

2500  
R

1977  
Amended  
# 4

**AMENDMENT NO. 4 TO TRUST AGREEMENT AND  
INDENTURE OF RESTRICTIONS OF  
FOUR SEASONS SUBDIVISION**

WHEREAS, a Trust Agreement and Indenture of Restrictions, herein called "Indenture", recorded in Book 4821 at Page 454 of the St. Louis County, Missouri records, has heretofore been executed by NEW FOUR SEASONS, INC., herein called "Owner", and by GERALD IKEN, SIDNEY KANDEL, and AL KANDEL, herein called "Trustees", and

WHEREAS, said Indenture has heretofore been amended by instruments recorded in the St. Louis County, Missouri Recorder's office as follows: Book 5587, Page 423; Book 5595, Page 207; and Book 5924, Page 316; and

WHEREAS, pursuant to the powers of amendment contained in Article V of said Indenture, the requisite number of lot owners desire to amend said Indenture,

NOW, THEREFORE, the said Indenture is amended in the following respects, to-wit:

1. The first paragraph of Section 3.14 of Article III is deleted and in lieu thereof, the following is substituted:

"Sec. 3.14 Assessments **381**

STATE OF MISSOURI  
COUNTY OF ST. LOUIS  
FILED IN THE RECORDER

77 DEC 19 PM 3:57

In order to provide the means necessary to make the payments and perform the duties, and avail themselves of, and exercise the rights and powers aforesaid, and to secure the various ends contemplated and intended to be effected by means of this Indenture (other than the special assessments referred to in Section 3.16 of this Article III), the Trustees are hereby empowered to collect each year, commencing with the year 1971 and continuing thereafter, from the owners of any apartment buildings and lots which are located upon and within said site, a sum of money sufficient for all the general purposes hereinbefore recited (in addition to the special sums hereinafter in Section 3.16 of this Article III mentioned for specific purposes) provided that the total amount required in any one year for said general purposes per single family residential lot shall not exceed the greater of:

- (a) the sum of \$150.00; or
- (b) the number of dollars equivalent to the purchasing power of \$150.00 for the month of October, 1970. Such number of dollars shall be determined by dividing \$150.00 by the index for October, 1970, as computed in the Consumers' Price Index for Urban Wage Earners and Clerical Workers, St. Louis, Missouri made by the Bureau of Labor Statistics of the United States Department of Labor, and then multiplying the quotient by the similar index number for the month of October preceding the fiscal year in which the annual assessment is made. If the Bureau of Labor Statistics shall change the base

period in effect during October, 1970, the new index figure shall be applicable as a divisor and multiplier shall be correspondingly changed. In the event such statistics shall no longer be available, the most nearly similar statistic showing the purchasing power of United States dollars shall be used instead, and the table to be used shall be designated by the Trustees. The foregoing amount of \$150.00, as adjusted, shall be applicable to Single Family Residential lots only. In the cases of lots improved with Multiple Family Buildings, the sum of \$112.50 per family unit within each Multiple Family Building shall be substituted for the said \$150.00.

Provided, however, that said assessment shall not as a result of the cumulative effect of any such increases in the Price Indexes exceed \$250.00 for Single Family Residential lots, nor in the cases of lots improved with Multiple Family Buildings, the sum of \$187.50 per family unit within each Multiple Family Building."

2. Article I shall be amended by adding thereto a new Section designated Section 1.02 which said Section shall provide as follows:

"Sec. 1.02 Homeowner Trustee:

Notwithstanding anything to the contrary contained in Section 1.01 of this Article I, at least one of the three Trustees shall be a lot owner of a lot improved with a Single Family Residence, unless no such lot owner is ready, willing and able to serve as a Trustee. In such event, the other two Trustees shall appoint a third person as Trustee.

3. In all other respects the said Trust Agreement and Indenture of Restrictions, as amended, shall remain in full force and effect.

IN WITNESS WHEREOF, this amendment has been executed by the record owners of the fee simple title of at least two-thirds (2/3) of the lots upon the site subject to this Indenture, this 11th day of December, 1977

RECORD OWNERS OF RESIDENTIAL LOTS	LOT NUMBER	FOUR SEASONS SECTION NO.
1. <u>Paul B. Day</u> Paul B. Day	#72	
<u>Carole E. Day</u> Carole E. Day	#73	
2. <u>Albert H. Wiese</u> Albert H. Wiese	#61	
<u>Medora A. Wiese</u> Medora A. Wiese	#61	
3. <u>E. J. Harrison</u> E. J. Harrison	#59	
<u>Thelma Harrison</u> Thelma Harrison	#59	
4. <u>Wanda G. Smith</u> Wanda G. Smith	#53	
<u>Bruce B. Smith</u> Bruce B. Smith	#53	
5. <u>Donald P. Kirkpatrick</u> Donald P. Kirkpatrick	#76	
<u>Elizabeth G. Kirkpatrick</u> Elizabeth G. Kirkpatrick	#76	
6. <u>Hessie Carlie</u> Hessie Carlie	#37	

Amendment No. 4 to Trust Agreement and Inventory of Distractions of Four Seasons Subdivision (Cont.)

Record Owners of Multiple Family Lots	Building Address	Number of Family Units
By <u>Bayla (Billie) Iken</u>	624 Broadmoor	4
By <u>Bayla (Billie) Iken</u>	626 Broadmoor	4
By <u>Bayla (Billie) Iken</u>	628 Broadmoor	4
By <u>Bayla (Billie) Iken</u>	630 Broadmoor	4
By <u>Juan Taveras</u>	623 Broadmoor	8
By <u>Juan Taveras</u>	625 Broadmoor	8
By <u>Juan Taveras</u>	627 Broadmoor	8
By <u>Sidney Kandel</u>	602 Broadmoor	4
By <u>Sidney Kandel</u>	603 Broadmoor	4
By <u>Sidney Kandel</u>	604 Thunderbird Court	8
By <u>Sidney Kandel</u>	608 Thunderbird Court	4
By <u>Sidney Kandel</u>	609 Thunderbird Court	4
By <u>Sidney Kandel</u>	611 Thunderbird Court	4
By <u>Sidney Kandel</u>	611 Thunderbird Court	4
By <u>Sidney Kandel</u>	612 Thunderbird Court	4
By <u>Sidney Kandel</u>	613 Broadmoor	4
By <u>Sidney Kandel</u>	614 Broadmoor	4
By <u>Sidney Kandel</u>	615 Highland Park	4
By <u>Sidney Kandel</u>	617 Broadmoor	4
By <u>Sidney Kandel</u>	618 Broadmoor	4
By <u>Sidney Kandel</u>	621 Broadmoor	8
By <u>Sidney Kandel</u>	629 Broadmoor	8
By <u>Sidney Kandel</u>	<del>631 Broadmoor</del>	<del>8</del>
By <u>Sidney Kandel</u>	631 Broadmoor	8

New Four Seasons TRP  
By Sidney Kandel

I, the undersigned, do hereby certify that the foregoing Amendments, and acknowledged that they executed the same as their free act and deed.

WITNESSETH MY HAND AND SEAL OF OFFICE, THIS 14th DAY OF APRIL, 1971.

My Comm. Expires: 12/31/71

[Signature]  
Notary Public

Amendment No. 1 to Lease Agreement and Restatement of Trust  
Seasons Subdivision (Cont.)

Record Owners of Multiple Family Lots	Building Address	Number of Family Units
New Four Seasons, Inc. Sidney Kandel	633 Broadmoor	8
New Four Seasons, Inc. Sidney Kandel	635 Parkring Tree	3
New Four Seasons, Inc. Sidney Kandel	637 Highland Park	8
New Four Seasons, Inc. Sidney Kandel	639 Highland Park	8
New Four Seasons, Inc. Sidney Kandel	641 Highland Park	8
New Four Seasons, Inc. Sidney Kandel	502 504 506 508 510 Broadmoor	5
New Four Seasons, Inc. Sidney Kandel	514 516 518 Sec. Broadmoor	4
New Four Seasons, Inc. Sidney Kandel	526 528 530 Cox Road Hills	3
New Four Seasons, Inc. Sidney Kandel	638 639 636 635 640 642 Broadmoor	6
New Four Seasons, Inc. Sidney Kandel	644 646 648 650 Broadmoor	4
New Four Seasons, Inc. Sidney Kandel	652 654 656 658 Broadmoor	4

