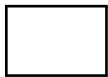


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Doc ID: 015134550021 Type: GEN
Recorded: 10/24/2003 at 02:10:32 PM
Fee Amt: \$111.00 Page 1 of 21
Johnson County Iowa
Kimberly A. Painter County Recorder
BK **3658** Pg **810-830**

Prepared by: Craig N. Willis, P.O. Box 143, Iowa City, IA, 52242 (319) 337-9621

AMENDMENT TO DECLARATION OF CONDOMINIUM FOR APPLEWOOD CONDOMINIUMS

This Amendment to Declaration is made on this _____ day of _____, 2003, by the undersigned representing the declarant and the individual owners of units within Applewood Condominiums according to the original Declaration recorded in Book 2070, Page 136, of the Records of Johnson County, Iowa.

As a factual background for this amendment, the declarant, Applewood Partners, as represented by its general partner, Rex Brandstatter, states that the declarant in the process of developing the project altered the construction plans such that Buildings 955, 960, 965 and 970 which were originally described in the Declaration to contain 4 units were constructed to contain 2 units only. As such, Building 955, 960, 965 and 970 have only Units 1 and 2 and that Units 3 and 4 for those respective buildings do not and will not exist.

As such, with construction of all units that will be constructed within the condominium regime being complete, there are a total of 34 rather than 42 total units. Accordingly, it is appropriate for the respective fractional ownership interest in the limited general common elements to be altered accordingly and a similar adjustment to be made in the fraction of common expenses attributable to each unit.

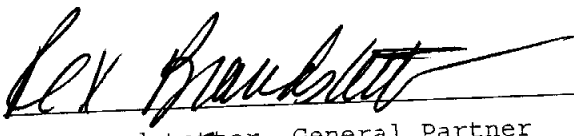
It is therefore declared that the original Declaration of Condominium for Applewood Condominiums as recorded in Book 2070, Page 136 is amended in the following particular ways:

Article I.D., last sentence, is amended to read as follows: There are 34 units located within Applewood Condominiums.

Article VII.B., first sentence, is amended to read as follows: Each unit shall be assessed and shall be responsible for 1/34th of the common assessment levied.

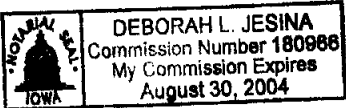
The declarant states that at the time of the execution of this amendment of the original units, there are 31 sold, 3 remaining within the ownership of the declarant, and 8 which were originally defined as units, but which will never be built as part of the condominium regime. Declarant further waives the right reserved in Article VI, Paragraph G, to name all members of the Board of Directors, acknowledging that 31 units is more than 75% of the 34 resulting units. The declarant further states that Amended Exhibit "A" and Amended Exhibit "B" are now attached to this Amendment and references in the original Declaration to Exhibit "A" and Exhibit "B" shall now refer to Amended Exhibit "A" and Amended Exhibit "B".

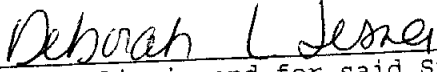
APPLEWOOD PARTNERS


Rex Brandstatter, General Partner

STATE OF IOWA)
) SS:
COUNTY OF JOHNSON)

On this 23 day of October, 2003, before me, the undersigned, a Notary Public in and for the State of Iowa, personally appeared Rex Brandstatter, to me personally known, who, being by me duly sworn, did say that the person is a General Partner of Applewood Partners, an Iowa limited partnership, executing the foregoing instrument, that the instrument was signed on behalf of the limited partnership by authority of the limited partnership; and the general partner acknowledged the execution of the instrument to be the voluntary act and deed of the limited partnership, by it and by the general partner voluntarily executed.




