



**AMENDMENT OF THE PLAT AND DEED OF DEDICATION  
& RESTRICTIVE COVENANTS OF  
HICKORY CREEK OF JENKS**

This Amendment of the Plat and Deed of Dedication & Restrictive Covenants of HICKORY CREEK OF JENKS (hereinafter, the "Amendment") is entered into this 1<sup>st</sup> day of March, 2021, and shall be effective as hereinafter provided.

**WHEREAS**, Jenks Land, L.L.C., an Oklahoma Limited Liability Company (hereinafter, the "Owner"), is the owner and the developer of all of the Lots and Reserve Areas within the subdivision commonly known as HICKORY CREEK OF JENKS, a Subdivision within the City of Jenks, Tulsa County, State of Oklahoma (hereinafter, the "Subdivision") by virtue of that certain Plat and Deed of Dedication, together with Restrictive Covenants, recorded in the office of the Tulsa County Clerk as Plat No. 6940 on December 16, 2020; and

**WHEREAS**, Section IV. Private Restrictions, Subsection B. Development and Construction Standards, Subsection 6. provides, in relevant part, "All roofs will be constructed with matching designer 40 year plus weather-wood shingles," but does not expressly prohibit solar collection devices, which are inconsistent with the design preferences of the Owner/ Developer; and

**WHEREAS**, Except for satellite dishes, Section IV. Private Restrictions does not presently restrict roof-mounted equipment, which are also inconsistent with the design preferences of the Owner/Developer; and

**WHEREAS**, Section IV. Private Restrictions does not presently restrict ground-mounted solar collection devices, which are also inconsistent with the design preferences of the Owner/ Developer; and

**WHEREAS**, Section VI. Enforcement, Duration, Amendment or Termination, and Severability, Paragraph C., Amendment or Termination, provides that the covenants contained within Section IV., Private Restrictions may be amended or terminated at any time with 65 percent agreement of all owners of lots within the Subdivision without approval from the City of Jenks; and

**WHEREAS**, Jenks Land, L.L.C. is the owner of all lots and all of the Reserve Areas located within the Subdivision, and the developer of all of the Subdivision, and Mike Wallace is the Manager of Jenks Land, L.L.C.; and

**WHEREAS**, it is in the best interest of the Owner/Developer to amend the Plat and Deed of Dedication for the Subdivision to restrict solar collection devices and roof-mounted equipment as hereinafter provided.

NOW, THEREFORE, the Owner/Developer hereby amends the Plat and Deed of Dedication of the Subdivision as follows:

1. SECTION IV. PRIVATE RESTRICTIONS, Subsection B. "Development and Construction Standards", Subsection 6. is hereby amended to be as follows:

6. ALL ROOFS SHALL BE CONSTRUCTED WITH MATCHING DESIGNER 40 YEAR PLUS WEATHER-WOOD SHINGLES OR AS OTHERWISE DETERMINED AND APPROVED BY THE ARCHITECTURAL COMMITTEE. SOLAR COLLECTION DEVICES OF ANY KIND ARE PROHIBITED. EXCEPTING SATELLITE DISHES AS PROVIDED ELSEWHERE HEREIN, ROOF-MOUNTED EQUIPMENT INCLUDING BUT NOT LIMITED TO MECHANICAL AND AIR CONDITIONING SYSTEMS, ARE PROHIBITED.

2. SECTION IV. PRIVATE RESTRICTIONS, Subsection B. "Development and Construction Standards", Subsection 32. is hereby added as follows:

32. GROUND-MOUNTED SOLAR COLLECTION DEVICES. GROUND-MOUNTED SOLAR COLLECTION DEVICES CONNECTED TO THE ELECTRICAL SYSTEM OF THE HOUSE OR POWER GRID ARE PROHIBITED. SMALL GROUND-MOUNTED SOLAR COLLECTION DEVICES ILLUMINATING LANDSCAPING OR BUILDING EXTERIORS SHALL REQUIRE ARCHITECTURAL COMMITTEE APPROVAL.

3. Except as expressly amended hereby, the Plat and Deed of Dedication shall remain in full force and effect.
4. This Amendment shall be effective from and after the date it is properly recorded, as provided within Section VI. Enforcement, Duration, Amendment or Termination, & Severability, Paragraph C., Amendment or Termination.

IN WITNESS WHEREOF, the undersigned executed this Amendment the year and day first above written.

JENKS LAND, L.L.C., an  
Oklahoma Limited Liability Company

By: Mike Wallace  
Mike Wallace, its Manager

ACKNOWLEDGMENT

STATE OF OKLAHOMA    )  
                                  ) ss.  
COUNTY OF TULSA     )

This instrument was acknowledged before me on this 1st day of March, 2021,  
by Mike Wallace, Manager of Jenks Land, L.L.C., an Oklahoma Limited Liability Company.

10-11-22  
My Commission Expires

Kathleen M. Boyd  
Notary Public



