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DEC 19 1983

JOSEPHINE R. HEYLAND  
Clerk and Recorder  
BENTON COUNTY, ARK

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, Bella Vista Village Property Owners Association, formerly Bella Vista Country Club, a nonprofit corporation organized under the laws of the State of Arkansas, hereinafter referred to as "Association", joined in the said Declaration for the purpose of indicating its agreement to perform the obligations placed upon it by the Declaration; and

WHEREAS, the Developer desires to make an addition to the existing property by adding thereto as Tract No. 348 the hereinafter described land; and

WHEREAS, it is the desire of the Developer that the properties hereinafter described as Tract No. 348 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

WHEREAS, the Association is agreeable that said lands hereinafter described as Tract No. 348 shall be covered and included under the terms, provisions, assessments and liens as provided in the Declaration above referred to.

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. 348 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. 348: CARDENDEN SUBDIVISION, Blocks 1 thru 6, inclusive, Plat Book 5, Page 51, being more particularly described as follows:

A parcel of land lying in the NW $\frac{1}{4}$  of the SW $\frac{1}{4}$  (0.114 Acres+), the SW $\frac{1}{4}$  of the SW $\frac{1}{4}$  (6.480 Acres+) all of Section 17, Township 21 North, Range 31 West of the Fifth Principal Meridian, Benton County, Arkansas; and the NE $\frac{1}{4}$  of the SE $\frac{1}{4}$  (8.680 Acres+), the NW $\frac{1}{4}$  of the SE $\frac{1}{4}$  (4.621 Acres+), the SW $\frac{1}{4}$  of the SE $\frac{1}{4}$  (22.867 Acres+), the SE $\frac{1}{4}$  of the SE $\frac{1}{4}$  (39.691 Acres+) all of Section 18, Township 21 North, Range 31 West of the Fifth Principal Meridian, Benton County, Arkansas; and the NE $\frac{1}{4}$  of the NE $\frac{1}{4}$  (0.647 Acres+), the NW $\frac{1}{4}$  of the NE $\frac{1}{4}$  (3.839

For release hereof see Record 02  
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Acres+) all of Section 19, Township 21 North, Range 31 West of the Fifth Principal Meridian, Benton County, Arkansas, being more particularly described as follows:

Commencing at the SE corner of said Section 18 (Arkansas State Plane Coordinates of North 792,723.068 feet, East 1,321,757.831 feet) run West 10.42 feet to a point; thence South 9.28 feet to the point of beginning; thence N 85° 55' 48" W 530.00 feet; thence S 04° 04' 12" W 20.00 feet; thence S 74° 25' 46" W 56.39 feet; thence Southwestwardly along the arc of a curve to the left 160.10 feet said curve having a central angle of 152° 53' 10" and a radius of 60.00 feet; thence N 78° 24' 24" W 386.29 feet; thence N 85° 18' 05" W 146.49 feet; thence S 35° 35' 44" W 66.60 feet; thence N 41° 51' 18" W 10.00 feet; thence N 55° 39' 14" W 90.61 feet; thence S 88° 04' 29" W 141.75 feet; thence S 61° 08' 21" W 95.00 feet; thence N 29° 51' 50" W 82.10 feet; thence N 85° 55' 48" W 175.65 feet; thence S 61° 40' 30" W 353.51 feet; thence S 74° 57' 33" W 392.04 feet; thence N 20 28 22' W 361.89 feet; thence N 02° 31' 40" E 329.11 feet; thence N 90° 00' 00" E 198.64 feet; thence N 32° 57' 18" E 508.37 feet; thence S 64° 27' 32" E 427.67 feet; thence N 85° 14' 11" E 240.83 feet; thence N 30° 27' 56" E 197.23 feet; thence N 40° 54' 02" W 630.92 feet; thence N 32° 57' 18" E 350.00 feet; thence N 52° 42' 56" E 543.84 feet; thence S 37° 17' 04" E 275.00 feet; thence S 36° 39' 49" W 231.74 feet; thence S 68° 00' 00" E 104.71 feet; thence N 64° 09' 20" E 66.34 feet; thence N 84° 08' 38" E 588.07 feet; thence S 59° 16' 31" E 616.54 feet; thence S 46° 56' 43" E 527.01 feet; thence S 04° 45' 00" W 230.00 feet; thence S 83° 30' 00" W 100.00 feet; thence S 42° 45' 00" W 280.00 feet; thence S 18° 56' 47" W 613.53 feet to the point of beginning and containing 86.939 acres more or less.

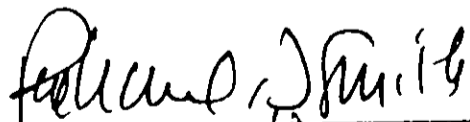
The Association joins in this Supplemental Declaration, as it joined in the Original Declaration, for the purpose of indicating its agreement to perform the obligations placed upon it by the Original Declaration as well as this Declaration.

IN WITNESS WHEREOF, this instrument is executed by the Developer and the Association through their respective corporate officers who are duly authorized to so execute same in multiple counterparts, any one of which shall be deemed an original this 14th day of December, 1983.

COOPER COMMUNITIES, INC.

ATTEST:

  
Secretary

By   
Vice President