Notary Public in and for said State of Iowa

AMENDED EXHIBIT "A"
TO
DECLARATION OF CONDOMINIUM
APPLEWOOD CONDOMINIUMS
AMENDED DESIGNATION OF UNITS; PROPORTION OF
OWNERSHIP OF GENERAL COMMON ELEMENTS, VOTING RIGHTS

<u>Building #</u>	<u>Unit #</u>	<u>Ownership of General Common Elements*</u>	<u>Votes*</u>
910	1	1/34	1
910	2	1/34	1
920	1	1/34	1
920	2	1/34	1
925	1	1/34	1
925	2	1/34	1
925	3	1/34	1
925	4	1/34	1
935	1	1/34	1
935	2	1/34	1
935	3	1/34	1
935	4	1/34	1
945	1	1/34	1
945	2	1/34	1
945	3	1/34	1
945	4	1/34	1
950	1	1/34	1
950	2	1/34	1
950	3	1/34	1
950	4	1/34	1
955	1	1/34	1
955	2	1/34	1
960	1	1/34	1
960	2	1/34	1
965	1	1/34	1
965	2	1/34	1
970	1	1/34	1
970	2	1/34	1
970	3	1/34	1
970	4	1/34	1
975	1	1/34	1
975	2	1/34	1
980	1	1/34	1
980	2	1/34	1
985	1	1/34	1
985	2	1/34	1

*These ownership interests and voting rights apply after conveyance of all units by the declarant. For relative rights, including declarant rights prior to such time, see the text of the declaration.

AMENDED CONTINUATION OF EXHIBIT "B"
TO
DECLARATION OF CONDOMINIUM
APPLEWOOD CONDOMINIUMS

ASSIGNMENT OF BUILDING NUMBERS AND LOCATION OF UNITS WITHIN BUILDINGS

Designation of Buildings. Building numbers of the individual buildings are identical to the street addresses on Applewood Court of the respective buildings. These numbers begin with 910 and end with 985, as illustrated on this Exhibit "B".

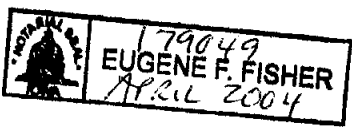
Designation of Units. Buildings 910, 920, 955, 960, 965, 970, 975, 980 and 985 contain two units, while Buildings 925, 935, 945 and 950 contain four units each. The units in two-unit buildings are numbered by assigning unit 1 to the unit appearing on the observer's left as he or she stands facing the front of the building and units 2 to the unit appearing on the observer's right. The four unit buildings each have one two-bedroom and one three-bedroom unit on the first floor and one two-bedroom and one three-bedroom unit on the second floor. In such buildings, the first floor three-bedroom unit is #1; the first two-bedroom unit is #2; the second floor three-bedroom unit is #3; and the second floor two-bedroom unit is #4.

I (We) the owner(s) of Unit 980 #2 of Applewood Condominiums, do hereby express my (our) consent to the above Amendment to the Declaration of Condominium as originally recorded in Book 2070, Page 136, Records of Johnson County, Iowa.

Donald Swartzendruber Margaret Swartzendruber

STATE OF IOWA)
) SS:
COUNTY OF JOHNSON)

This instrument was acknowledged before me this 20 day of May, 2008 by MARGARET SWARTZENDRUBER and DONALD SWARTZENDRUBER



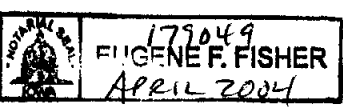
Eugene F. Fisher
Notary Public in and for the State of Iowa
My commission expires:

I (We) the owner(s) of Unit 945 #4 of Applewood Condominiums, do hereby express my (our) consent to the above Amendment to the Declaration of Condominium as originally recorded in Book 2070, Page 136, Records of Johnson County, Iowa.

Wally Schaeffer DC _____

STATE OF IOWA)
) SS:
COUNTY OF JOHNSON)

This instrument was acknowledged before me this 20 day of May, 2008 by WALLY SCHAEFFER DC and _____



Eugene F. Fisher
Notary Public in and for the State of Iowa
My commission expires:

I (We) the owner(s) of Unit 935-3 of Applewood Condominiums, do hereby express my (our) consent to the above Amendment to the Declaration of Condominium as originally recorded in Book 2070, Page 136, Records of Johnson County, Iowa.

