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",

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:

The first paragraph of Section 3, 14 of Article III is STALE OF WEST (MAILS) The following is substituted: STALE OF WEST (MAILS) THE FOLLOWING STALE OF THE STALE deleted and in lieu thereof, the following is substituted:

"Sec. 3, 14 Assessments

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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 presecure the various ends contemplated and intended to be offected 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 equivelent 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

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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 \$150.00 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 lith day of December, 1977

	RECORD OWNERS OF RESIDENTIAL LOTS	LOT NUMBER		FOUR SEASONS SECTION NO.
1	Paul B. Hay	#72		
	Carole E. Day	7.3		
	2 albert A Write	# 6.1		
	Medicina a West	#61		
3	E. J. Harrison	45		
	Thelma Harrison	n# 50		
4	Danie & South	# 53		
	Bruce B. Smith	#53	48	-
5.	Ionald P. Tapatick	# 76	8	
	Donald P. Kirkpathick Subjective Elizabeth G. Kirkpatrick	1.476		
ć,	Bessie Carlie	#37	P .	
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Harriet L. Levin	<u> 21 </u>	
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Claire B. Tauben	90	
Claire E. Tauben		
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Melvin Lieberman	1-7-3,	11
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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 Recidential 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 the following in the Price Indexes exceed \$350.00 for Single Family Residential lots, nor in the cases of lots improved with Multiple Family Buildings, the sum of \$107.00 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-tnirds (2/3) of the lots upon the site subject to this Indenture, this 11th day of December, 1977

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	RECORD OWNERS OF RESIDENTIAL LOTS	LOT NIMBER	FOUR SEASONS SECTION NO.
27	games D. Sullivan	122	Bel monte Ct.
÷	Mary A. Sullevan	133	Del ThorisCt.
28	Sam Davis	120	Del monte Ct.
. 29	Joyes Havis on Jegun.	1 32 0	Del Monte Ct.
	Harobi Stern	96	La Your Dr.
1/4/	John Sylveney //angle ()	- 99	La Brue were
3/2	Mary Apr Hossell	101	ha Barca Dina
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	James Hennessey	-2-	
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RECORD OWNERS OF		
SESIDENTIAL LOTS	LOT NUMBER	FOUR SEASONS SECTION NO.
30 The Licrox	127	La Suce
Old Tucker	_/2.7	
Karen Rucker		La Horce
Robert Ko Heinengh Humanan	69	Berning Tree
porocita me dettienad	69	Burningtree
36. Milliam R Harpen	#	Cypies Pont cl.
Helen R. Harper	4	Cypress Pain
1) Alfred M. Siegel	46	aring Afels &
Amette G. Siegel	46	Orange Hills De
Arthur W. Greger	_/\	Chang Hill, Al
Buth F. Gregor	15	Corange Vices A
Delvie Labart Co Karkana.	_	/2 ^
Delyle lahart	_/0 4	La Sorce
Jurene M. Lahart	164	La Jane
40 Milliam Clark Hothernoton	_8/	Burning Ired.
Georgia No Hetherington	_8/	Burning Soul
41. InComor	47	Orange Will
J.M. Connors	17	11 11
Hazel Connors		^
42 James 130 Fleming	63	Highland PK
Mary Flening	43_	Shypland Vack-
13 Me a. Harris	115	Silmonte 14
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Esther Betty Harris		×1 ,
Aline Niepan	2 4 1	La Harce.
Edward Nieman	111	La Donce
45 <u>Malia (1 ha Collecter</u> Helen A. McCollister	<u> </u>	Highland B. Dr
HETCH W. MCMATTIATEL		

RECORD OWNERS OF PESIDENTIAL LOTS	LOT NUMBER	FOUR SEASONS SECTION NO.
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Walter J. Stepanek () Georgianna Stepanek	· · · · · · · · · · · · · · · · · · ·	Ockland Hells
Georgianna Stepanck		- Hattelle is Hovel
		A.
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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 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 <u>County</u> and State aforesaid, the day and year first above written.

My term expires

Gerald Iken - Motary Public

State of Kistour! | 37 County of St. Louis | 37 BEFORE ME APPEARED:

On this lith day of December 1977.

Fiul B. Day, Carole E. Day, Albert H. Wiese, Medora A. Weise, E. J. Harr son, Thelma Harrison, Wanda C. Smith, Bruce B. Smith. Donald P. Kir patrick, 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, Trying 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, Dorotha 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. Knernschield, 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.

My term expires

Gerald Iken - Novary Public