

WHEN RECORDED MAIL TO:

**J. W. Mashburn Development
8520 S. Pennsylvania
Oklahoma City, OK 73159**

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04:22:51 PM RT
Cleveland County, OK

SPACE ABOVE THIS LINE FOR RECORDER'S USE

FA 17.00

(14)

**FIRST AMENDMENT TO OWNER'S CERTIFICATE AND RESTRICTIONS
OF THE LEGACY – SECTION 2**

KNOW ALL MEN BY THESE PRESENTS:

WHEREAS the original Owner's Certificate and Restrictions of The Legacy – Section 2 (herein "Owner's Certificate and Restrictions") was recorded on March 8, 2005 at Book 3965, Pages 841-853 of the records of the Cleveland County Clerk;

WHEREAS the undersigned First American Title & Trust Company, Trustee, was identified as the "Owner" or "Developer" in said Owner's Certificate and Restrictions;

WHEREAS the section on Amendments contained on Page 12 of said Owner's Certificate and Restrictions provides that the restrictions contained in the Owner's Certificate and Restrictions may be amended "...unilaterally by the developer even when it owns only one lot as long as such amendment is consistent with the basic plan for the development;"

WHEREAS said First American Title & Trust Company, Trustee owns multiple lots within said subdivision and this amendment is consistent with the basic plan for the development; and

WHEREAS First American Title & Trust Company, Trustee, as Developer, desires to amend said original Owner's Certificate and Restrictions pursuant to the aforementioned section on Amendments.

Now, therefore, the original Owner's Certificate and Restrictions as described above is amended in the following particulars:

The sections regarding Satellite Receiving Dishes and Other Antennas on Page 4 and Storage Buildings on Page 6 of the Owner's Certificate and Restrictions are hereby amended and replaced to read as follows:

Satellite Receiving Dishes and Other Antennas. Satellite receiving dishes, small DSS disks, radio or television antennas shall be allowed provided they are not visible from the street. The Architectural Committee may, in its discretion, waive in whole or in part the restrictions in this paragraph; however, such waiver must be in writing.

Storage Buildings. Notwithstanding the provisions of above Section, these restrictions shall not be deemed to prohibit the placing of no more than one refab or factory built storage building or one of comparable quality to the following specifications:

- 1) Not to exceed ten feet by ten feet (10' x 10')
- 2) Six foot (6') Wall Height
- 3) The roof pitch shall be a 4/12 i.e., the roof ridge can be no higher than twenty inches (20") above a six foot (6') fence
- 4) Concealed by a site proof fence

A custom building must be built of the same type building and roofing material that is used in the home; however, it does not have to be bricked. No portion or part of any storage building can be visible above the perimeter wall/fence surrounding the development; i.e., it cannot be visible from any street outside of the development. Specifications of storage buildings as to location, size, material and height shall be submitted to the Architectural Committee for approval before installation. The Architectural Committee provided for on page 2 of the Owner's Certificate and Restrictions may, in its discretion, waive or grant a variance in whole or in part to the restrictions in this section as to storage buildings; however, such waiver or grant of variance must be in writing.

IN WITNESS WHEREOF, the undersigned has caused this instrument to be executed this 16 day of June, 2005.



FIRST AMERICAN TITLE & TRUST COMPANY,
A Corporation, Trustee

ATTEST:

By: Betty J. Cummings
vice president

[Handwritten signature]

ACKNOWLEDGMENT

STATE OF OKLAHOMA }

COUNTY OF OKLAHOMA

SS:

The foregoing instrument was acknowledged before me this 16 day of June, 2005, by Betty J. Cummings, Vice-President of First American Title & Trust Company, on behalf of the corporation.

Given under my hand and seal the day and year last above written.

Tyla Bias
NOTARY PUBLIC

My Commission Expires:

12-19-05
(SEAL)