X Linda Sue Ferry
6-13-03

STATE OF IOWA)
) SS:
COUNTY OF JOHNSON)

This instrument was acknowledged before me this 20 day of May, 2003 by LINDA SUE FERRY and



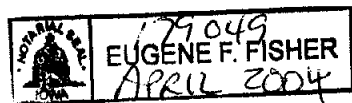
Eugene F. Fisher
Notary Public in and for the State of Iowa
My commission expires:

I (We) the owner(s) of Unit 980-1 of Applewood Condominiums, do hereby express my (our) consent to the above Amendment to the Declaration of Condominium as originally recorded in Book 2070, Page 136, Records of Johnson County, Iowa.

W D Cramer Janet White Cramer

STATE OF IOWA)
) SS:
COUNTY OF JOHNSON)

This instrument was acknowledged before me this 19th day of June, 2003 by Janet White Cramer and



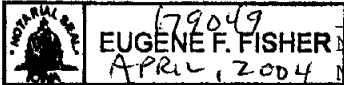
Eugene F. Fisher
Notary Public in and for the State of Iowa
My commission expires:

I ~~(we)~~ the owner(s) of Unit 55-2 of Applewood Condominiums, do hereby express my ~~(our)~~ ^{consent} to the above Amendment to the Declaration of Condominium as originally recorded in Book 2070, Page 136, Records of Johnson County, Iowa.

Collegiate

STATE OF IOWA)
) SS:
COUNTY OF JOHNSON)

This instrument was acknowledged before me this 13 day of May, 2008 by C. STEGINK and

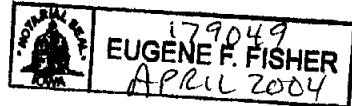
 Eugene F. Fisher
Notary Public in and for the State of Iowa
My commission expires:

I (We) the owner(s) of Unit 950-1 of Applewood Condominiums, do hereby express my (our) consent to the above Amendment to the Declaration of Condominium as originally recorded in Book 2070, Page 136, Records of Johnson County, Iowa.

Donna Farber X Donna Farber

STATE OF IOWA)
) SS:
COUNTY OF JOHNSON)

This instrument was acknowledged before me this 13 day of May, 2008 by DONNA FARBER and

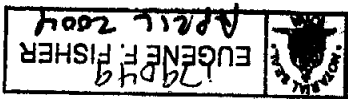
 Eugene F. Fisher
Notary Public in and for the State of Iowa
My commission expires:

I (We) the owner(s) of Unit 955 #2 of Applewood Condominiums, do hereby express my (our) consent to the above Amendment to the Declaration of Condominium as originally recorded in Book 2070, Page 136, Records of Johnson County, Iowa.

Dolores Hill

STATE OF IOWA)
) SS:
COUNTY OF JOHNSON)

This instrument was acknowledged before me this 13 day of May, 2003 by Dolores Hill and



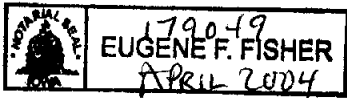
Eugene Fisher
Notary Public in and for the State of Iowa
My commission expires:

I (We) the owner(s) of Unit 955 #1 of Applewood Condominiums, do hereby express my (our) consent to the above Amendment to the Declaration of Condominium as originally recorded in Book 2070, Page 136, Records of Johnson County, Iowa.

Charles Able Linda Able

STATE OF IOWA)
) SS:
COUNTY OF JOHNSON)

This instrument was acknowledged before me this 13 day of May, 2003 by Linda Able and Charles Able.



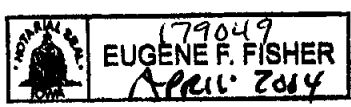
Eugene Fisher
Notary Public in and for the State of Iowa
My commission expires:

I (We) the owner(s) of Unit 945^{#1} of Applewood Condominiums, do hereby express my (our) consent to the above Amendment to the Declaration of Condominium as originally recorded in Book 2070, Page 136, Records of Johnson County, Iowa.

Thomas J. Eisen by Elizabeth Koffman-Eisen Elizabeth Koffman-Eisen

STATE OF IOWA)
) SS:
COUNTY OF JOHNSON)

This instrument was acknowledged before me this 13 day of May, 2003 by THOMAS J. EISEN / ELIZABETH KOFFMAN-EISEN and ELIZABETH KOFFMAN-EISEN



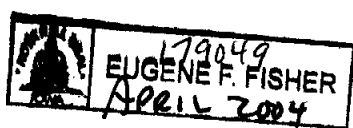
Eugene F. Fisher
Notary Public in and for the State of Iowa
My commission expires:

I (We) the owner(s) of Unit 955^{#2} of Applewood Condominiums, do hereby express my (our) consent to the above Amendment to the Declaration of Condominium as originally recorded in Book 2070, Page 136, Records of Johnson County, Iowa.

