

SUPPLEMENTAL DECLARATION OF COVENANTS AND RESTRICTIONS

WHEREAS, Cooper Communities, Inc., successor to John A. Cooper Company (formerly Cherokee Village Development Company, Inc.) by reason of merger, hereinafter called "Developer", executed on the 18th day of May, 1965, a Declaration with Protective Covenants attached thereto as Exhibit 1 and forming a part of said Declaration, which Declaration was filed for record at 10:00 a.m. on the 18th day of May, 1965, in the office of the Circuit Clerk and Ex-Officio Recorder in and for Benton County, Arkansas, which is there recorded in Book 373, Page 08, et seq.; and

WHEREAS, the Developer desires to make an addition to the existing property by adding thereto as Tract No. 375 the hereinafter described land; and

WHEREAS, it is the desire of the Developer that the properties hereinafter described as Tract No. 375 shall be covered as fully by the Declaration aforesaid as though said tract had been included with the other property described in said Declaration; and

NOW THEREFORE, the Developer, in compliance with ARTICLE II, Section 2, of the Declaration aforesaid, hereby declares and provides that the following lands are hereby subject to said Declaration to the extent that same shall constitute additional lands thereunder and shall be a part of the existing properties, and that said lands shall be Tract No. 375 under and in said Declaration and covered by same as fully as though said lands had been included in said Declaration at the time same was executed, the lands referred to lying and being situate in the County of Benton, State of Arkansas, to-wit:

TRACT NO. 375: BORELAND SUBDIVISION, BLOCKS 1 through 6, Plat Book 8, Page 95, being more particularly described as follows:

A parcel of land lying in the SE $\frac{1}{4}$  of the SW $\frac{1}{4}$  (5.534 acres +), in the SW $\frac{1}{4}$  of the SE $\frac{1}{4}$  (11.811 acres +) of Section 36, Township 21 North, Range 32 West; in the NW $\frac{1}{4}$  of the NE $\frac{1}{4}$  (20.341 acres +), in the NE $\frac{1}{4}$  of the NE $\frac{1}{4}$  (24.787 acres +) of Section 1, Township 20 North, Range 32 West; in the fractional NW $\frac{1}{4}$  of the NW $\frac{1}{4}$  (4.521 acres +) of Section 6, Township 20 North, Range 31 West of the Fifth Principal Meridian, Benton County, Arkansas, being more particularly described as follows:

Beginning at a point 384.97 feet West and 10.78 feet North of the Northeast corner of said Section 1 (Arkansas State Plane Coordinates of North 777,166.960 feet and East 1,315,137.972 feet); thence, S 03° 02' 09" W 691.51 feet; thence, S 88° 23' 43" E 385.12 feet; thence, S 45° 15' 42" E 654.13 feet; thence, S 13° 35' 34" W 242.09 feet; thence, N 77° 41' 53" W 289.39 feet; thence, N 60° 25' 39" W 430.07 feet; thence, N 44° 49' 48" W 336.68 feet; thence, S 45° 10' 12" W 281.23

FILED FOR RECORD

At 11 O'clock A.M.

MAY 23 1985

JOSEPHINE R. HEYLAND  
Clerk and Recorder  
BENTON COUNTY, ARK.

feet; thence, N 02° 33' 12" E 117.08 feet;  
 thence, N 87° 27' 10" W 660.00 feet; thence, S  
 02° 57' 46" W 26.81 feet; thence, N 89° 14'  
 46" W 903.20 feet; thence, N 04° 33' 00" E  
 1004.71 feet; thence, N 88° 25' 59" W 434.47  
 feet; thence, N 88° 17' 19" W 516.89 feet;  
 thence, N 08° 12' 15" E 520.24 feet; thence, S  
 81° 47' 45" E 465.51 feet; thence, S 02° 15'  
 42" W 18.79 feet; thence, N 41° 02' 00" E  
 63.69 feet; thence, S 89° 02' 52" E 212.00  
 feet; thence, S 67° 13' 44" E 166.81 feet;  
 thence, N 82° 50' 58" E 100.40 feet; thence, N  
 70° 00' 19" E 67.16 feet; thence, N 63° 17'  
 11" E 98.67 feet; thence, S 85° 38' 19" E  
 63.88 feet; thence, S 61° 49' 48" E 207.59  
 feet; thence, S 44° 28' 16" E 186.56 feet;  
 thence, S 31° 58' 34" E 171.64 feet; thence, S  
 35° 15' 58" E 144.89 feet; thence, S 24° 33'  
 54" E 43.02 feet; thence, S 88° 25' 59" E  
 63.10 feet; thence, S 88° 23' 43" E 942.18  
 feet to the point of beginning, containing  
 66.994 acres more or less.

IN WITNESS WHEREOF, this instrument is executed by the Developer through its corporate officers who are duly authorized to so execute same in multiple counterparts, any one of which shall be deemed an original this 22nd day of May, 1985.

COOPER COMMUNITIES, INC.

ATTEST:

David Beattie  
 Asst. Secretary

By John A. Cooper Jr.  
 President

STATE OF ARKANSAS )  
 ) SS ACKNOWLEDGMENT  
 COUNTY OF BENTON )

On this day before me, the undersigned, a Notary Public duly qualified, commissioned and acting within and for the said state and county, appeared in person the within, named John A. Cooper Jr. and DAVID BEATTIE, to me well known, who stated that they were President and Assistant Secretary of Cooper Communities, Inc., a corporation, and were duly authorized in their respective capacities to execute the foregoing instrument for and in behalf of said corporation, and further stated and acknowledged that they had so signed, executed and delivered said foregoing instrument for the consideration, uses and purposes therein mentioned and set forth.

Witness my hand and Notarial Seal on this 22nd day of May, 1985.

Beverly Chapman  
 NOTARY PUBLIC

My Commission Expires:

6-12-92