Amendment No. 4 to Trust Agreement & Indenture of Restrictions of Four Seasons Subdivision

RECORD OWNERS OF RESIDENTIAL LOTS	LOT NUMBER	FOUR SEASONS SECTION NO.
7 <u>[Signature]</u> Mrs. M. Eggleston	<u>66</u>	<u>Burning Tree</u>
<u>[Signature]</u> Mrs. M. Eggleston	<u>66</u>	
8 <u>[Signature]</u> William O. Purkin <u>[Signature]</u> Lucille Purkin	<u>85</u>	<u>BURNING TREE DR.</u>
	<u>"</u>	
9 <u>[Signature]</u> Milton M. Neusner <u>[Signature]</u> Constance Neusner	<u>86</u>	<u>Burning Tree Dr.</u>
	<u>86</u>	
10 <u>[Signature]</u> Ted Levin <u>[Signature]</u> Harriet L. Levin	<u>87</u>	<u>Burning Tree Dr.</u>
	<u>87</u>	<u>" " "</u>
11 <u>[Signature]</u> Henry Niemann <u>[Signature]</u> Annette G. Niemann	<u>67</u>	<u>BURNING TREE DR.</u>
	<u>67</u>	
12 <u>[Signature]</u> Sheldon Tauben <u>[Signature]</u> Claire E. Tauben	<u>70</u>	
	<u>90</u>	
13 <u>[Signature]</u> Irving Rader <u>[Signature]</u> Lena Rader	<u>92</u>	<u>Burning Tree</u>
	<u>92</u>	<u>" "</u>
14 <u>[Signature]</u> Melvin Lieberman <u>[Signature]</u> Adels Lieberman	<u>73</u>	<u>Burning Tree</u>
	<u>73</u>	<u>" "</u>
15 <u>[Signature]</u> Joe Mauer <u>[Signature]</u> Wynn Mauer	<u>84</u>	<u>Burning Tree</u>
	<u>84</u>	<u>Burning Tree</u>
16 <u>[Signature]</u> M. Adelstein <u>[Signature]</u> I. Adelstein	<u>10</u>	<u>Orange Hill</u>
	<u>10</u>	<u>" "</u>
17 <u>[Signature]</u> Allen Price <u>[Signature]</u> Dottie Price	<u>130</u>	<u>La Force</u>
18 <u>[Signature]</u> Charles Mendenhall <u>[Signature]</u> Barbara Mendenhall	<u>6</u>	<u>Orange Hill Drive</u>
	<u>6</u>	

RECORD OWNERS OF RESIDENTIAL LOTS

19	<i>John Jones</i> John Jones Jeffrey Jones
20	<i>David Miller</i> David Miller David Miller
21	<i>Stanley Golder</i> Stanley Golder Sandra Golder H. Rohlfman Frank Rohlfman
22	<i>H. Rohlfman</i> H. Rohlfman Frank Rohlfman
23	<i>Debra W. Humphrey</i> Debra W. Humphrey Alice W. Humphrey
24	<i>Allen L. Stradford</i> Allen L. Stradford Paul G. Stradford
25	<i>Joseph Winkler</i> Joseph Winkler Hanna I. Winkler
26	<i>P. G. Miller</i> P. G. Miller Joseph Miller Robert E. Stewart

LOT NUMBER

29	<i>LA 6142</i> LA 6142 LA 6142
33	<i>LA 2142</i> LA 2142 LA 2142
33	<i>LA 2142</i> LA 2142 LA 2142
25	<i>LA 2042</i> LA 2042 LA 2042
25	<i>LA 2042</i> LA 2042 LA 2042
25	<i>LA 2042</i> LA 2042 LA 2042
31	<i>LA 2042</i> LA 2042 LA 2042
31	<i>LA 2042</i> LA 2042 LA 2042
106	<i>LA 2042</i> LA 2042 LA 2042
107	<i>LA 2042</i> LA 2042 LA 2042

FOUR SEASONS SECTION NO.



period in effect during October, 1970, the new index figure shall be applicable as a divisor and multiplier shall be correspondingly changed. In the event such statistics shall no longer be available, the most nearly similar statistic showing the purchasing power of United States dollars shall be used instead, and the table to be used shall be designated by the Trustees. The foregoing amount of \$150.00, as adjusted, shall be applicable to Single Family Residential lots only. In the cases of lots improved with Multiple Family Buildings, the sum of \$112.50 per family unit within each Multiple Family Building shall be substituted for the said \$150.00.

