

INSTR. NO. 09-01452

DK 32 PAGE 229

2009 MAR 9 AM 9 53

JAN BORTSCHELLER  
RECORDER  
DICKINSON COUNTY, IOWA  
FEE \$ 277<sup>00</sup>

This document is prepared by: Daniel E. DeKoter, 315 9<sup>th</sup> Street, Sibley, Iowa 51249  
Return Document to: Daniel E. DeKoter, 315 9<sup>th</sup> St., P.O. Box 253, Sibley, Iowa 51249

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**Declaration of Restrictive Covenants,  
Lake Access, Utility/Sewer Provisions  
and General Provisions of  
East Oak Estates**

The parties to this agreement are those owners of lots in the plat of East Oak Estates, Dickinson County, Iowa who have signed this agreement.

The purpose of this agreement is to provide a method for replacement of the former covenants governing East Oak Estates; to clarify the rights and obligations of property owners; and to establish a separate corporation as the East Oak Estates Property Owners Association.

NOW, THEREFORE, the undersigned hereby agree that the following shall govern the East Oak Estates Property Owners Association and the owners of lots who accept the terms and conditions of this agreement.

**Covenants**

The following covenants shall govern lots in the East Oak Estates subdivision:

1. Land Use and Building Type. No lot shall be used except for single family residential purposes. No building shall be erected, placed or permitted to remain on any lot other than a single family dwelling with attached garage. An unattached may be permitted, with Board approval, with colors coordinating with the home exterior. No metal construction storage shed will be permitted and will not be allowed on the roadside. Plans must be approved by the Board before building. All exterior shall have earth tone colors, blending with and

so as not to distract from the natural environment.

2. Parking Area. Residents of the subdivision shall provide off-street parking facilities for all vehicles regularly operated within the subdivision.

3. Nuisances. No noxious or offensive trade or activity shall be carried on upon any lot or tract nor shall anything be done which may be or become an annoyance to the neighborhood. Owners of lots in the subdivision are to keep said lots neat in appearance at all times. No large vehicles such as large trucks or buses shall be parked in the subdivision except those brought in temporarily in connection with service or in case of emergencies. For the purpose of this provision, the holding of animals for commercial sale and/or breeding is a nuisance.

4. Temporary Structures. No basement, tent, shack, barn, mobile home, garage, or other building erected or within the subdivision or placed on any lot therein shall at any time be used as a residence, temporarily or permanently, nor shall any structure of a temporary character or of less than one story above ground be used as a residence. Overnight camping is not allowed unless a permanent dwelling is on the property.

5. Maintenance. The titleholder of each lot or tract, vacant or improved, shall keep said lot or tract free of weeds and debris.

6. Dwelling Placement. No dwelling shall be erected upon any lot except that it provide for a set back from street of not less than that set back shown on sketch, marked "Bldg. Set Back Lines", filed with the preliminary plat of East Oak Estates, Ltd.

7. Dwelling Size. The ground floor area of the main structure, exclusive of open porches and garages, shall be not less than 1200 square feet of dwelling for single story structures or 1200 square feet of main floor of a structure of more than one story. No more than one dwelling shall be located or erected on any one lot. No lot may be subdivided for purposes of evading this provision. Structure of the home must be on-site construction with minimum 5-12 roof pitch. Construction

must be completed within one year and plans including landscaping, walks and fences to be approved by the Board prior to construction. Pre-manufactured, modular and trailer houses are not permitted.

8. Parking Area. No recreational vehicles shall be parked on any lot. For the purposes of this provision, recreational vehicles shall include, but not be limited to, house trailers, travel trailers, motor homes and water craft.

9. Driveways. All driveways and parking areas shall be hard surface with black top or concrete and must adjoin street surface on all newly constructed homes.

10. Fences. No wall or fence shall be constructed on any lot until height, type, design and location has been approved by the Board. No metal yard fences shall be constructed.

11. Outside Lighting. Outside lighting on dwelling, yard and dock areas shall be restricted to a decorative type light fixture or flood light attached to the dwelling and approved by the Board. No exterior lighting shall be installed so as to disturb the owner of any other lot. No large wood or steel electrical pole type security lights and/or vapor lights are permitted.

12. Utility Tanks. All utility tanks for fuel storage must be buried underground on new construction. Existing tanks must be covered from view by a fence or hedge.

13. Sanitary Sewer Required. All residential properties within East Oak Estates North shall dispose of sanitary sewage by Iowa Great Lakes Sanitary Sewer System.

14. Other Restrictions. Additional reasonable restrictions and requirements may be adopted from time to time by the East Oak Estates Property Owners Association, Board of Directors.

#### **Property Owners Association**

The existing unincorporated East Oak Estates Property Owners Association shall create a not-for-profit corporation under the laws of the State of Iowa to be called East Oak

Estates Property Owners Association, or a name similar thereto. The responsibility of the Association shall be to take ownership of and administer any property dedicated to common use by the original Declaration filed May 9, 1978, in Abstract Book 13, page 147 of the records of the Dickinson County Recorder's office. The Association shall also establish and approve an annual budget; provide for and collect assessments against lot owners; arrange for the management and insuring of common property; establish and enforce reasonable rules and regulations for the use of common property; and establish and enforce reasonable rules and regulations for lots and housing, consistent with the provisions of this Declaration.

Upon the formation of the Association every lot owner shall become a member, which membership shall terminate upon the sale or other disposition by such member of his lot, at which time the new lot owner shall automatically become a member therein.

The Association shall be governed by a Board consisting of five members, elected by ballot. Each lot in East Oak Estates shall be entitled to one vote and the owner of such lot shall cast said vote for the election of directors. Members of the Board shall hold office until their successors are elected. Elections shall be held annually, supervised by the directors of the East Oak Estates Property Owners Association and notice of such election shall be given property owners by posted notice within the subdivision at least two weeks prior to the election. The directors of the Association shall be the election judges of the election. Any property owner attempting to cast a ballot may be required to show ownership of tract or lots.

