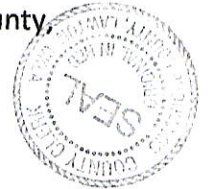


CERTIFICATE OF AMENDMENT TO THE DEED OF DEDICATION AND PROTECTIVE COVENANTS
FOR TIMBER CREEK SUBDIVISION
COMANCHE COUNTY, OKLAHOMA

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STATE OF OK
COUNTY OF COMANCHE
COMANCHE COUNTY CLERK
LARRIE P. BOSS

WHEREAS, Developer heretofore filled of record that certain DEED OF DEDICATION AND PROTECTIVE COVENANTS for Timber Creek Subdivision, dated June 12, 2007, recorded June 12, 2007 in Official Records Book 5362 Pages 103-105 of the Public Records of Comanche County, Oklahoma;



AND:

That each contract or deed that may hereafter be executed with regard to the property or any portion thereof, shall conclusively be held to have been executed, delivered and accepted subject to the following covenants, conditions and restrictions regardless of whether or not the same are set out or referred to in said contract or deed. Ayers Properties, LLC, a Limited Liability Company, being the sole owner in fee simple of the following described real property to wit:

A tract of land located in the NE ¼ of Section 28, Township 4 North, Range 10 West of the Indian Base and Meridian, Comanche County, Oklahoma, more particularly described as follows:

Beginning at the SE Corner of the said NE 1/4; Thence S 89°55'51" W along the South Line of the said NE ¼ 1815.00 feet; thence N 00°02'04" W 1928.01 feet; thence N 89°57'33" E 1814.77 feet to the E East Line of the said NE 1/4; thence S 00°02'28" E along the said East Line 724.25 feet; thence S 89°55'51" W 907.50 feet; thence S 00°02'28" E 480.00 feet; thence N 89°55'51" E 907.50 feet to the said East Line; thence S 00°02'28" E along the said East Line 722.86 feet to the point of beginning, containing 70.31 acres more or less.

WHEREAS, in order to modify, supplement and correct the Deed of Dedication and Protective Covenants, Developer, pursuant to the authority provided to Developer, therein, the following changes shall be made. New words inserted in the text are underlined and words deleted are lined through with hyphens except where otherwise stated.

Amendment to Article 2 CONSTRUCTION REQUIREMENTS

2) CONSTRUCTION REQUIREMENTS. The construction of residences on lots in the subdivision shall be governed by the following specifications:

~~Minimum 1300 square foot~~ site-built homes of stone, brick, wood, or stucco or vinyl, log cabins and homes with metal roofing or siding materials shall be permitted exteriors, provided such materials are of suitable quality, grade and coloration so as to conform and harmonize with other improvements in the Subdivision. No excessively bright colors or light shading shall be permitted on the exteriors of any building in the Subdivision.

Manufactured homes which are doublewides with composition shingles or metal roofing, entrance decks which are at least 4 foot by 6 foot with appropriate steps and handrails and are no older than 5 years ~~old~~ unless approved in writing by the seller may be moved onto lot. The home must be skirted within 30 days.

All driveways must be in place and graveled within 30 days.

All sanitary sewage systems shall be constructed in accordance with all applicable governmental regulations. The location of all septic tanks, filter beds or other sanitary sewage disposal systems shall be approved in writing by DEQ prior to the installation thereof. All sanitary sewage disposal systems shall be maintained in a healthful and sanitary condition. No sewer lagoons shall be allowed.

Water service will be by private well. Well houses must be of painted cement block to harmonize with the home, wood, or of prefab construction.

All materials excavated from any lot in the Subdivision shall remain within the Subdivision and shall be distributed within the Subdivision as directed by the Developer.

Amendment to Article 5 Animals

~~5) ANIMALS. Only domestic pets shall be kept within the subdivision and shall be fenced at all times unless on a leash. Pet enclosures must be kept clean, and odor and insect or pest free. No animal commonly bred for aggressive purposes may be kept on any lot.~~

5) ANIMALS. Only domestic pets or FFA projects (limited to two animals smaller than bovine or equine, no swine) may be kept within the Subdivision and must be fenced at all times unless on a leash.

Pet enclosures must be kept clean, and odor and insect or pest free. No animal bred for aggressive purpose may be kept on any lot.

PAGE 2 OF 3 CERTIFICATE OF AMENDMENT TO THE DEED OF DEDICATION AND PROTECTIVE COVENANTS FOR TIMBER CREEK SUBDIVISION, COMANCHE COUNTY, OKLAHOMA

CORRECTION TO PAGE 2 HEADING RESTRICTIONS - ~~TIMBER RIDGE~~
PAGE 2 RESTRICTIONS – TIMBER CREEK SUBDIVISION

Amendment to Article 7 Vehicle Storage

7) VEHICLE STORAGE. No abandoned or broken-down vehicles may be parked or stored within the confines of the subdivision unless enclosed and concealed from view within a garage on the owner's property. This provision, to the extent permitted by law, shall apply to those parts of the subdivision dedicated as public roadways. Must park on hard surface or gravel drives

Due to absent article 9 the following will be corrected.

AMENDMENT TO ARTICLE ~~10~~ FENCING
9 FENCING

AMENDMENT TO ARTICLE ~~11~~ ENFORCMENT OF RESTRICTIONS
10 ENFORCMENT OF RESTRICTIONS

AMENDMENT TO ARTICLE ~~12~~ INVALIDATION OF RESTRICTIONS
11 INVALIDATION OF RESTRICTIONS

AMENDMENT TO ARTICLE ~~13~~ ASSIGNMENT BY DEVELOPER
12 ASSIGNMENT BY DELELOPER

AMENDMENT TO ARTICLE ~~14~~ LIMITATION OF LIABILITY
13 LIMITATION OF LIABILITY

AMENDMENT TO ARTICLE ~~15~~ AMMENDMENT OF RESTRICTIONS
14 AMMENDMENT OF RESTRICTIONS

IN WITNESS WHEREOF, Declarant has executed this Declaration as of this 21st day of Feb, 2022.
DECLARANT:

AYERS PROPERTIES, L.L.C.

By: Michael A. Ayers
MICHAEL A. AYERS - CO MANAGER

By: M. Janine Ayers
M. JANINE AYERS - CO MANAGER

STATE OF OKLAHOMA,
COUNTY OF KIOWA: SS

This instrument was acknowledged before me on the 21st day of Feb, 2022 by M. Janine Ayers, and Michael A. Ayers individually and as Co-Manager of Ayers Properties, L.L.C. an Oklahoma Limited Liability Company.

Tyreema Schmitzler
Notary Public

Commission No. 09010266
Commission expires: 12/18/25