_____ Inez L. Kimm

STATE OF IOWA)
) SS:
COUNTY OF JOHNSON)

This instrument was acknowledged before me this 13 day of May, 2003 by INEZ L. Kimm and _____



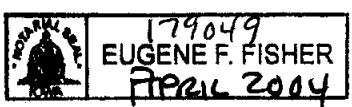
Eugene F. Fisher
Notary Public in and for the State of Iowa
My commission expires:

I (We) the owner(s) of Unit 935^{#1} of Applewood Condominiums, do hereby express my (our) consent to the above Amendment to the Declaration of Condominium as originally recorded in Book 2070, Page 136, Records of Johnson County, Iowa.

Arlene Hannan Harlan Hannan

STATE OF IOWA)
) SS:
COUNTY OF JOHNSON)

This instrument was acknowledged before me this 13 day of May, 2003 by Arlene Hannan and Harlan Hannan.



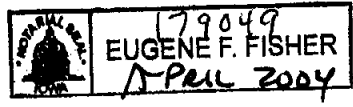
Eugene Fisher
Notary Public in and for the State of Iowa
My commission expires:

I (We) the owner(s) of Unit 950^{#2} of Applewood Condominiums, do hereby express my (our) consent to the above Amendment to the Declaration of Condominium as originally recorded in Book 2070, Page 136, Records of Johnson County, Iowa.

Janice Wilkerson David E. Wilkerson

STATE OF IOWA)
) SS:
COUNTY OF JOHNSON)

This instrument was acknowledged before me this 13 day of May, 2003 by David E. Wilkerson and Janice Wilkerson.



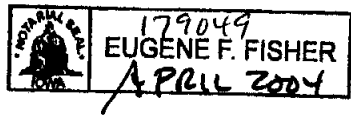
Eugene Fisher
Notary Public in and for the State of Iowa
My commission expires:

I (We) the owner(s) of Unit 960^{#1} of Applewood Condominiums, do hereby express my (our) consent to the above Amendment to the Declaration of Condominium as originally recorded in Book 2070, Page 136, Records of Johnson County, Iowa.

Judith A. Ellyson

STATE OF IOWA)
) SS:
COUNTY OF JOHNSON)

This instrument was acknowledged before me this 13 day of May, 2003 by Judith A. Ellyson and _____.



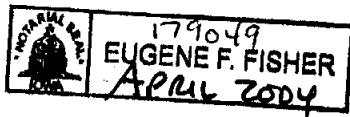
Eugene F. Fisher
Notary Public in and for the State of Iowa
My commission expires: _____

I (We) the owner(s) of Unit 975^{#2} of Applewood Condominiums, do hereby express my (our) consent to the above Amendment to the Declaration of Condominium as originally recorded in Book 2070, Page 136, Records of Johnson County, Iowa.

Bart Bernardini *Mary Bernardini*

STATE OF IOWA)
) SS:
COUNTY OF JOHNSON)

This instrument was acknowledged before me this 13 day of May, 2003 by MARY BERNARDINI and BART BERNARDINI.



Eugene F. Fisher
Notary Public in and for the State of Iowa
My commission expires: _____

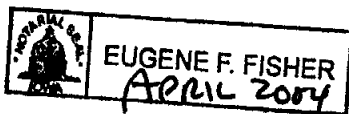
I (We) the owner(s) of Unit 960 2 of Applewood Condominiums, do hereby express my (our) consent to the above Amendment to the Declaration of Condominium as originally recorded in Book 2070, Page 136, Records of Johnson County, Iowa.

Jill Phillips

Charles J. Shelly

STATE OF IOWA)
) SS:
COUNTY OF JOHNSON)

This instrument was acknowledged before me this 13 day of May, 2003 by JILL PHILLIPS and CHARLES S. PHILLIPS.