Any matters not addressed in these covenants concerning the voting rights and rights and privileges in the Association shall be determined by the By Laws of the Association. The bylaws shall be adopted by the Association's Board. Acceptance of the deed to a lot shall constitute acceptance of these covenants and such bylaws.

The initial Board of Directors of the East Oak Estates Property Owners Association, an Iowa nonprofit corporation, shall be:

Don Holladay  
Bruce Lefevre  
Daniel DeKoter  
Michelle Harrington

Elaine Greer

These persons shall hold office until their successors are elected.

#### Common Property

Purchasers of lots or tracts in East Oak Estates, or their heirs, successors or assigns, are hereby notified that the streets, alleys and easements for private and public access and utility placement have not been dedicated to Dickinson County, Iowa. Such streets, alleys and easements are the property of the Association and are considered common property for use of the Association's members. The Board of the East Oak Estates Property Owners Association shall determine assessments for common property maintenance and assess them to lot owners from time to time.

Lot 14 of East Oak Estates is also dedicated to the use of owners of lots within East Oak Estates for access to East Okoboji Lake. Structures on Lot 14 or appurtenant thereto in the Lake, such as marina docks and boat lifts, shall be regulated by the East Oak Estates Property Owners Association, and the maintenance and repairs of said Lot 14 and structures located thereon or adjacent thereto shall be assessed against the property owners in the same manner as assessments are made for maintenance for streets, alleys and easements.

Such access to East Okoboji Lake shall be for the sole benefit of the property owners of East Oak Estates.

#### REMEDIES FOR BREACH OF COVENANTS

The violation of any restriction or condition of this Declaration or of the By Laws of the Association or regulation adopted by the Association, or the breach of any covenant or provisions herein contained, shall give the Association the right:

- a. To enter any lot upon which, or as to which, such violation or breach exists and to summarily abate and remove, at the expense of the defaulting owner, any structure, thing or condition that may exist thereon or therein contrary to the intent and meaning of the

provisions hereof, the Association or its agents, shall not thereby be deemed guilty in any manner of trespass.

b. To enjoin, abate or remedy by appropriate legal proceeding, either at law or in equity, the continuance of any breach or the collection of any sums due the Association.

c. In the event of legal action by the Association against a lot owner, the Association shall be entitled to reasonable attorney fees and costs of litigation in addition to its other remedies.

#### **General Provisions**

These covenants are to run with the land and shall be binding upon all parties and all persons claiming under them for a period of 21 years from the date these covenants are recorded, at which time these covenants shall automatically renew for another 21 year period. These covenants shall then automatically renew every 21 years unless dissolved by court order or by the owners of a majority of the lots in writing. The owners of a majority of the lots may amend these covenants in writing recorded in the office of the Dickinson County Recorder.

Dated: 10-1-, 2007.

Kelly J. Norland  
Kelly J. Norland  
(print name on 2<sup>nd</sup> line)

Dated: October 01, 2007.

Denise S. Norland  
Denise S. Norland  
(print name on 2<sup>nd</sup> line)

STATE OF Iowa, COUNTY OF Wickinson, ss:

This instrument was acknowledged before me on the 1<sup>st</sup>  
day of October, 2007, by Kelly Norland  
and Denise Norland, husband and wife.

Diane Tucker  
Notary Public



Lots #1 & 50

Dated: Oct 1, 2007.

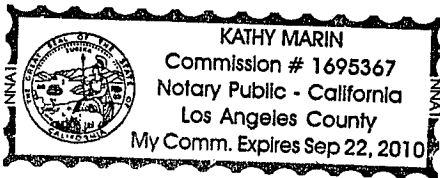
William P Husman  
William P Husman  
(print name on 2<sup>nd</sup> line)

Dated: Oct 1, 2007.

Julie Lorenson Husman  
Julie Lorenson  
(print name on 2<sup>nd</sup> line)

STATE OF California, COUNTY OF Los Angeles, ss:

This instrument was acknowledged before me on the 1<sup>st</sup>  
day of October, 2007, by William P. Husman  
and Julie Ann Husman, husband and wife.



[Signature]  
Notary Public

Lat 3 & 4A



Dated: 9-2, 2007.

Mark Johnston  
Mark Johnston  
(print name on 2<sup>nd</sup> line)

Dated: 9-2, 2007.

Karol Johnston  
Karol Johnston  
(print name on 2<sup>nd</sup> line)

STATE OF Iowa, COUNTY OF Dickinson, ss:

This instrument was acknowledged before me on the 12<sup>th</sup>  
day of September, 2007, by Mark Johnston  
and Karol Johnston, husband and wife.



Joann I. Brown  
Notary Public

Dated: 9-10-2007 2007.

John Taylor  
JOHN TAYLOR  
(print name on 2<sup>nd</sup> line)

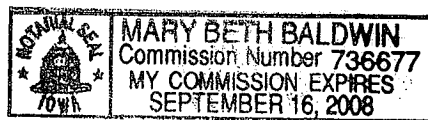
Dated: October 10, 2007.

Kathleen D. Taylor  
Kathleen D. Taylor  
(print name on 2<sup>nd</sup> line)

STATE OF Iowa, COUNTY OF Dickinson, ss:

This instrument was acknowledged before me on the 10<sup>th</sup>  
day of October, 2007, by John Taylor  
and Kathleen Taylor, husband and wife.

Mary Beth Baldwin  
Notary Public



Lat 8

Dated: 8/31, 2007.

Larry McMillen  
LARRY McMillen  
(print name on 2<sup>nd</sup> line)

Dated: 8/31, 2007.

Marva Loggren McMillen  
Marva Loggren McMillen  
(print name on 2<sup>nd</sup> line)

STATE OF South Dakota, COUNTY OF Ninemehaha, ss:

This instrument was acknowledged before me on the 31<sup>st</sup>  
day of August, 2007, by Larry McMillen  
and Marva McMillen, husband and wife.

[Signature]  
Notary Public

Commission  
expires 4-2011

Lat 98

Dated: 9/7, 2007.

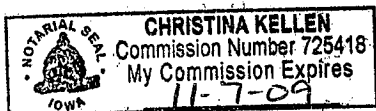
Gregory L. Smith  
(print name on 2<sup>nd</sup> line)

Dated: 9/7, 2007.

Deborah D. Smith  
(print name on 2<sup>nd</sup> line)

STATE OF Iowa, COUNTY OF Plymouth, ss:

This instrument was acknowledged before me on the 7<sup>th</sup>  
day of September, 2007, by Gregory L. Smith and  
and Deborah D. Smith, husband and wife.



Christina Kellen  
Notary Public

Lat 10

Declaration  
Page 7 of 7

Dated: 5/31/08, 2007.

*[Signature]*  
\_\_\_\_\_  
David Kruse  
(print name on 2<sup>nd</sup> line)

Dated: 5/31/08, 2007.

*[Signature]*  
\_\_\_\_\_  
Jane Kruse  
(print name on 2<sup>nd</sup> line)

STATE OF Iowa, COUNTY OF DECKERSHIRE, ss:

This instrument was acknowledged before me on the 31  
day of MAY, 2008, by DAVID KRUSE  
and JANE KRUSE, husband and wife.

*[Signature]*  
\_\_\_\_\_  
**KIRK STAUSS**  
Commission Number **224646**  
NOT COMMISSION EXPIRES  
SEPTEMBER 21, 2008

*Lot 13*

Dated: 10/6, 2007.

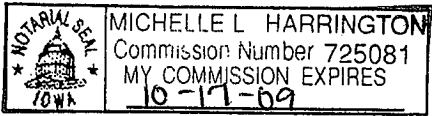
L. Bylsma Mulder  
Leanne Bylsma-Mulder  
(print name on 2<sup>nd</sup> line)

Dated: 10/6, 2007.

James Mulder  
James Mulder  
(print name on 2<sup>nd</sup> line)

STATE OF IOWA, COUNTY OF Dickinson, ss:

This instrument was acknowledged before me on the 6<sup>th</sup>  
day of October, 2007, by James Mulder  
and Leanne Bylsma-Mulder, husband and wife.



Michelle L. Harrington  
Notary Public

Yats 15 & 20

Dated: 5/5/08, <sup>2008</sup> 2007.

Michael R. Eckhart  
Michael R. Eckhart  
(print name on 2<sup>nd</sup> line)

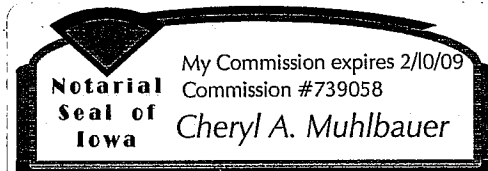
Dated: 5/5/08, <sup>2008</sup> 2007.

Sharon Eckhart  
Sharon Eckhart  
(print name on 2<sup>nd</sup> line)

STATE OF IA, COUNTY OF Clay, ss:

This instrument was acknowledged before me on the  
day of \_\_\_\_\_, <sup>2007</sup> 2007, by Michael Eckhart  
and Sharon Eckhart, <sup>2008</sup> 2008, husband and wife.

Cheryl A. Muhlbauer  
Notary Public 5.5.08



Lot 16

Dated: 9-12-07, 2007.

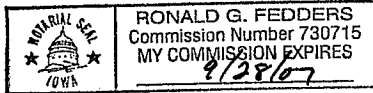
David K. Smidt  
DAVID K SMIDT  
(print name on 2<sup>nd</sup> line)

Dated: 9-12-07, 2007.

Helen M. Smidt  
Helen M. Smidt  
(print name on 2<sup>nd</sup> line)

STATE OF Iowa, COUNTY OF Sioux, ss:

This instrument was acknowledged before me on the 12<sup>th</sup>  
day of September, 2007, by David K. Smidt  
and Helen M. Smidt, husband and wife.



Ronald G. Fedders  
Notary Public

Lat 17



Dated: 3/22/08, 2007.

Gary TerWee  
Gary TerWee  
(print name on 2<sup>nd</sup> line)

Dated: 3/22/08, 2007.

Linda TerWee  
Linda TerWee  
(print name on 2<sup>nd</sup> line)

STATE OF Iowa, COUNTY OF Dickinson, ss:

This instrument was acknowledged before me on the 22<sup>nd</sup>  
day of March, 2008, by Gary Terwee  
and Linda Terwee, husband and wife.

Michelle J. Namings  
Notary Public

Lat 22

Dated: 9/11/07, 2007.

Mary Prentice  
Mary Prentice  
(print name on 2<sup>nd</sup> line)

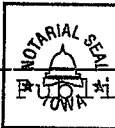
Dated: September 11, 2007.

Theresa Davis  
Theresa Davis  
(print name on 2<sup>nd</sup> line)

STATE OF Iowa, COUNTY OF Clay, ss:

This instrument was acknowledged before me on the 11<sup>th</sup>  
day of September, 2007, by Mary Prentice  
and \_\_\_\_\_, husband and wife. a single person

Notary 

	THERESA DAVIS COMMISSION NUMBER 731511 MY COMMISSION EXPIRES <u>11-1-07</u>
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Lot 23

Dated: Sept 16, 2007.

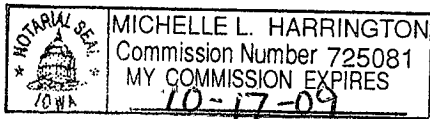
Joyce Jensen  
Joyce Jensen  
(print name on 2<sup>nd</sup> line)

Dated: Sept 16,, 2007.

Loyal R Jensen  
Loyal R. Jensen  
(print name on 2<sup>nd</sup> line)

STATE OF Iowa, COUNTY OF Dickinson, ss:

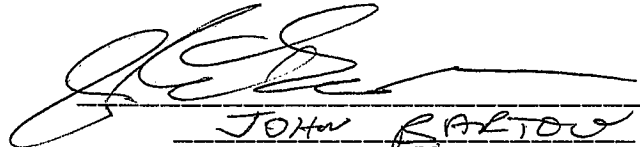
This instrument was acknowledged before me on the 16<sup>th</sup>  
day of September, 2007, by Joyce Jensen  
and Loyal Jensen, husband and wife.




Michelle L. Harrington  
Notary Public

Lat 24

Dated: 9-15-07, 2007.

  
JOHN BARTOW  
(print name on 2<sup>nd</sup> line)

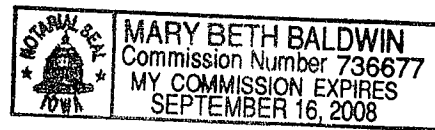
Dated: 9-15-07, 2007.

  
Trudi Bartow  
(print name on 2<sup>nd</sup> line)

STATE OF Iowa, COUNTY OF Dickinson, ss:

This instrument was acknowledged before me on the 15<sup>th</sup>  
day of September, 2007, by Trudi Bartow  
and John Bartow, husband and wife.

  
Mary Beth Baldwin  
Notary Public



*Lat 25*

Dated: 9-30, 2007.

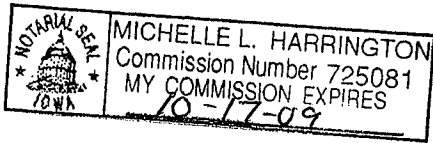
Carol Johnson  
Carol Johnson  
(print name on 2<sup>nd</sup> line)

Dated: 9-30, 2007.

Valoris Johnson  
Valoris Johnson  
(print name on 2<sup>nd</sup> line)

STATE OF Iowa, COUNTY OF Dickinson, ss:

This instrument was acknowledged before me on the 30<sup>th</sup>  
day of September, 2007, by Carol Johnson  
and Valoris Johnson, husband and wife.



Michelle L. Harrington  
Notary Public

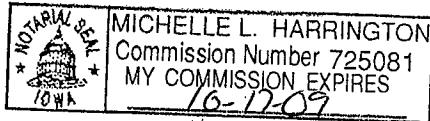
Lat 26



STATE OF IOWA, COUNTY OF Dickinson

This instrument was acknowledged before me on September 30, 2007, by

Valaris Johnson as Trustee of \_\_\_\_\_



Michelle Harrington, Notary Public

(Section 9E.15(2), Code of Iowa)

Acknowledgment: For use in the cases of corporations,  
limited liability companies, partnerships, a limited partnership  
with an individual general partner, natural persons acting by  
power of attorney, and individual fiduciaries

Lot 26



STATE OF IOWA, COUNTY OF Dickinson

This instrument was acknowledged before me on September 30, 2007, by

Carol Johnson as Trustee of \_\_\_\_\_



Michelle Harrington, Notary Public

(Section 9E.15(2), Code of Iowa)

Acknowledgment: For use in the cases of corporations,  
limited liability companies, partnerships, a limited partnership  
with an individual general partner, natural persons acting by  
power of attorney, and individual fiduciaries

Lot 26

Dated: 9-10-07, 2007.

Michelle G. Harrington  
Michelle G. Harrington  
(print name on 2<sup>nd</sup> line)

Dated: 9-10-07, 2007.

Jason C. Harrington  
Jason C. Harrington  
(print name on 2<sup>nd</sup> line)

STATE OF Iowa, COUNTY OF Dickinson, ss:

This instrument was acknowledged before me on the 10<sup>th</sup>  
day of September, 2007, by Jason Harrington  
and Michelle Harrington, husband and wife.

Carrie M. Carr

Notary Public



Lat 27



Dated: 9-17, 2007.

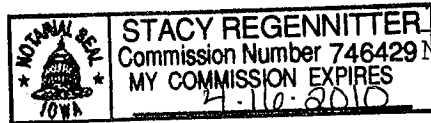
James Baumgard  
James Baumgard  
(print name on 2<sup>nd</sup> line)

Dated: 9-17, 2007.

Kathleen Baumgard  
Kathleen Baumgard  
(print name on 2<sup>nd</sup> line)

STATE OF Iowa, COUNTY OF Dickinson, ss:

This instrument was acknowledged before me on the 17<sup>th</sup>  
day of September, 2007, by James Baumgard  
and Kathleen Baumgard, husband and wife.



Stacy Regennitter  
Notary Public

Lots 28 & 29

Dated: Sept 20, 2007.

Monica G. Niccum  
Monica G. Niccum  
(print name on 2<sup>nd</sup> line)

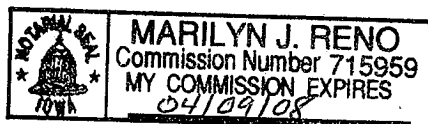
Dated: Sept 20, 2007.

Mark A. Niccum  
(print name on 2<sup>nd</sup> line)

STATE OF Iowa, COUNTY OF DICKINSON, ss:

This instrument was acknowledged before me on the 20th  
day of September, 2007, by Monica Niccum  
and Mark Niccum, husband and wife.