Provided, however, that said assessment shall not as a result of the cumulative effect of any such increases in the Price Indexes exceed ~~\$250.00~~ <sup>two hundred</sup> for Single Family Residential lots, nor in the cases of lots improved with Multiple Family Buildings, the sum of ~~\$112.50~~ per family unit within each Multiple Family Building."

2. Article I shall be amended by adding thereto a new Section designated Section 1.02 which said Section shall provide as follows:

"Sec. 1.02 Homeowner Trustee:

Notwithstanding anything to the contrary contained in Section 1.01 of this Article I, at least one of the three Trustees shall be a lot owner of a lot improved with a Single Family Residence, unless no such lot owner is ready, willing and able to serve as a Trustee. In such event, the other two Trustees shall appoint a third person as Trustee.

3. In all other respects the said Trust Agreement and Indenture of Restrictions, as amended, shall remain in full force and effect.

IN WITNESS WHEREOF, this amendment has been executed by the record owners of the fee simple title of at least two-thirds (2/3) of the lots upon the site subject to this Indenture, this 11th day of December, 1977

	RECORD OWNERS OF RESIDENTIAL LOTS	LOT NUMBER	FOUR SEASONS SECTION NO.
27	<u>James D. Sullivan</u> James D. Sullivan	<u>122</u>	<u>Del Monte Ct.</u>
	<u>Mary A. Sullivan</u> Mary A. Sullivan	<u>123</u>	<u>Del Monte Ct.</u>
28	<u>Sam Davis</u> Sam Davis	<u>120</u>	<u>Del Monte Ct.</u>
	<u>Joyce Davis</u> Joyce Davis	<u>120</u>	<u>Del Monte Ct.</u>
29	<u>Miriam Stern</u> Miriam Stern	<u>96</u>	<u>La Boree Dr.</u>
	<u>Harold Stern</u> Harold Stern	<u>96</u>	<u>La Boree Dr.</u>
	<u>John Sweeney Hassell</u> John Sweeney Hassell	<u>101</u>	<u>La Boree Drive</u>
	<u>Mary Ann Hassell</u> Mary Ann Hassell	<u>101</u>	<u>La Boree Drive</u>
	<u>Marshall C. Hassell</u> Marshall C. Hassell	<u>105</u>	<u>La Boree Drive</u>
31	<u>Morrill Mann</u> Morrill Mann	<u>105</u>	<u>La Boree Drive</u>
32	<u>Joe S. Metcalf</u> Joe S. Metcalf	<u>9</u>	<u>Orange Hills Drive</u>
	<u>Hope R. Metcalf</u> Hope R. Metcalf	<u>9</u>	<u>Orange Hills Drive</u>
33	<u>Margaret G. Hennessey</u> Margaret G. Hennessey	<u>121</u>	<u>Del Monte Ct.</u>
	<u>James Hennessey</u> James Hennessey	<u>121</u>	<u>Del Monte Ct.</u>

RECORD OWNERS OF  
RESIDENTIAL LOTS

LOT NUMBER

FOUR SEASONS  
SECTION NO.