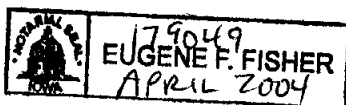
Notary Public in and for the State of Iowa
My commission expires:

I (We) the owner(s) of Unit 910^{#2} of Applewood Condominiums, do hereby express my (our) consent to the above Amendment to the Declaration of Condominium as originally recorded in Book 2070, Page 136, Records of Johnson County, Iowa.

Mary McNeill

STATE OF IOWA)
) SS:
COUNTY OF JOHNSON)

This instrument was acknowledged before me this 13 day of May, 2003 by MARY McNEULT and PAUL McNEULT.



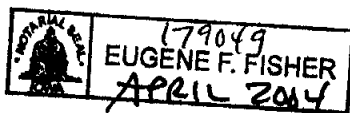
Eugene Fisher
Notary Public in and for the State of Iowa
My commission expires:

I (We) the owner(s) of Unit 975^{#1} of Applewood Condominiums, do hereby express my (our) consent to the above Amendment to the Declaration of Condominium as originally recorded in Book 2070, Page 136, Records of Johnson County, Iowa.

Marlys A. Haglan Victor H. Haglan

STATE OF IOWA)
) SS:
COUNTY OF JOHNSON)

This instrument was acknowledged before me this 13 day of May, 2008 by VICTOR H. HOGLAN and MARLYS A. HOGLAN.



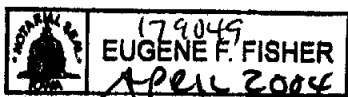
Notary Public in and for the State of Iowa
My commission expires:

I (We) the owner(s) of Unit 970-1 of Applewood Condominiums, do hereby express my (our) consent to the above Amendment to the Declaration of Condominium as originally recorded in Book 2070, Page 136, Records of Johnson County, Iowa.

Carol G. Lennep

[illegible]

This instrument was acknowledged before me this 13 day of May, 2003 by Carol F. Sennett and [Signature]



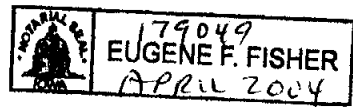
Notary Public in and for the State of Iowa
My commission expires:

I (We) the owner(s) of Unit 920#2 of Applewood Condominiums, do hereby express my (our) consent to the above Amendment to the Declaration of Condominium as originally recorded in Book 2070, Page 136, Records of Johnson County, Iowa.

Daniel E Shannon Geneva M Shannon

STATE OF IOWA)
) SS:
COUNTY OF JOHNSON)

This instrument was acknowledged before me this 20 day of May, 2003 by DANIEL E SHANNON and GENEVA M SHANNON.



Eugene Fisher
Notary Public in and for the State of Iowa
My commission expires:

I (We) the owner(s) of Unit 965#1 of Applewood Condominiums, do hereby express my (our) consent to the above Amendment to the Declaration of Condominium as originally recorded in Book 2070, Page 136, Records of Johnson County, Iowa.

Harold H Lindley Theo H. Lindley

STATE OF IOWA)
) SS:
COUNTY OF JOHNSON)

This instrument was acknowledged before me this 20 day of May, 2003 by HAROLD H. LINDLEY and THEO H. LINDLEY.



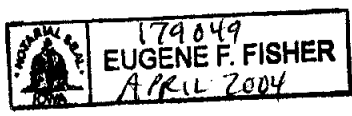
Eugene Fisher
Notary Public in and for the State of Iowa
My commission expires:

I (We) the owner(s) of Unit 985#1 of Applewood Condominiums, do hereby express my (our) consent to the above Amendment to the Declaration of Condominium as originally recorded in Book 2070, Page 136, Records of Johnson County, Iowa.

Susan McKibben

STATE OF IOWA)
) SS:
COUNTY OF JOHNSON)

This instrument was acknowledged before me this 20 day of MAY, 2008 by Susan McKibben and



Eugene Fisher
Notary Public in and for the State of Iowa
My commission expires:

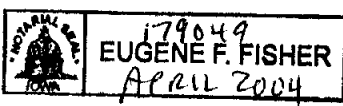
I (We) the owner(s) of Unit 970#2 of Applewood Condominiums, do hereby express my (our) consent to the above Amendment to the Declaration of Condominium as originally recorded in Book 2070, Page 136, Records of Johnson County, Iowa.

