

FILED
OCT 25 2013

STATE OF MISSOURI)
) SS.
COUNTY OF JEFFERSON)

HOWARD WAGNER
CIRCUIT CLERK

IN THE CIRCUIT COURT OF THE TWENTY-THIRD JUDICIAL CIRCUIT
OF MISSOURI AT HILLSBORO, JEFFERSON COUNTY, MISSOURI

JEFFERSON COUNTY RAINTREE)
COUNTRY CLUB, LLC.)

Plaintiff,)

Case No. 13JE-CC00841

vs.)

Division No.)

RAINTREE PLANTATION PROPERTY)
OWNERS ASSOCIATION, INC.)

Defendant.)

ORDER OF PRELIMINARY INJUNCTION

Comes now the parties, Jefferson County Raintree Country Club, LLC and DKAAT Properties, LLC, as Plaintiffs and Raintree Plantation Property Owners Association, Inc., Defendant, and jointly stipulate and agree as follows:

1. That the Defendant held an election on September 15, 2013, where its membership voted to delete paragraph 4c from the Amended Covenants and Restrictions covering lots in the Raintree Plantation Subdivision Development.
2. That the parties disagree as to whether the Defendant had the authority to hold such an election and whether such action was legally permissible.
3. That the parties have jointly agreed that a Preliminary Injunction will be entered against the Defendant Raintree Property Owners Association, Inc. to restrain it from acting upon or implementing the results of said election and taking any further steps to delete paragraph 4c from the Amended Covenants and Restrictions until such time as the conclusion of Plaintiff's action for Permanent Injunction and Declaratory Judgment.
4. Parties further jointly agree that Plaintiffs shall post a cash or surety bond in the amount of \$5000.00 as security for the payment of such damages if any as may occur or be suffered by the Defendant if it subsequently found that it was wrongfully restrained.

WHEREFORE IT IS HEREBY ORDERED ADJUDGED AND DECREED that the Defendant, Raintree Plantation Property Owners Association, Inc., shall and is hereby temporarily enjoined and restrained from taking the following action:

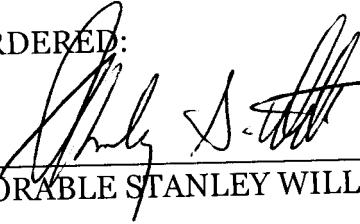
1. Implementing the election results or in any way deleting paragraph 4c from the Amended Covenants and Restrictions covering lots in the Raintree Plantation Subdivision Development and from communicating to its members that the deletion of paragraph 4c is effective at this time;

2. Plaintiff is ordered to post a cash or surety bond in the amount of \$5000.0000 as security for the payment of such damages if any as may occur or be suffered by the Defendant if it subsequently found that it was wrongfully restrained.

3. This Preliminary Injunction shall remain in force until the conclusion of Plaintiff's action for permanent action and Declaratory Judgment.

SO ORDERED:

Date: 10-23-13



HONORABLE STANLEY WILLIAMS
Judge