

SECOND AMENDMENT TO BILL OF ASSURANCE AND COVENANTS AGREEMENT

This Second Amendment to Bill of Assurance and Covenants Agreement is entered into by Rollo Asmussen, being the sole owner of all lots in Club West Estates (Phase III), and

**WHEREAS**, Rollo Asmussen, a single person, being the sole owner of a tract of land caused said tract of land to be platted into Club West Estate (Phase III) addition to White County, Arkansas, and further executed a Bill of Assurance and Covenants Agreement to said addition, the plat being dated April 17, 1995, and recorded the same date in Plat Cabinet A, Sleeve 117, and the Bill of Assurance and Covenants Agreement also being dated April 17, 1995, and recorded the same date in Miscellaneous Book 158, Page 803, all of the records of White County, Arkansas, and

**WHEREAS**, Rollo Asmussen amended the aforesaid Bill of Assurance and Covenants Agreement by an Amendment dated November 28, 1995, and recorded the same date in Miscellaneous Book 164, Page 57, and

**WHEREAS**, it has been determined that paragraph 2 as amended, entitled Dwelling Quality and Size, under II. Residential Area Covenants needs again to be amended, and

**WHEREAS**, Rollo Asmussen as the sole and only owner of all lots platted in Club West Estates (Phase III) desires to enter into this Second Amendment for the purpose of amending said paragraph of the Bill of Assurance and Covenants Agreement as amended.

**THEREFORE, KNOW ALL MEN BY THESE PRESENTS:**

**THAT**, I, Rollo Asmussen, a single person, being the sole owner of all of the lots in Club West Estates (Phase III), state, declare and amend the aforesaid Bill of Assurance and Covenants Agreement as amended as follows, to-wit:

PAGE 164 310

1. That paragraph 2, entitled Dwelling Quality and Size, under II. Residential Area Covenants is hereby amended to read in its entirety as follows:

2. DWELLING QUALITY AND SIZE. All dwellings in said addition shall be of a good quality of workmanship and materials. The ground floor area of the main structure, exclusive of one story open porches and garages, shall not be less than 1,600 square feet for such one story dwelling. Any dwelling of more than one story shall have a ground floor area, exclusive of one story open porches and garages, of not less than 1,600 square feet and a total dwelling area, exclusive of open porches and garages, of not less than 2,100 square feet.

2. All other terms and provisions of the aforesaid Bill of Assurance and Covenants Agreement as amended shall remain in full force and effect.

IN WITNESS WHEREOF, the party hereto has set his hand and seal this 11th day of December, 1995.

Rollo Asmussen  
ROLLO ASMUSSEN

ACKNOWLEDGMENT

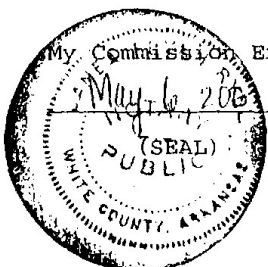
STATE OF ARKANSAS

COUNTY OF WHITE

On this day before me personally appeared before me, a Notary Public, duly commissioned, qualified and acting, within and for the state and county aforesaid, Rollo Asmussen, satisfactorily proven to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged that he had executed same for the purposes therein contained.

WITNESS my hand and official seal this 11th day of December, 1995.

Jane Lynn Byrd  
NOTARY PUBLIC



**FILED FOR RECORD**

THIS THE 12 DAY OF December  
19 95, AT 3:05 O'CLOCK P.M.

Alice Barker  
ALICE BARKER, Circuit Clerk & Recorder  
D.C.

365.14