L

Eugenia Purdy McGehee

STATE OF IOWA)
) SS:
COUNTY OF JOHNSON)

This instrument was acknowledged before me this 20 day of May, 2008 by Gina McGehee and



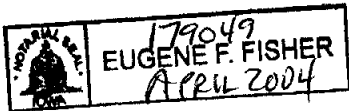
Eugene Fisher
Notary Public in and for the State of Iowa
My commission expires:

I (We) the owner(s) of Unit 925^{#1} of Applewood Condominiums, do hereby express my (our) consent to the above Amendment to the Declaration of Condominium as originally recorded in Book 2070, Page 136, Records of Johnson County, Iowa.

X Geraldine Hans

STATE OF IOWA)
) SS:
COUNTY OF JOHNSON)

This instrument was acknowledged before me this 20 day of MAY, 2003 by Geraldine Hans and _____



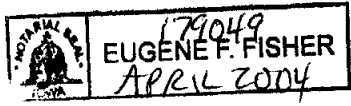
Eugene F. Fisher
Notary Public in and for the State of Iowa
My commission expires: _____

I (We) the owner(s) of Unit 925^{#2} of Applewood Condominiums, do hereby express my (our) consent to the above Amendment to the Declaration of Condominium as originally recorded in Book 2070, Page 136, Records of Johnson County, Iowa.

X Mary B. Brandstatter

STATE OF IOWA)
) SS:
COUNTY OF JOHNSON)

This instrument was acknowledged before me this 20 day of MAY, 2003 by MARY B. BRANDSTATTER and _____



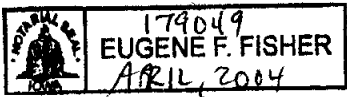
Eugene F. Fisher
Notary Public in and for the State of Iowa
My commission expires: _____

I (We) the owner(s) of Unit 925#3 of Applewood Condominiums, do hereby express my (our) consent to the above Amendment to the Declaration of Condominium as originally recorded in Book 2070, Page 136, Records of Johnson County, Iowa.

X Mary Kay Dettman

STATE OF IOWA)
) SS:
COUNTY OF JOHNSON)

This instrument was acknowledged before me this 20 day of May, 2003 by MARY KAY Dettman and



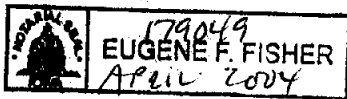
Eugene Fisher
Notary Public in and for the State of Iowa
My commission expires:

I (We) the owner(s) of Unit 950#3 of Applewood Condominiums, do hereby express my (our) consent to the above Amendment to the Declaration of Condominium as originally recorded in Book 2070, Page 136, Records of Johnson County, Iowa.

X Meel M Doshi

STATE OF IOWA)
) SS:
COUNTY OF JOHNSON)

This instrument was acknowledged before me this 20 day of May, 2003 by MEEL M DOSHI and



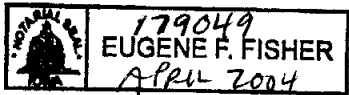
Eugene Fisher
Notary Public in and for the State of Iowa
My commission expires:

I (We) the owner(s) of Unit 945^{#3} of Applewood Condominiums, do hereby express my (our) consent to the above Amendment to the Declaration of Condominium as originally recorded in Book 2070, Page 136, Records of Johnson County, Iowa.

Pauline B. Hochstetler Harlan W. Hochstetler

STATE OF IOWA)
) SS:
COUNTY OF JOHNSON)

This instrument was acknowledged before me this 20 day of May, 2003 by PAULINE B. HOCHSTETLER and HARLAN W. HOCHSTETLER.



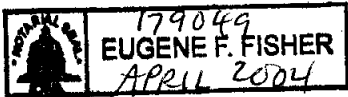
Eugene Fisher
Notary Public in and for the State of Iowa
My commission expires:

I (We) the owner(s) of Unit 920^{#1} of Applewood Condominiums, do hereby express my (our) consent to the above Amendment to the Declaration of Condominium as originally recorded in Book 2070, Page 136, Records of Johnson County, Iowa.

