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Amend
#5
1979
9 Aug

**AMENDMENT NO. 5 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; Book 5924, Page 316; and Book 7019 Page 287; 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, as amended by Amendment #4 as recorded in Book 7019 Page 287, is 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 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 1977 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 \$220.00; or

(b) the number of dollars equivalent to the purchasing power of \$220.00 for the month of October, 1976. Such number of dollars shall be determined by dividing \$220.00 by the index for October, 1976, 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 is effect during October, 1976, 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 \$220.00, as adjusted, shall be applicable to Single Family Residential lots only. In the cases of lots improved with Multiple Family Buildings, the sum of \$165.00 per family unit within each Multiple Family Building shall be substituted for the said \$220.00.

Provided, however, that said assessment shall not as a result of the cumulative effect of any such increases 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 \$262.50 per family unit within each Multiple Family Building.

2. 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.

RECORD OWNERS OF
RESIDENTIAL LOTS/

LOT NUMBER

FOUR SEASONS
SECTION NO.

<u>Paul Farbstein</u> Paul Farbstein	<u>16</u>	
<u>Hinda Farbstein</u> Hinda Farbstein	<u>16</u>	
<u>Mrs. H. Carlie</u> Mrs. H. Carlie	<u>37</u>	
<u>Joe S. Metcalf</u> Joe S. Metcalf	<u>9</u>	
<u>Mrs. Hope H. Metcalf</u> Mrs. Hope H. Metcalf	<u>9</u>	
<u>Charles Mendenhall</u> Charles Mendenhall	<u>6</u>	
<u>Mrs. Charles Mendenhall</u> Mrs. Charles Mendenhall	<u>6</u>	
<u>Miss Lynda Rauch</u> Mrs. Lynda Rauch	<u>100</u>	
<u>James Hennessey</u> James Hennessey	<u>121</u>	
<u>Margaret G. Hennessey</u> Margaret G. Hennessey	<u>121</u>	
<u>James Hennessey</u> James Hennessey	<u>3</u>	
<u>Margaret G. Hennessey</u> Margaret G. Hennessey	<u>#3</u>	
<u>Ethel Barnholtz</u> Ethel Barnholtz	<u>74</u>	
<u>Raymond Barnholtz</u> Raymond Barnholtz	<u>74</u>	
<u>George Newman</u> George Newman	<u>#19</u>	
<u>Betty Seligsohn</u> Betty Seligsohn	<u>#86</u>	
<u>Paul Seligsohn</u> Paul Seligsohn	<u>#86</u>	

RECORD OWNERS OF
RESIDENTIAL LOTS

LOT NUMBER

FOUR SEASONS
SECTION NO.

RECORD OWNERS OF RESIDENTIAL LOTS	LOT NUMBER	FOUR SEASONS SECTION NO.
<i>Sally MacDonell</i> Sally MacDonell	117	
<i>Patricia MacDonell</i> Patricia MacDonell	117	
<i>Patricia MacDonella</i> Patricia MacDonella	117	
<i>Les Karpotas</i> Les Karpotas	115	111
<i>J. R. Ragdale</i> J. R. Ragdale	13	
<i>Yvonne Ragdale</i> Yvonne Ragdale	13	
<i>Wanda Theriac</i> Wanda Theriac	51	
<i>R. W. Theriac</i> R. W. Theriac	51	
<i>Nick Andrusyshyn</i> Nick Andrusyshyn	130	
<i>Theresa Andrusyshyn</i> Theresa Andrusyshyn	130	
<i>Rosa Lee Carlton</i> Rosa Lee Carlton	15	
<i>Donald J. Carlton</i> Donald J. Carlton	15	
<i>Annette Siegel</i> Annette Siegel	46	
<i>Alfred M. Siegel</i> Alfred M. Siegel	46	
<i>J. Engestad</i> J. Engestad	50	
<i>Virginia Engestad</i> Virginia Engestad	50	
<i>Stan Stuttard</i> Stan Stuttard	129	
<i>Susan C. Stuttard</i> Susan C. Stuttard	129	
<i>Patricia J. Jaffier</i> Patricia J. Jaffier	128	
<i>Jos. H. Jaffier, DLS</i> Jos. H. Jaffier, DLS	128	
<i>Morrell Nunn</i> Morrell Nunn	105	
<i>Morrell Nunn</i> Morrell Nunn	105	
<i>Harold Fadem</i> Harold Fadem	# 59	
<i>Jessica D. Fadem</i> Jessica D. Fadem	# 59	

**RECORD OWNERS OF
RESIDENTIAL LOTS**

LOT NUMBER

**FOUR SEASONS
SECTION NO.**

<i>George Stegelder</i>	#1	
George Stegelder	#38	
<i>Marilyn Fisher</i>	#38	
Marilyn Fisher	#38	
<i>Walter E. Fisher</i>	#32	
Walter E. Fisher	#32	
<i>Joseph E. Weber</i>	#32	
Joseph E. Weber	#32	
<i>Jacobs Weber</i>	#31	
Jacobs Weber	#31	
<i>Paul G. Braudnick</i>	#31	
Paul G. Braudnick	#31	
<i>Helen L. Braudnick</i>	#30	
Helen L. Braudnick	#30	
<i>Mildred I. Levy</i>	#30	
Mildred I. Levy	#30	
<i>Harvey A. Levy</i>	#7	
Harvey A. Levy	#7	
<i>Clair Jeanna Cohen</i>	#7	
Clair Jeanna Cohen	#7	
<i>George Cohen</i>	#36	
George Cohen	#36	
<i>Margorie Lion</i>		
Margorie Lion		

RECORD OWNERS OF
RESIDENTIAL LOTS

LOT NUMBER

FOUR SEASONS
SECTION NO.

