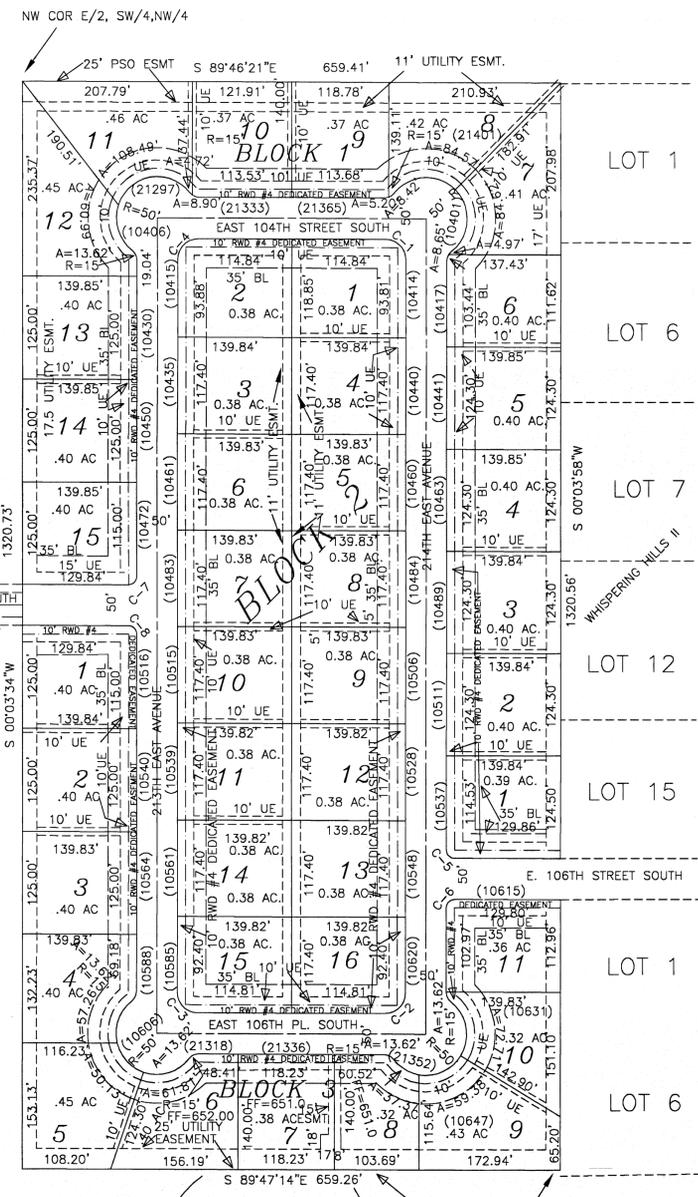


# WHISPERING HILLS EXTENDED AMENDED

LEGAL DESCRIPTION  
 THE EAST HALF OF THE SW 1/4 OF THE NW 1/4 OF SECTION  
 29, TOWNSHIP 18 NORTH, RANGE 15 EAST, WAGONER COUNTY, OKLAHOMA.  
 CONTAINING 19.99 ACRES



WHISPERING HILLS EXTENDED  
 CERTIFICATE OF DEDICATION AND RESTRICTIVE COVENANTS

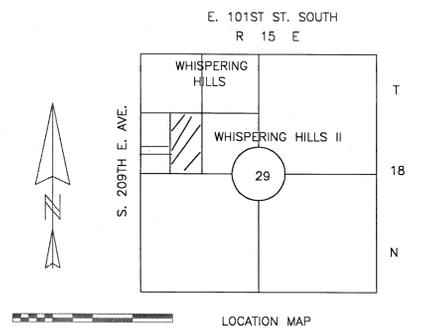
KNOW ALL MEN BY THESE PRESENTS THAT: Henry and Norma Jean Schneider are the Owners of the following described property:  
 The East Half of the SW 1/4 of the NW 1/4 of Section 29, Township 18 North, Range 15 East, Wagoner County, Oklahoma.

That the Owner of the above described property has caused the same to be surveyed, staked and platted into lots, streets and Utility easements and have caused the same to be named and designated as "WHISPERING HILLS EXTENDED" a subdivision in Wagoner County, State of Oklahoma, according to the recorded plat thereof, and hereby dedicate for the Public use, wherever the streets are shown on the attached plat, and do hereby guarantee clear title to all lands so dedicated, and for the purpose of providing adequate restrictive covenants for the mutual benefit to the successors in title, to the subdivision of said tract, herein after referred to as lots, do hereby impose the following restrictions and create the following easements to which it shall be incumbent to our successors to adhere.

CURVE	RADIUS	TANGENT	LENGTH	DELTA	DEGREE	CHORD	CH.BEARING
C-1	25.00'	25.07'	39.34'	90°09'46"	229°10'56"	35.41'	S 44°51'15"E
C-2	25.00'	24.94'	39.21'	89°51'04"	229°10'56"	35.31'	S 45°08'19"W
C-3	25.00'	25.07'	39.34'	90°09'05"	229°10'56"	35.40'	N 44°51'47"W
C-4	25.00'	24.93'	39.20'	89°49'59"	229°10'56"	35.30'	N 45°08'40"E
C-5	10.00'	9.97'	15.68'	89°50'13"	572°57'28"	14.12'	N 44°51'15"W
C-6	10.00'	10.03'	15.74'	90°09'47"	572°57'28"	14.16'	N 45°08'45"E
C-7	10.00'	10.03'	15.74'	90°09'31"	572°57'20"	14.16'	S 44°51'34"E
C-8	10.00'	9.97'	15.68'	89°50'26"	572°57'20"	14.12'	S 45°08'26"W

THESE COVENANTS are to run with the land and shall be binding on parties and all persons claiming under them until March 31, 2020 at which time said covenants shall be automatically extended for successive periods of ten years unless by a vote of the majority of the owners of the lots, then it is agreed to change said covenants in whole or in part. If the parties hereto, or any of them, or their heirs or assigns, shall violate, or attempt to violate any of the covenants herein, it shall be lawful for any other person or persons owning any real estate situated in said development or subdivision to prosecute any proceedings at law or in equity against the person violating or attempting to violate any such covenants, and either to prevent him or them from doing so to recover damages or other dues for such violations. Invalidity of any of these covenants by judgement or court order shall in no way effect any of the other provisions and they shall remain in full force and effect.

- Each lot may be used for only one single family dwelling.
- No building shall be located nearer than 35 feet from the front lot line, nor nearer than 7.5 feet of any side lot line.
- No residence or structure shall be erected on any building lot, which has an area less than shown on the recorded plat.
- No noxious trade or activity shall be carried on upon any lot, nor shall anything be done thereon which may be, or may become an annoyance or a nuisance to the neighborhood. No commercial business of any kind or nature shall be conducted on the described property. No part of the property described shall be used for the maintenance, care or housing of swine, poultry, cattle or horses.
- Each tract shall be permitted to construct a detached garage not to exceed 10 feet on the sidewalls. Exterior walls on detached garages to no less than 33% masonry fronts, sides and rear of the building.
- No trailer, basement, tent, shack, garage, barn or other outbuilding erected in this tract shall at any time be used as a residence, either temporarily or permanently, nor shall any structure of temporary nature or charter be used as a residence and the exterior surface of all single-family dwellings shall be at least 75%.
- No dwelling shall be erected on any single family residential lot in the tract, the living area of the main structure of which, exclusive of open porches and garages, is less than 1900 square feet in area, and the exterior surface of all single family dwellings shall be at least 75% masonry.
- No structure previously used shall be moved onto any lot in this subdivision.
- No lot shall be used or maintained as a dumping ground for rubbish, trash, garbage, or other waste, or for the storage of motor vehicles not in use by the occupant of the lot, or for repair of motor vehicles of any kind.
- Recreational Vehicles to be parked behind privacy fence.
- Carports shall not be permitted.
- No radio or television tower shall be permitted.
- All residents using composition shingles shall use Weatherwood or equal in color.
- All roofs shall be 9/12 pitch or greater.
- All homes shall have a brick mailbox.
- No fence shall extend past the front building line of the house and not to extend above six feet in height.



OWNER OF RECORD  
 HENRY SCHNEIDER  
 21482 East 101st Street South  
 Broken Arrow, OK 74014

42 LOTS

CERTIFICATE OF SURVEY

I, Michael J. Huddleston, a registered land surveyor in the State of Oklahoma do hereby certify that I did at the instance of the above named owner survey the above described tract of land and prepare the attached plat and Deed of Dedication of Whispering Hills Extended, and that said survey is correct to the best of my knowledge, and that this survey meets or exceeds the minimum standard of land surveys in the State of Oklahoma.

*Michael J. Huddleston* 12-27-05  
 Michael J. Huddleston, P.L.S. 1103, expires 4/30/2006  
 Oklahoma Certificate of Authorization No. 1613, expires 6/30/2007

CERTIFICATION OF THE OKLAHOMA DEPARTMENT OF ENVIRONMENTAL QUALITY

I, hereby certify that the above noted subdivision, Whispering Hills Extended, is approved for the use of Public water supply and sanitary sewer.

By *Michael J. Huddleston*  
 Environmental Supervisor of the Oklahoma Department of Environmental Quality

CITY OF COWETA PLANNING COMMISSION

I, *Phil Roland* CHAIRMAN  
 OF THE CITY OF COWETA PLANNING COMMISSION DO HEREBY CERTIFY THAT SAID COMMISSION DULY APPROVED THE PLAT WHISPERING HILLS EXTENDED ON THIS 7th DAY OF NOV, 2005.

CHAIRMAN *Phil Roland*



ACCEPTANCE OF DEDICATION TO THE CITY OF COWETA

BE IT RESOLVED BY THE CITY COUNCIL OF COWETA, OKLAHOMA, THAT THE DEDICATION SHOWN ON THE ATTACHED PLAT IS HEREBY ACCEPTED.

ADOPTED BY THE CITY COUNCIL OF COWETA, OKLAHOMA, THIS 7th DAY OF NOV, 2005.

ATTEST:

*Joyce Jerry*  
*Robert M. Metz*



NOTE CONTOURS BASED ON NGVD DATUM FROM BENCH MARK LOCATED AT 111TH STREET SOUTH AND LYNN LANE AVE. RM 18 ELEVATION = 644.69



CERTIFICATE OF WAGONER COUNTY TREASURER

I, Gloria Marshall, do here now state that the taxes have been paid for the year 2005 and prior years for those properties herein listed to be designated as Whispering Hills Extended.

*Gloria Marshall*  
 Gloria Marshall, Wagoner County Treasurer

CERTIFICATE OF WAGONER COUNTY CLERK

I, Carolyn Kusler, the County Clerk of Wagoner County, do here now state the subdivision called Whispering Hills Extended has been filed into Wagoner County Records.

*Carolyn M. Kusler*  
 Carolyn Kusler, Wagoner County Clerk



IN WITNESS WHEREOF:  
 Norma Jean Schneider  
 Henry Schneider

STATE OF OKLAHOMA  
 COUNTY OF WAGONER ss

Before me the undersigned, a Notary Public in and for the County of Wagoner and the State of Oklahoma on this 7th day of personally appeared Henry Schneider and Norma Jean Schneider as owners of the above described property to me known to be the identical persons who subscribed the name to the foregoing instrument as owners and acknowledged to me that they executed the same as their free and voluntary act and deed for the purposes therein set forth. My Commission Expires: 8-24-2007

*W. Daniel J. Holmes*  
 Notary Public  
 Wagoner County  
 Comm. Exp. 8-24-2007  
 #99014071

Certified True Copy  
 CAROLYN KUSLER, COUNTY CLERK  
 Wagoner County, Okla.