
THIRD SUPPLEMENTAL DECLARATION TO DECLARATION
OF COVENANTS, CONDITIONS AND RESTRICTIONS
FOR BRENTWOOD SUBDIVISION

THIS THIRD SUPPLEMENTAL DECLARATION TO DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS FOR BRENTWOOD SUBDIVISION ("Third Supplemental Declaration") is made on this 17th day of December, 2013 by Big Creek Investors, LLC, a Missouri limited liability company ("Big Creek"), to amend that certain Instrument entitled Declaration of Covenants, Conditions and Restrictions for Brentwood Subdivision dated May 26, 2006 and recorded with the Office of the Recorder of Deeds of Benton County, Arkansas on May 26, 2006 in Book 2006 at Page 26702, as amended by First Supplemental Declaration to Declaration of Covenants, Conditions and Restrictions for Brentwood Subdivision dated November 28, 2006 and recorded with the Office of the Recorder of Deeds of Benton County, Arkansas on December 4, 2006 in Book 2006 at Page 57299 (the "Original Restrictions"); and subsequently amended and restated in the Amended and Restated Declaration of Covenants, Conditions and Restrictions for Brentwood Subdivision, dated May 25, 2007 recorded with the Office of the Recorder of Deeds of Benton County, Arkansas on June 1, 2007 in Book at Page 22257; and as subsequently amended and restated by Second Supplemental Declaration to Declaration of Covenants, Conditions and Restrictions for Brentwood Subdivision dated July 24, 2013 and recorded with the Office of the Recorder of Deed of Benton County, Arkansas on August 12, 2013 in Book 2013 Page 44604 ("Amended Restrictions").

RECITALS:

- A. The real property described on Exhibit A hereto and incorporated herein by this reference (the "Property") is subject to the restrictions, limitations and conditions set forth in the Amended Restrictions.
- B. Big Creek is designated as the Developer in the Amended Restrictions.
- C. As a result of a sale of the Property from Big Creek to Buffington Homes of Arkansas, LLC, an Arkansas limited liability company ("Buffington"), and in anticipation of the conveyance of individual lots from Buffington to individual purchasers of homes, Big Creek desires to amend the Amended Restrictions to designate Buffington Homes of Arkansas, LLC, an Arkansas limited liability company, as the Developer under the Amended Restrictions.
- D. Sections 10.3(b) of the Amended Restrictions permits Big Creek, as the Developer, to amend the Amended Restrictions at any time during the Control Period (as defined in the Amended Restrictions).

Exhibit A

Tract A of the Tract Split, as filed for record May 21, 2007, in Plat Book 2007, at Page 466, and being part of the Southwest Quarter of Section 5, Township 18 North, Range 30 West, Benton County, Arkansas, more particularly described as follows:

Beginning at a found railroad spike at the Southwest Corner of said Section 5; Thence along the west line of said Southwest Quarter, North 2 degrees 29' 46" East, 954.45 feet; Thence leaving said west line South 87 degrees 14' 40" East, 840.75 feet; Thence North 02 degrees 29' 46" East, 365.00 feet; Thence South 87 degrees 14' 40" East, 477.88 feet; Thence South 86 degrees 42' 49" East, 1318.02 feet to a found railroad spike on the east line of said Southwest Quarter; Thence along said east line, South 02 degrees 25' 05" West, 1323.09 feet to a found railroad spike at the Southeast Corner of said Southwest Quarter; Thence along the south line of said Southwest Quarter, North 87 degrees 01' 14" West, 1318.47 feet to a found stone at the Southwest Corner of the Southeast Quarter of the Southwest Quarter; Thence continuing along said south line of the Southwest Quarter, North 86 degrees 46' 49" West, 1320.00 feet to the Point of Beginning, containing 73.22 acres, more or less, and being subject to all easements and rights-of-way of record or fact.

Tran: 269514
Total Fees: \$70.00

Benton County, AR
I certify that this instrument was Electronically filed
on 12/23/2013 1:20:46PM
in DEED Book 2013 Pages 69803 - 69806
Brenda DeShields-Circuit Clerk