RECORD OWNERS OF RESIDENTIAL LOTS	LOT NUMBER	FOUR SEASONS SECTION NO.
<i>William O. Fick</i>	#85	
William O. Fick	#85	
<i>William O. Fick</i>	#87	
William O. Fick	#87	
Theodore B. Levin	#87	
<i>Harriet L. Levin</i>	#87	
Harriet L. Levin	#87	
<i>Rinda M. Fick</i>	#66	
Rinda M. Fick	#66	
<i>Sam W. Fick</i>	#66	
Sam W. Fick	#66	
<i>Marjorie Fleming</i>	#63	
Marjorie Fleming	#63	
<i>J. Fleming</i>	#63	
J. Fleming	#63	
<i>Paul B. Day</i>	#72	
Paul B. Day	#72	
<i>Carole E. Day</i>	#72	
Carole E. Day	#72	

**RECORD OWNERS OF
RESIDENTIAL LOTS**

LOT NUMBER

**FOUR SEASONS
SECTION NO.**

Walter H. ...
Walter H. ...
Albert H. Hesse
Madara A. ...
Madara A. ...
Marie H. Rosenthal
Marie H. Rosenthal
Robert H. Rosenthal
Robert H. Rosenthal
Donald M. Boyd
Donald M. Boyd
Verabell Boyd
Verabell Boyd

62
61
61
56
56
55
55

A large diagonal line is drawn across the table from the top-left corner of the empty rows to the bottom-right corner, indicating that the rest of the data is either missing or has been redacted.

RECORD OWNERS OF
RESIDENTIAL LOTS

LOT NUMBER

FOUR SEASONS
SECTION NO.

Robert C. Stewart Robert E. Stewart	107	
Jane E. Stewart	107	
Miriam Stern	96	
Harold Stern	76	

State of Missouri,
County of St. Louis

ss. On this 8th day of August, 1979,

before me appeared Sidney Kandel
to me personally know, 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.

Feb 1 1983
My term expires

Gerald Iken
Gerald Iken - Notary Public



State of Missouri)
County of St. Louis) ss On this 8th day of August, 1979,

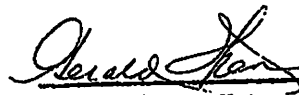
BEFORE ME APPEARED:

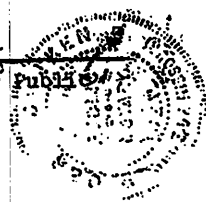
Paul Farbstein, Hinda Farbstein, Mrs. M. Carlin, Joe S. Metcalf,
Mrs. Hope H. Metcalf, Charles Mendenhall, Mrs. Charles Mendenhall,
Mrs. Lynda Rauch, James Hennessey, Margaret G. Hennessey, Ethel
Barnholts, Raymond Barnholts, George Neman, Betty Seligson, Paul
Seligson, Dale A. MacDonald, Patricia D. MacDonald, F. Bernotas,
Les Bernotas, V. R. Ragsdale, Yvonne Ragsdale, Wanda Theriac, R. W.
Theriac, Nick Andrusyshun, Theresa Andrusyshun, Rosa Lee Carlton,
Donald J. Cariton, Annette Siegel, Alfred M. Siegel, J. Engelstad,
Virginia Engelstad, Stan Stuttard, Susan C. Stuttard, Patricia S.
Laffler, Jos. H. Laffler, Emma Nunn, Morrell Nunn, Harold Fadem,
Jessica D. Fadem, Georgianna Stepanek, Maxiine Fisher, Floyd E.
Fisher, Joseph E. Weber, Rachelle Weber, Paul G. Braudrick, Helen
L. Braudrick, Mildred I. Levy, Harvey A. Levy, Clair Jeanna Cohen,
George Cohen, Marjorie Lion, Wm. C. Hassall, Mary Ann Hassall,
Henly Hubler, Barbara Hubler, James F. Sheahan, Deann M. Sheahan,
Karl E. Benson, Anna A. Benson, William O. Furkin, Lucille M. Furkin,
Harriet L. Levin, Linda M. Fick, Roy W. Fick, Mary Fleming, J. B.
Fleming, Paul B. Day, Carole E. Day, Sam Davis, Joyce Davis, E. P.
Davis, Sandra B. Davis, Charles Dubois, R. Dubois, Robert Hight,
Dolores Hight, Dee Humphrey, Alice Humphrey, Helen McCollister,
Albert H. Wiese, Medora A. Wiese, Marie H. Rosenthal, Robert R.
Rosenthal, Donald M. Boyd, Verabell Boyd, Bruce B. Smith, Wanda G.
Smith, Edward H. Kernschild, Jody McCreary, Elsie McCullough,
Robert E. Stewart, Jane N. Stewart, Miriam Stern, Harold Stern,
R. Hume, Gertrude Hume, Vernon G. Riehl, Helen C. Riehl, Sidney
Kandel, Claire E. Tauben, Sheldon Tauben, Lucius B. Morse, Larry
Miller, Chris Miller Joseph Rosenthal, Alyce Rosenthal, W. Zweig,
Muriel Zweig,

to me known to be the persons described in and who executed the fore-
going 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.

Feb 1 1983
My term expires


Gerald Iken - Notary Public



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