Lot No.	Owner Name	Lot Number	Section No.
34	John Tucker	127	La Gracie
	Karen Tucker	127	La Gracie
35	Robert K. Heineman	69	Burning Tree
	Dorothea W. Heineman	69	Burning Tree
36	William R. Harper	4	Cypress Point Ct.
	Helen R. Harper	4	Cypress Point
37	Alfred M. Siegel	46	Orange Hills Dr.
	Annette G. Siegel	46	Orange Hills Dr.
38	Arthur W. Greger	15	Orange Hills Dr.
	Ruth P. Greger	15	Orange Hills Dr.
39	Delyle Lahart	104	La Gracie
	Juene M. Lahart	104	La Gracie
40	William C. Hetherington	81	Burning Tree Dr.
	Georgia M. Hetherington	81	Burning Tree Dr.
41	J. M. Connors	47	Orange Hill
	Hazel Connors	47	" "
42	James B. Fleming	63	Highland Pk.
	Mary Fleming	63	Highland Park
43	Lee A. Harris	115	Del Monte Ct.
	Esther Betty Harris	115	Del Monte Ct.
44	Aline Nieman	111	La Gracie
	Edward Nieman	111	La Gracie
45	Helen A. McCollister	62	Highland Pk. Dr.







State of Missouri, )  
County of St. Louis ) ss. On this 11th day of December, 1977,

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 corpora-  
tion, 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.

Jan 12 1979  
My term expires

Gerald Iken  
Gerald Iken - Notary Public

State of Missouri  
County of St. Louis

On this 11th day of December 1977

BEFORE ME APPEARED:

Paul B. Day, Carole E. Day, Albert H. Wiess, Medora A. Weise, E. J. Harrison, Thelma Harrison, Wanda G. Smith, Bruce B. Smith, Donald P. Kirkpatrick, Elizabeth G. Kirkpatrick, Bessie Carlie, Marion A. Eggleton, Myra H. Eggleton, William O. Furkin, Lucille Furkin, Milton M. Neusner, Constance Neusner, Ted Levin, Harriet L. Levin, Henry Niemann, Annette G. Niemann, Sheldon Tauben, Claire E. Tauben, Irving Rader, Lena Rader, Melvin Lieberman, Adele Lieberman, Joe Mauer, Wynn Mauer, M. Adelstein, I. Adelstein, Allen Price, Dottie Price, Charles Mendenhall, Barbara Mendenhall, Letty Korn, Jeffrey Korn, David Rubin, Bobbie Rubin, Stanley Cotlar, Sandra Cotlar, H. Rohlman, Frank Rohlman, Dale W. Humphrey, Alice M. Humphrey, Helen L. Braudrick, Paul G. Braudrick, Joseph Winkler, Hanna I. Winkler, P.G. Miller, Joan Miller, Robert E. Stewart, James D. Sullivan, Mary H. Sullivan, Sam Davis, Joyce Davis, Muriam Stern, Harold Stern, John Sweeney, Mary Ann Hassell, William C. Hassell, Morrell Nunn, Balis Nunn, Joe S. Metcalf, Hope H. Metcalf, Margaret G. Hennessey, James Hennessey, John Tucker, Karen Tucker, Robert Heineman, Dorothea W. Heineman, William R. Harper, Helen R. Harper, Alfred M. Siegel, Annette G. Siegel, Arthur W. Greger, Ruth F. Greger, Delyle Lahart, Jurene M. Lahart, William C. Hetherington, Georgia M. Hetherington, J.M. Connors, Hazel Connors, James B. Fleming, Mary Fleming, Lee A. Harris, Esther Betty Harris, Alice Nieman, Edward Nieman, Helen A. McCollister, Robert Hight, Virginia Doloris Hight, Edward H. Knernschild, S. Fechenbach, Robert L. Orvos, Marilyn M. Orvos, R.K. Looper, Kathryn P. Looper, Dan E. Richeson, Lynda R. Rauch, Paul Farbstein, Hinda Farbstein, Karl E. Benson, Anna A. Benson, Verabell Boyd, Donald M. Boyd, Marie H. Rosenthal, Robert R. Rosenthal, Donald J. Bertel, Carole J. Bertel, Hazel Hennemeyer, Ralph M. Theriac, Wanda Theriac, Marjorie J. Lion, Jerome Novack, Nancy Ann Novack, Vernon G. Riehl, Helen Riehl, Ronald J. Silber, Walter Stepanek, Georgianna Stepanek, Bayla (Billie) Iken, Juan Taveras,

to me known to be the persons described in and who executed the foregoing Amendment, and acknowledged that they executed the same as their 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.

Jan 12 1979  
My term expires

  
Gerald Iken - Notary Public

END OF DOCUMENT

FORM 7019 PAGE 298