

WHEN RECORDED MAIL TO:

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

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Cleveland County, OK

\$1700  
FA(10)

SPACE ABOVE THIS LINE FOR RECORDER'S USE

**THIRD 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 are amended in the following particulars:

The section under **Construction Requirements regarding Minimum Square Footage** on Page 7 of Original Owner's Certificate and Restrictions and also the **First Amendment to Original Owner's Certificate and Restrictions filed January 13, 2009, Book 4567, Pages 505-507 regarding Minimum Square Footage** are hereby amended to read as follows:

**Construction Requirements - Minimum Square Footage:**

**This Square Footage restriction does not apply to Lots 1 thru 9, Block 20 (Common Area Lots). See below. This restriction is for all remaining lots in Section IV.**

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 open porches, breezeways and attached garages, that is less than One Thousand Nine Hundred (1,900) square feet.

A single family residential building containing one and one-half or two stories in height must have at least One Thousand Five Hundred (1,500) square feet on the ground floor, excluding open porches, breezeways and attached garages and a total living area of not less than One Thousand Nine Hundred (1,900) square feet.

**Lots 1 thru 9, Block 20 (Common Area Lots) – Minimum Square Footage:** No single-family residential building shall ever be constructed or erected on any lot and/or building site on Lots 1 thru 9, Block 20, The Legacy Section IV unless the ground floor area of said residence, excluding open porches, breezeways and attached garages, that is less than Two Thousand Five Hundred (2,500) square feet.

A single family residential building containing one and one-half or two stores in height must have at least One Thousand Nine Hundred Fifty (1,950) square feet on the ground floor, excluding open porches, breezeways and attached garages and a total living area of not less than Two Thousand Five Hundred (2,500) square feet.

IN WITNESS WHEREOF, the undersigned has caused this instrument to be executed this 2nd day of June, 2009.

FIRST AMERICAN TITLE & TRUST COMPANY,  
A Corporation, Trustee

ATTEST:

By: Steve Cotner  
Steve Cotner, Vice-President

**ACKNOWLEDGMENT**

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STATE OF OKLAHOMA  
COUNTY OF OKLAHOMA

SS:

The foregoing instrument was acknowledged before me this 2 day of June, 2009, by Steve 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:

