2022121201185780 B: 15343 P: 1524

12/12/2022 02:15:44 PM Pgs: 5

Fee: \$ 26.00 Kerrie Hudson, Deputy County Clerk Oklahoma County - State of Oklahoma



Return to: Matthew L. Winton PLLC WINTON LAW

3233 East Memorial Road, Suite 103
Edmond, Oklahoma 73013

405.478.4818/888.857.0360

WWW.WINTONLAW.NET

SUPPLEMENTAL DECLARATION OF COVENANTS, CONDITIONS, AND RESTRICTIONS & ASSIGNMENT OF DECLARANT RIGHTS FOR ABBOT LAKE, A RESIDENTIAL COMMUNITY TO OKLAHOMA CITY, OKLAHOMA, COMPRISING THE RECORDED PLATS TO THE SECTIONS OF ABBOT LAKE

THIS SUPPLEMENTAL DECLARATION OF COVENANTS, CONDITIONS, AND RESTRICTIONS is made this 15th day of November, 2022, by Abbott Lake Land Fund, L.L.C., an Oklahoma limited liability company ("Declarant"), IH Development, LLC an Oklahoma limited liability company (Successor Declarant), and Ideal Homes of Norman, L.P. an Oklahoma limited partnership ("Platting Owner").

Section 1 - Purpose of Supplemental Declaration.

Declarant is the Declarant of Abbot Lake, and Successor Declarant and Platting Owner are the owners of the real property contained within Abbot Lake Section 2, which is a platted addition recorded at Plat Book <u>92</u>, Page <u>11</u> within the Oklahoma County Clerk's Office, and more particularly described within Exhibit "A" hereto. The Declarant, Successor Declarant, and Platting Owner intend by the Recording of this Supplemental Declaration to subject the entirety of Abbot Lake Section 2 to the Original Declaration filed at Book 14657, Page 1938 and any amendments thereto within the Oklahoma County Clerk's office for Abbot Lake, a residential community to the City of Oklahoma City (Original Declaration). This is a Supplemental Declaration as defined within Article 2.19 of the Original Declaration, as well as a Supplemental Declaration as provided within Article 9 to the Original Declaration. The Declarant executes and adopts this Supplemental Declaration pursuant to its authority granted and reserved within the Original Declaration, and Successor Declarant and Platting Owner consent to the recordation of this Supplemental Declaration to their property.

Section 2 - Supplemental Declarations.

Section 2.1. Addition and Subjection of Abbot Lake Section 2 Addition. Pursuant to the authority and right reserved and granted within the Original Declaration Article 9 and elsewhere, the Declarant, Successor Declarant, and Platting Owner hereby subjects the real property within Abbot Lake Section 2 Addition to the Original Declaration and any amendments and supplemental declarations thereto. Successor Declarant and Platting Owner, as owner of real property within Abbot Lake Section 2 Addition consents to this addition

Supplemental Declaration for Abbot Lake Section 2 Addition Assignment of Declarant Rights

and subjection. Declarant, Successor Declarant, and Platting Owner adopts the Original Declaration and any amendments and supplemental declarations thereto in their totality and subjects and impresses each of them against all real property contained within Abbot Lake Section 2 Addition with the intent that each covenant shall touch, concern and run with the real property contained in Abbot Lake Section 2 Addition from the date of Recording this Supplemental Declaration, including that all Owners of Lots shall be members of the Association.

Section 3 - Assignment of Declarant Status and Reserved Rights.

Pursuant to the reserved rights and express provisions for the assignment of Declarant rights within the Original Declaration, Declarant Abbott Lake Land Fund, LLC does hereby wholly assign and transfer all of the reserved, allocated, and special Declarant rights within and to the Original Declaration and related real property to Successor Declarant IH Development, LLC Property. It is the intent of the parties to this Assignment that the recordation of this Assignment shall serve as the complete and total transfer of all Declarant rights from Abbott Lake Land Fund, LLC to IH Development, LLC.

