

FA (Mitzi) ④ 17.00

WHEN RECORDED MAIL TO:

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

Doc#: R 2009 1258
Bk&Pg: RB 4567 505-507
Filed: 01-13-2009 JRS
01:56:59 PM RT
Cleveland County, OK

SPACE ABOVE THIS LINE FOR RECORDER'S USE

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

KNOW ALL MEN BY THESE PRESENTS:

WHEREAS the original Owner's Certificate and Restrictions of The Legacy – Section IV to Oklahoma City, Cleveland County, Oklahoma, as recorded in Plat Book 22, Page 28 (herein "Owner's Certificate and Restrictions") was recorded on December 5, 2008 at Book 4558, Pages 700-713 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 11 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 **Minimum Square Footage** on Page 7 of the Owner's Certificate and Restrictions are hereby amended and replaced to read as follows:

Minimum Square Footage: No single-family residential building shall ever be constructed or erected on any lot and/or building site in The Legacy, Section IV unless the ground floor area of said residence, excluding one-story open porches, breezeways and attached garages, is not less than One Thousand Nine Hundred (1,900) square feet, excluding Lots 1 thru 9, Block 20.

Lots 1 thru 9, Block 20: Ground floor area of said residence, excluding one-story open porches, breezeways and attached garages must be not less than Two Thousand Five Hundred (2,500) square feet.

IN WITNESS WHEREOF, the undersigned has caused this instrument to be executed this 13th day of January, 2009.

FIRST AMERICAN TITLE & TRUST COMPANY,
A Corporation, Trustee

By: Steph Costru
Vice-President

ACKNOWLEDGMENT

STATE OF OKLAHOMA }

SS:

COUNTY OF OKLAHOMA

The foregoing instrument was acknowledged before me this 13th day of January, 2009, by Stephen Cotner, 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.

Mary A. Moore
NOTARY PUBLIC

My Commission Expires: *11/01/11*

