

4.10 Each lot owner and his contractor, subcontractor, and other agents shall take full responsibility for surface water run off which may adversely affect adjacent property. Plans to control said run off must be submitted to the Architectural Committee along with other required plans. Notwithstanding any plans as may be submitted, the Architectural Committee may make additional reasonable requirements of lot owners to prevent or control excess run-off during construction or thereafter. Responsibility for the surface water run off, however, is that of the lot owner and not that of the Architectural Committee.

4.11 The Architectural Committee is authorized by a majority vote of its members to approve, waive or ratify any minor violations of any of the requirements set forth in these Restrictive Covenants, if in the opinion of the Committee the same shall be necessary to prevent undue hardship because of topography, the shape of any platted lot or the setback lines as shown on the recorded Plat, and if in the opinion of the Committee such violation will cause no substantial injury to any other lot owner. The approval of ratification by the Committee in accordance with this paragraph shall be binding on all persons.

HOMEOWNERS ASSOCIATION/MAINTENANCE CHARGES

5.1 A Homeowners Association has been formed for the purpose of owning the private roads within the subdivision and other real estate, as is shown on the recorded subdivision plat, and for such other purposes and terms and conditions as the Association shall deem desirable. The name of the Homeowners Association is Brookside Forest Homeowners Association, Inc., a

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