Marilyn J. Reno  
Notary Public



Lat 30

Dated: 20 September 2007.

Bradford F Kopp  
BRADFORD F. KOPP  
(print name on 2<sup>nd</sup> line)

~~Dated: \_\_\_\_\_, 2007.~~

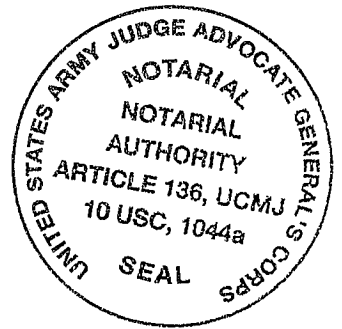
~~\_\_\_\_\_  
(print name on 2<sup>nd</sup> line)~~

STATE OF **WITH THE US ARMED FORCES IN EUROPE** COUNTY OF \_\_\_\_\_, ss:  
**MANNHEIM, GERMANY APO AE 09086**

This instrument was acknowledged before me on the 20<sup>th</sup>  
day of September, 2007, by Bradford Kopp  
and N/A, husband, and wife.

[Signature]  
Notary Public

JON ERIC SWINK  
SPC US. ARMY  
Paralegal Specialist



Lat 31

Declaration  
Page 7 of 7

Dated: 1-31, 2008.

Jan Burk  
(print name on 2<sup>nd</sup> line)

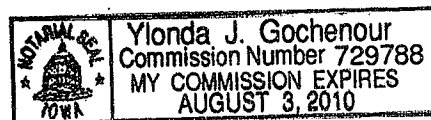
Dated: \_\_\_\_\_, 2008.

\_\_\_\_\_  
(print name on 2<sup>nd</sup> line)

STATE OF IOWA, COUNTY OF DICKINSON, ss:

This instrument was acknowledged before me on the 31  
day of January, 2008, by JAN D. BURK  
and \_\_\_\_\_, ~~husband and wife.~~

Ylonda J. Gochenour  
Notary Public



Lat 32

Dated: 8/31/, 2007.

Larry McMillen  
LARRY McMILLEN  
(print name on 2<sup>nd</sup> line)

Dated: 8/31, 2007.

Marva Loggren McMillen  
Marva Loggren McMillen  
(print name on 2<sup>nd</sup> line)

STATE OF South Dakota, COUNTY OF Minnichah, ss:

This instrument was acknowledged before me on the 31<sup>st</sup>  
day of August, 2007, by Larry McMillen  
and Marva McMillen, husband and wife.

[Signature]  
Notary Public

Commission  
Expires 4-2011

Lot 33

Dated: Sept 5, 2007.

Tom Riehn  
Tom Riehn  
(print name on 2<sup>nd</sup> line)

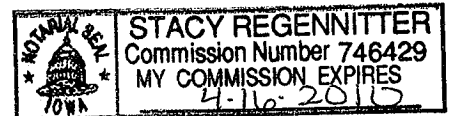
Dated: \_\_\_\_\_, 2007.

\_\_\_\_\_  
\_\_\_\_\_  
(print name on 2<sup>nd</sup> line)

STATE OF Iowa, COUNTY OF Dickinson, ss:

This instrument was acknowledged before me on the 5<sup>th</sup>  
day of September, 2007, by Tom Riehn  
and \_\_\_\_\_, husband and wife.

Stacy Regennitter  
Notary Public



Lat 34

Dated: 9/13/07, 2007.

Jen Petersen  
Jen Petersen  
(print name on 2<sup>nd</sup> line)

Dated: 9/13/07, 2007.

Curt Petersen  
Curt Petersen  
(print name on 2<sup>nd</sup> line)

STATE OF Iowa, COUNTY OF Dickinson, ss:

This instrument was acknowledged before me on the 13<sup>th</sup>  
day of September, 2007, by Curt Petersen  
and Jen Petersen, husband and wife.



Michelle L. Harrington  
Notary Public

Lat 35

Dated: 9-7, 2007.

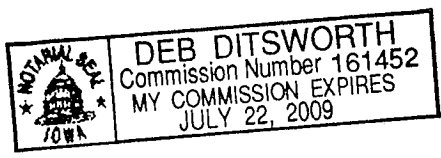
*JoAnn Currell*  
JoAnn Currell  
(print name on 2<sup>nd</sup> line)

Dated: 9-7, 2007.

*Steve Currell*  
STEVE CURRELL  
(print name on 2<sup>nd</sup> line)

STATE OF Iowa, COUNTY OF Dickinson, ss:

This instrument was acknowledged before me on the \_\_\_  
day of 7th, 2007, by September  
and JoAnn + Steve Currell, husband and wife.



*Deb Ditsworth*  
Notary Public

*Lot 36*



Dated: September 16, 2007.

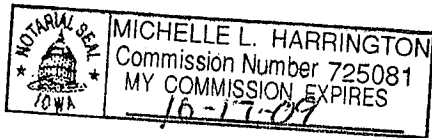
Tracie Lux  
Tracie Lux  
(print name on 2<sup>nd</sup> line)

Dated: 9-16-07, 2007.

Andrew E. Lux  
Andrew Lux  
(print name on 2<sup>nd</sup> line)

STATE OF Iowa, COUNTY OF Dickinson, ss:

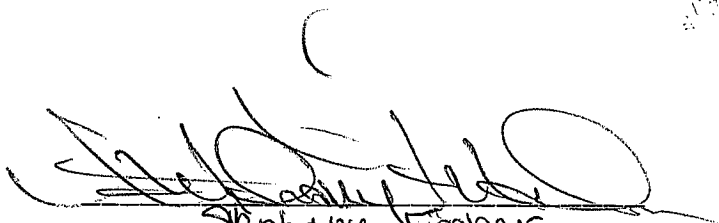
This instrument was acknowledged before me on the 16<sup>th</sup>  
day of September, 2007, by Tracie Lux  
and Andrew Lux, husband and wife.



