from time to time, for the Trustees to borrow sums of money, and

WHEREAS, said Agreement provides that it may be amended and modified,

NOW, THEREFORE, the Owner, pursuant to the reservation of power to amend, as set forth in the last paragraph of Article V of the Agreement, does hereby adopt the following amendments to the Agreement:

1. Article III shall be amended by adding thereto the following:

(A) The Trustees are hereby authorized and empowered to borrow or raise money for any of the purposes of the Agreement and, from time to time, to draw, make, accept, endorse, execute, issue and grant promissory notes, drafts, bills of exchange, debentures and other negotiable or non-negotiable instruments, evidences of indebtedness and agreements; to secure the payment thereof, and the interest thereon, and the performance thereof by mortgage upon or pledge, conveyance, assignment in trust of, the whole or any part of the assets owned by said Trustees, whether at the time owned or thereafter

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acquired; and to sell, pledge or otherwise dispose of such securities or other obligations of the Trustees for the purposes set forth in the Agreement;

(B) To exercise any and all powers necessary, convenient or proper to carry and effect any of the foregoing purposes; and to designate one or more Trustees to act on behalf of the Trustees; and said Trustees may exercise this power and designation by means of a resolution of the Board of Trustees at any regular or special meeting thereof.

2. Except as amended herein the Agreement shall remain in full force and effect.

Dated this 29th day of January, 1965.



NEW FOUR SEASONS, INC., Owner

BY: Sidney Kan-del - President

Sidney Kan-del  
Trustee

Gerald Aker  
Trustee

Wm. H. Kan-del  
Trustee

State of Missouri ) ss  
County of St. Louis )  
FILED FOR RECORD

FEB - 3 1965

At 10:36 O'Clock A.M.  
John L. Koof  
Recorder of Deeds

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

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On this 29th day of January, 1965, before me appeared SIDNEY KANDEL, to me personally known, who being by me duly sworn did say that he is the President of

New Four Seasons, Inc., a corporation of the State of Missouri, and that the Seal affixed to the foregoing instrument is the corporate seal of said corporation, and that said instrument was signed and sealed in behalf of said corporation by authority of its Board of Directors; and said SIDNEY KANDEL acknowledged said instrument to be the free act and deed of said corporation.

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.



*William J. Hain*  
Notary Public

My commission expires: January 26, 1969

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

On this 29th day of January, 1965, before me personally appeared SIDNEY KANDEL, GERALD IKEN and ALBERT KANDEL to me known to be the persons described in the foregoing instrument as Trustees, and who executed the foregoing instrument, and acknowledged that they executed the same as their free act and deed in their capacities as Trustees.

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.



*William J. Hain*  
Notary Public

My commission expires: January 26, 1969

END OF DOCUMENT

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