

**SUPPLEMENTAL DECLARATION OF
COVENANTS AND RESTRICTIONS
FOR PHASE 9, PLEASANT VIEW ESTATES
CITY OF BENTONVILLE
BENTON COUNTY, ARKANSAS**

KNOW ALL MEN BY THESE PRESENTS:

WHEREAS, M & L Development, Inc. an Arkansas corporation, as owner and developer, heretofore caused the Declaration of Covenants and Restrictions for Pleasant View Estates, City of Bentonville, Benton County, Arkansas, (the "Declaration"), to be executed and filed for record on December 28, 1990, in the Office of the Circuit Court Clerk and Ex-Officio Recorder of Benton County, Arkansas, as instrument 9045121 through 9045130 inclusive; and

WHEREAS, M & L Development, Inc. desires to make an addition to the existing property of Pleasant View Estates, City of Bentonville, Benton County, Arkansas, by adding thereto as Phase 9 thereof the hereinafter described lands and to subject the same to the aforesaid Declaration as though said lands had been originally included therein;

NOW, THEREFORE, M & L Development, Inc. hereby declares that the real property hereinafter described is and shall be held, transferred, sold, conveyed and occupied subject to the covenants, restrictions and easements of said Declaration and this Supplemental Declaration, all in the manner hereinafter set forth:

1. Addition to Existing Properties: Pursuant to and in accordance with the provisions of Article I, Section 2, of the Declaration, M & L Development, Inc., as owner and developer, does hereby declare and provide that the following described lands shall hereafter be held, transferred, sold, conveyed and occupied subject to the said Declaration and to the provisions of this Supplemental Declaration, to-wit:

LEGAL DESCRIPTION (PLEASANT VIEW ESTATES, PHASE 9)
PART OF THE NORTH ½ OF SECTION 33, TOWNSHIP 20 NORTH, RANGE 30 WEST OF THE FIFTH PRINCIPAL MERIDIAN MORE PARTICULARLY DESCRIBED AS FOLLOWS:
COMMENCING AT THE NORTHWEST CORNER OF THE NORTHEAST ¼ OF THE NORTHWEST ¼ OF SECTION 33, BEING A FOUND RAILROAD SPIKE, THENCE S 87° 04' 53" E 843.48 FEET, ALONG THE NORTH LINE OF SAID NORTHEAST ¼ OF THE NORTHWEST ¼ TO A POINT AS SHOWN ON PLAT 17-220, THENCE S 2° 31' 23" E 1319.02 FEET, ALONG THE WEST LINE OF SAID PLAT 17-220 AND THE WEST LINE OF PLEASANT VIEW ESTATES, BLOCK 3, BEING A FOUND IRON PIN ON THE SOUTHWEST CORNER OF SAID PLEASANT VIEW ESTATES, BLOCK 3, FOR THE POINT OF BEGINNING, THENCE S 87° 21' 07" E 184.26 FEET TO AN IRON PIN, THENCE N 70° 23' 27" E 124.14 FEET, TO AN IRON PIN, THENCE S 10° 37' 57" E 140.52 FEET TO AN IRON PIN,

THENCE S 78° 24' 16" W 21.04 FEET TO AN IRON PIN, THENCE S 3° 59' 52" E 327.51 FEET, TO AN IRON PIN, THENCE N 87° 48' 52" W 67.50 FEET, TO AN IRON PIN, THENCE S 2° 11' 07" W 252.53 FEET, TO AN IRON PIN, THENCE S 87° 48' 52" E 146.65 FEET, TO AN IRON PIN, THENCE S 2° 11' 07" W 355.89 FEET, TO AN IRON PIN, THENCE N 87° 48' 52" W 311.65 FEET, TO AN IRON PIN, THENCE N 2° 11' 08" E 52.16 FEET, TO AN IRON PIN, THENCE N 87° 48' 53" W 118.32 FEET, TO AN IRON PIN, THENCE N 2° 29' 40" E 979.31 FEET, TO THE POINT OF BEGINNING CONTAINING 8.23 ACRES MORE OR LESS AND SUBJECT TO ALL EASEMENTS OF RECORD OR OF FACT.

2. Modification to Minimum Square Footage Requirements: Pursuant to and in accordance with the provisions of Article I, Section 2, subsection (c), the lands hereinabove described as Phase 9, Pleasant View Estates, are hereby further subjected to the following provision hereby added to Article IV; Section 3 of the square footage requirement for Lots 2 through 6, inclusive, Block 5; Lots 1 through 3, inclusive, and Lot 20, Block 6, Lot 16, Block 7; and Lots 1 through 5, inclusive, Block 8, Pleasant View Estates shall be 1,700 square feet.


3. Modification to Article IV, Protective Covenants: Pursuant to and in accordance with the provisions of Article I, Section 2, subsection (c) and by reason of the enactment of an amendment to the Ordinance of the City of Bentonville, Arkansas, concerning the installation of sidewalks, the lands hereinabove described as Phase 9, Pleasant View Estates, are hereby further subjected to the following new provision hereby added as Section 18 to Article IV of the Declaration, as a complimentary addition thereto:

"Section 18. Sidewalks. Every owner of a Lot within Pleasant View Estates shall be obliged, at the time of construction of any residential structure or earlier where required, to install or cause to be installed upon such Lot a sidewalk or sidewalks as required by any then in effect Ordinances of the City of Bentonville, Arkansas, and within the time requirements set for such installation in such Ordinances."

IN WITNESS WHEREOF, M & L Development, Inc. has caused this Supplemental Declaration to be executed by its duly authorized corporate officers this 31st day August, 2003.

ATTEST:

M & L DEVELOPMENT, INC., Owner


MICHAEL L. WALDEN, Secretary


MICHAEL L. WALDEN, President

STATE OF ARKANSAS)
)SS
COUNTY OF BENTON)

ACKNOWLEDGMENT

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 MICHAEL L. WALDEN, to me well known, who stated that he is the President and Secretary of M & L Development, Inc., a corporation, and were duly authorized in his respective capacities to execute the foregoing instrument for and in behalf of said corporation, and further stated and acknowledged that he 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 31st day of August, 2003.

My Commission Expires:

August 28, 2010



Terry L. Ging

Notary Public

Book/Pg: 2003/25961
Term/Cashier: CIRCLK04 / DF1irt
Tran: 1051.36443.95792
Recorded: 09-10-2003 13:51:28
DFE Deed 14.00
REC Recording Fee 0.00
Total Fees: \$ 14.00