From the date of Recording this Assignment of Declarant Rights, Abbott Lake Land Fund, LLC shall no longer be the Declarant within the Abbot Lake Addition. Nothing contained within this Assignment of Declarant Rights shall act to prevent or frustrate the complete and total transfer of the special Declarant rights within the Original Declaration from Abbott Lake Land Fund, LLC to IH Development, LLC.

Section 4 - Additional Declarations.

All other terms and provisions, including but not limited to covenants, conditions, restrictions, definitions, and exhibits found within the Original Declaration and any amendments and supplemental declarations thereto are hereby incorporated by reference as if each were fully set out within this Supplemental Declaration and Assignment. All such terms and provisions, unless expressly and specifically modified by this Supplemental Declaration and Assignment, shall remain in effect as first Recorded in the Original Declaration as amended, Declarant, Successor Declarant, and Platting Owner hereby reaffirming the same.

IN WITNESS WHEREOF, the undersigned Declarant, Successor Declarant, and Platting Owner have executed this Supplemental Declaration and Assignment on the signature blocks below the date and year first written above.

[SIGNATURE PAGES TO FOLLOW]

IDEAL HOMES OF NORMAN, L.P., - PLATTING OWNER An Oklahoma limited partnership

By: Sum Menter tamber Its: MANAGING MEMBER
State of Oklahoma } ACKNOWLEDGEMENT
County of Cleveland } ss
Before me, the undersigned Notary Public in and for the above county and state, on the date of November 15th, 2022, personally appeared to the foregoing instrument, who is the duly authorized agent for the Platting Owner for the execution of such instrument, who acknowledged to me that they did so as their free and voluntary act on behalf of the Platting Owner for the uses and purposes set forth in the instrument.
Subscribed and sworn to before me The date next written above. My commission expires: \ldots
My commission number is: 21014253 Notary Public: Hally Glass

Exhibit "A"

ALL OF ABBOT LAKE SECTION 1 TO THE CITY OF OKLAHOMA CITY, OKLAHOMA COUNTY, OKLAHOMA, ACCORDING TO THE RECORDED PLAT THERETO.

ALL OF ABBOT LAKE SECTION 2 TO THE CITY OF OKLAHOMA CITY, OKLAHOMA COUNTY, OKLAHOMA, ACCORDING TO THE RECORDED PLAT THERETO.

IH DEVELOPMENT, L.L.C., - SUCCESSOR DECLARANT An Oklahoma limited liability company

By: Susan Jake Sandus a Managing Member
ACKNOWLEDGEMENT
State of Oklahoma }
County of Cleveland } ss
Before me, the undersigned Notary Public in and for the above county and state, on the
uate of November 13.1
Susan Jakee Stumbeck, known to me to be the identical person who executed their name
to the foregoing instrument, who is the duly authorized agent for the Successor Declarant for the execution of such instrument, who acknowledged to me that they did so as their free and voluntary act on behalf of the Successor Declarant for the uses and purposes set forth in the instrument.
Subscribed and sworn to before me
The date next written above.
My commission expires: $10/29/25$
My commission expires: 10/29/25 My commission number is: 210/4253 Notary Public: Hauy Glass
NEYGU
WY JOHAD YOU
21014253 EXP. 10/29/25
FEOF OKLAHOW!

ABBOTT LAKE LAND FUND, L.L.C., - DECLARANT An Oklahoma limited liability company

By: Managing Member
ACKNOWLEDGEMENT
State of Oklahoma }
County of Cleveland } ss
Before me, the undersigned Notary Public in and for the above county and state, on the date of November 15th, 2022, personally appeared to the foregoing instrument, who is the duly authorized agent for the Declarant for the execution of such instrument, who acknowledged to me that they did so as their free and voluntary act or behalf of the Declarant for the uses and purposes set forth in the instrument.
Subscribed and sworn to before me The date next written above. My commission expires: 10/29/25 My commission number is: 21-21-25
My commission number is: 21014253 Notary Public: Hally Glass VIEY GLASS EXP. 10/29/25