Michelle Harrington  
Notary Public

Lat 37

Dated: 10/6, 2007.

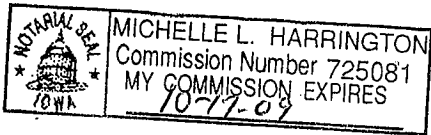
  
Stephanie Fischer  
(print name on 2<sup>nd</sup> line)

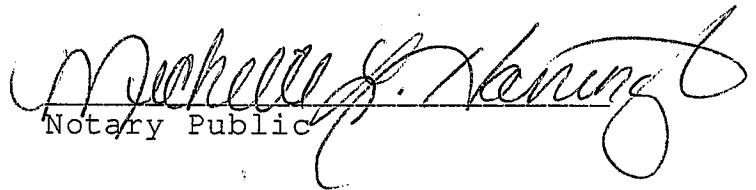
Dated: \_\_\_\_\_, 2007.

\_\_\_\_\_  
(print name on 2<sup>nd</sup> line)

STATE OF Iowa, COUNTY OF Dickinson, ss:

This instrument was acknowledged before me on the 6<sup>th</sup>  
day of October, 2007, by Stephanie Fischer  
and \_\_\_\_\_, husband and wife.



  
Notary Public

Dated: 3/23/08, 2007.

*H Gerdes*  
HARRY GERDES  
(print name on 2<sup>nd</sup> line)

Dated: 3/23/08, 2007.

*Jeanette Gerdes*  
JEANETTE GERDES  
(print name on 2<sup>nd</sup> line)

STATE OF Iowa, COUNTY OF Dickinson, ss:

This instrument was acknowledged before me on the 23<sup>rd</sup>  
day of March, 2008, by Harry Gerdes  
and Jeanette Gerdes, husband and wife.

*Michael S. Hamenz*  
Notary Public

Lot 39

Dated: 09-30-07, 2007.

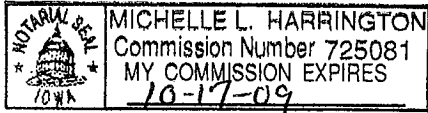
Sam Lammers  
\_\_\_\_\_  
Sam Lammers  
(print name on 2<sup>nd</sup> line)

Dated: 09-30-07, 2007.

Tiffany Lammers  
\_\_\_\_\_  
Tiffany Lammers  
(print name on 2<sup>nd</sup> line)

STATE OF Iowa, COUNTY OF Dickinson, ss:

This instrument was acknowledged before me on the 30<sup>th</sup>  
day of September, 2007, by Sam Lammers  
and Tiffany Lammers, husband and wife.



Michelle L. Harrington  
\_\_\_\_\_  
Notary Public

Lat 40

Dated: Sept. 16, 2007.

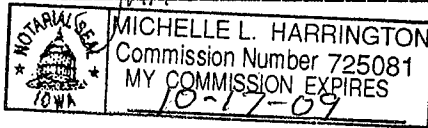
Harold Mickelson  
Harold Mickelson  
(print name on 2<sup>nd</sup> line)

Dated: Sept. 16, 2007.

Lynne Mickelson  
Lynne Mickelson  
(print name on 2<sup>nd</sup> line)

STATE OF Iowa, COUNTY OF Dickinson, ss:

This instrument was acknowledged before me on the 16<sup>th</sup>  
day of September, 2007, by Harold Mickelson  
and Lynne Mickelson, husband and wife.



Michelle L. Harrington  
Notary Public

Lots 41

Dated: October 29, 2007.

*Matthew G. Lockhart*  
Matthew G. Lockhart  
(print name on 2<sup>nd</sup> line)

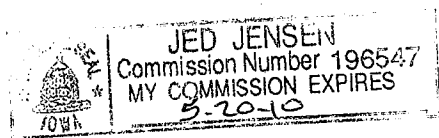
Dated: October 29, 2007.

*Davina A. Lockhart*  
Davina A. Lockhart  
(print name on 2<sup>nd</sup> line)

STATE OF Iowa, COUNTY OF Dickinson, ss:

This instrument was acknowledged before me on the  
day of October 29, 2007, 2007, by Matthew G. Lockhart  
and Davina A. Lockhart, husband and wife.

*Jed Jensen*  
Notary Public



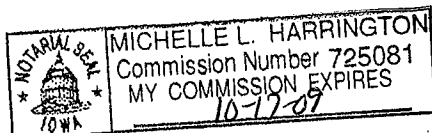
*Lat 42*



STATE OF IOWA, COUNTY OF Dickinson

This instrument was acknowledged before me on 7-31-08, by

Lloyd R. Dan as vice president of  
Dan RE Corp.



Michelle L. Harrington, Notary Public

(Section 9E.15(2), Code of Iowa)

Acknowledgment: For use in the cases of corporations,  
limited liability companies, partnerships, a limited partnership  
with an individual general partner, natural persons acting by  
power of attorney, and individual fiduciaries

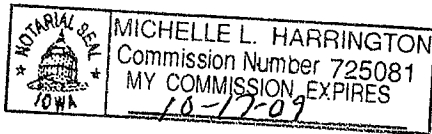
Lat 44



STATE OF IOWA, COUNTY OF Dickinson

This instrument was acknowledged before me on 7-31-08, by

Debra Ann as president of  
Debra Be Corp.



Michelle L. Harrington, Notary Public

(Section 9E.15(2), Code of Iowa)

Acknowledgment: For use in the cases of corporations,  
limited liability companies, partnerships, a limited partnership  
with an individual general partner, natural persons acting by  
power of attorney, and individual fiduciaries

Lot 44



Dated: 9-30-07, 2007.

Todd Halbersma  
\_\_\_\_\_  
(print name on 2<sup>nd</sup> line)

Dated: \_\_\_\_\_, 2007.

\_\_\_\_\_  
(print name on 2<sup>nd</sup> line)

STATE OF Iowa, COUNTY OF Dickinson, ss:

This instrument was acknowledged before me on the 30<sup>th</sup>  
day of September, 2007, by Todd Halbersma  
and \_\_\_\_\_, husband and wife.

Michelle L. Harrington  
\_\_\_\_\_  
Notary Public



Lat 45

Dated: 4-17, 2008.

Mark A. Rabinowitz  
MARK A. RABINOWITZ  
(print name on 2<sup>nd</sup> line)

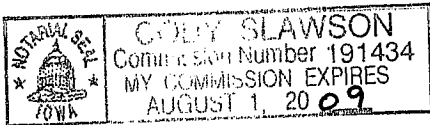
Dated: \_\_\_\_\_, 2008.

\_\_\_\_\_  
(print name on 2<sup>nd</sup> line)

STATE OF Iowa, COUNTY OF Clay, ss:

This instrument was acknowledged before me on the 17<sup>th</sup>  
day of April, 2008, by Mark A. Rabinowitz  
and \_\_\_\_\_, husband and wife.

Cody Slawson  
Notary Public



Lat 47

Dated: 9-30-08, 2008.

\* JAN DAN  
JAN DAN  
(print name on 2<sup>nd</sup> line)

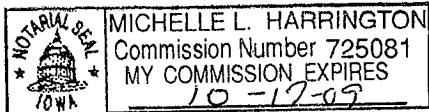
Dated: 9-30-08, 2008.

\* LLOYD DAN  
LLOYD DAN  
(print name on 2<sup>nd</sup> line)

STATE OF Iowa, COUNTY OF Dickinson, ss:

This instrument was acknowledged before me on the 30<sup>th</sup>  
day of 2008, 2007, by JAN DAN  
and LLOYD DAN, husband and wife.

Michelle L. Harrington  
Notary Public



Dated: Sept. 12, 2007.

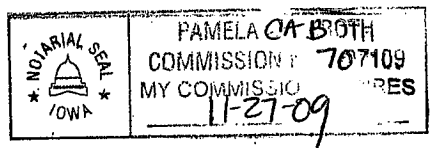
Cheryl L Bruns  
Cheryl L Bruns  
(print name on 2<sup>nd</sup> line)

Dated: 09/12/, 2007.

Terry L Bruns  
TERRY L BRUNS  
(print name on 2<sup>nd</sup> line)

STATE OF Iowa, COUNTY OF Emmet, ss:

This instrument was acknowledged before me on the 12<sup>th</sup>  
day of September, 2007, by Terry L Bruns  
and Cheryl L Bruns, husband and wife.



Pamela A Caboth  
Notary Public

Lot 49

Dated: 9/30/07, 2007.

Gary W. Morgal  
Gary W. Morgal  
(print name on 2<sup>nd</sup> line)

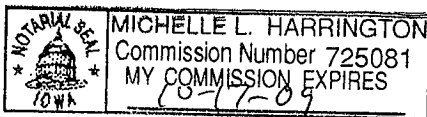
Dated: 9/30/07, 2007.

Deborah F. Morgal  
Deborah F. Morgal  
(print name on 2<sup>nd</sup> line)

STATE OF Iowa, COUNTY OF Dickinson, ss:

This instrument was acknowledged before me on the 30<sup>th</sup>  
day of September, 2007, by Gary W. Morgal  
and \_\_\_\_\_, husband and wife.

Michelle L. Harrington  
Notary Public



Lat 51

Dated: 10/6, 2007.

Elaine Greer  
Elaine Greer  
(print name on 2<sup>nd</sup> line)

Dated: 10/6, 2007.

Scott Greer  
SCOTT GREER  
(print name on 2<sup>nd</sup> line)

STATE OF Iowa, COUNTY OF Dickinson, ss:

This instrument was acknowledged before me on the 6<sup>th</sup>  
day of October, 2007, by Scott Greer  
and Elaine Greer, husband and wife.



Michelle L. Harrington  
Notary Public

Lat 52

*F.C. Wilson Jr*  
GPA

Dated: 24 Sept 07, 2007.

*Joan P.C. Wilson*  
JOAN P.C. WILSON  
(print name on 2<sup>nd</sup> line)

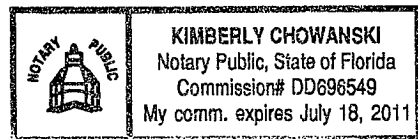
Dated: 24 Sept. 07, 2007.

*F.C. Wilson*  
F.C. WILSON  
(print name on 2<sup>nd</sup> line)  
FL DL # W425-243-34-221-0  
exp: 01/21/2011 ISS: 5/27/2005

STATE OF Florida, COUNTY OF Sarasota, ss:

This instrument was acknowledged before me on the 24<sup>th</sup>  
day of September, 2007, by Frederick Wilson  
and Joan P.C. Wilson, husband and wife.

*Kimberly Chowanski*  
Kimberly Chowanski  
Notary Public



*Lat 53*

Dated: Sept. 27th, 2007.

John W. Chapman  
John W. Chapman  
(print name on 2<sup>nd</sup> line)

Dated: Sept. 27th, 2007.

Tracy G. Chapman  
Tracy G. Chapman  
(print name on 2<sup>nd</sup> line)

STATE OF Iowa, COUNTY OF Dickinson, ss:

This instrument was acknowledged before me on the 27<sup>th</sup>  
day of September, 2007, by John Chapman  
and Tracy Chapman, husband and wife.

Brenda Johnson  
Notary Public




October 13, 2010

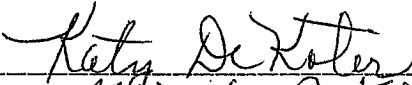
Lots 57 & 62



Dated: 9-10-07, 2007.

  
\_\_\_\_\_  
DANIEL F. DEKOTER  
(print name on 2<sup>nd</sup> line)

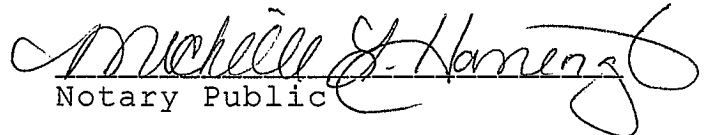
Dated: 9-10-07, 2007.

  
\_\_\_\_\_  
KATY L. DEKOTER  
(print name on 2<sup>nd</sup> line)

STATE OF Iowa, COUNTY OF Dickinson, ss:

This instrument was acknowledged before me on the 10<sup>th</sup>  
day of September, 2007, by Daniel Dekoter  
and Katy L. Dekoter, husband and wife.



  
\_\_\_\_\_  
Notary Public

Lots 58 & 61

Dated: Sept. 5, 2007.

Cornelius Maris  
CORNELIUS MARIS  
(print name on 2<sup>nd</sup> line)

Dated: Sept. 5, 2007.

Sharon Maris  
Sharon Maris  
(print name on 2<sup>nd</sup> line)

STATE OF Iowa, COUNTY OF Dickinson, ss:

This instrument was acknowledged before me on the 5<sup>th</sup>  
day of September, 2007, by Cornelius Maris  
and Sharon Maris, husband and wife.

Adi Y. Miller  
Notary Public

Lots 59 & 60

Dated: 4/14, 2008.

*Daniel G. Eckert*  
Daniel G. Eckert  
(print name on 2<sup>nd</sup> line)

Dated: 4/14, 2008.

*Annette Eckert*  
Annette Eckert  
(print name on 2<sup>nd</sup> line)

STATE OF IOWA, COUNTY OF DICKINSON, ss:

This instrument was acknowledged before me on the 14<sup>th</sup>  
day of April, 2008, by Daniel G. Eckert  
and Annette Eckert, husband and wife.



*Michelle M Dodds*  
Notary Public

Lat 63

Dated: 9-16, 2007.

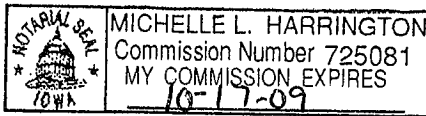
Shelley Morris  
Shelley Morris  
(print name on 2<sup>nd</sup> line)

Dated: 9-16, 2007.

Paige Morris  
Paige Morris  
(print name on 2<sup>nd</sup> line)

STATE OF IA, COUNTY OF Dickinson, ss:

This instrument was acknowledged before me on the 16<sup>th</sup>  
day of September, 2007, by Shelley Morris  
and Paige Morris, husband and wife.



Michelle L. Harrington  
Notary Public

Lat 64

Dated: 9-16-07, 2007.

*Donald P. Holladay*  
Donald P. Holladay  
(print name on 2<sup>nd</sup> line)

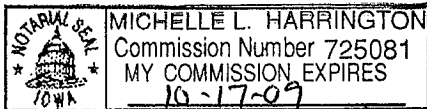
Dated: 9-16-07, 2007.

*Teri Holladay*  
Teri Holladay  
(print name on 2<sup>nd</sup> line)

STATE OF Iowa, COUNTY OF Dickinson, ss:

This instrument was acknowledged before me on the 16<sup>th</sup>  
day of September, 2007, by Donald P. Holladay  
and Teri Holladay, husband and wife.

*Michelle L. Harrington*  
Notary Public



*Lat 65*

Dated: 9/16/07, 2007.

Bruce Lefevre  
Bruce Lefevre  
(print name on 2<sup>nd</sup> line)

Dated: Sept. 16<sup>th</sup>, 2007.

Dawn Lefevre  
Dawn Lefevre  
(print name on 2<sup>nd</sup> line)

STATE OF Iowa, COUNTY OF DECKERSHAW, ss:

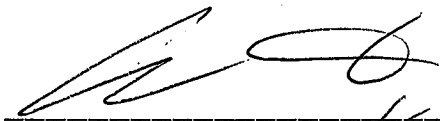
This instrument was acknowledged before me on the 16<sup>th</sup>  
day of September, 2007, by Bruce Lefevre  
and Dawn Lefevre, husband and wife.



[Signature]  
Notary Public

Lat 67

Dated: 9-21-07, 2007.

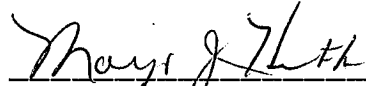
  
William E. KALTENBERG  
(print name on 2<sup>nd</sup> line)

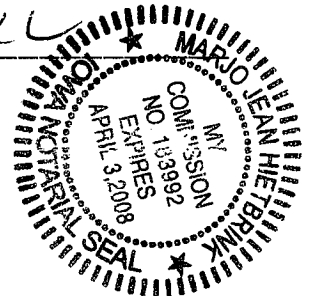
Dated: 9-21-07, 2007.

  
Jo Ann KALTENBERG  
(print name on 2<sup>nd</sup> line)

STATE OF Iowa, COUNTY OF DICKINSON, ss:

This instrument was acknowledged before me on the 21<sup>st</sup>  
day of September, 2007, by William E. Kaltenberg  
and Jo Ann Kaltenberg, husband and wife.

  
Notary Public



*Lat 68*