Austin E. Goodenberger Mildred Goodenberger

STATE OF IOWA)
) SS:
COUNTY OF JOHNSON)

This instrument was acknowledged before me this 20 day of May, 2003 by AUSTIN E. GOODENBERGER and MILDRED GOODENBERGER.



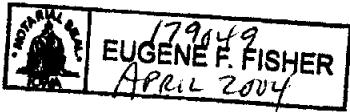
Eugene Fisher
Notary Public in and for the State of Iowa
My commission expires:

I (We) the owner(s) of Unit 985#2 of Applewood Condominiums, do hereby express my (our) consent to the above Amendment to the Declaration of Condominium as originally recorded in Book 2070, Page 136, Records of Johnson County, Iowa.

Celia Bingham Dale S. Bingham

STATE OF IOWA)
) SS:
COUNTY OF JOHNSON)

This instrument was acknowledged before me this 17 day of MAY, 2008 by DALE S. BINGHAM and CELIA BINGHAM.



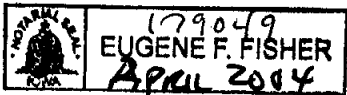
Eugene Fisher
Notary Public in and for the State of Iowa
My commission expires:

I (We) the owner(s) of Unit 935 #4 of Applewood Condominiums, do hereby express my (our) consent to the above Amendment to the Declaration of Condominium as originally recorded in Book 2070, Page 136, Records of Johnson County, Iowa.

Lu Ann Frisch

STATE OF IOWA)
) SS:
COUNTY OF JOHNSON)

This instrument was acknowledged before me this 17 day of MAY, 2008 by LU ANN FRISCH and



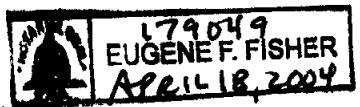
Eugene Fisher
Notary Public in and for the State of Iowa
My commission expires:

I (We) the owner(s) of Unit 910-1 of Applewood Condominiums, do hereby express my (our) consent to the above Amendment to the Declaration of Condominium as originally recorded in Book 2070, Page 136, Records of Johnson County, Iowa.

[Signature] Sandra K Clark

STATE OF IOWA)
) SS:
COUNTY OF JOHNSON)

This instrument was acknowledged before me this 10 day of SEPTEMBER, 2003 by DAVID CLARK and SANDRA K CLARK



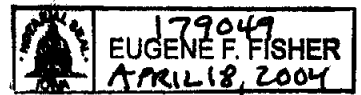
Eugene Fisher
Notary Public in and for the State of Iowa
My commission expires:

I (We) the owner(s) of Unit 925#4 of Applewood Condominiums, do hereby express my (our) consent to the above Amendment to the Declaration of Condominium as originally recorded in Book 2070, Page 136, Records of Johnson County, Iowa.

Thomas R Doyle _____

STATE OF IOWA)
) SS:
COUNTY OF JOHNSON)

This instrument was acknowledged before me this 10 day of SEPTEMBER, 2003 by Thomas Doyle and _____



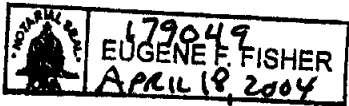
Eugene Fisher
Notary Public in and for the State of Iowa
My commission expires:

I (We) the owner(s) of Unit 950#4 of Applewood Condominiums, do hereby express my (our) consent to the above Amendment to the Declaration of Condominium as originally recorded in Book 2070, Page 136, Records of Johnson County, Iowa.

Lois M. Grew

STATE OF IOWA)
) SS:
COUNTY OF JOHNSON)

This instrument was acknowledged before me this 10 day of SEPTEMBER, 2003 by Lois M. Grew and



Eugene F. Fisher
Notary Public in and for the State of Iowa
My commission expires:

I (We) the owner(s) of Unit 945#2 of Applewood Condominiums, do hereby express my (our) consent to the above Amendment to the Declaration of Condominium as originally recorded in Book 2070, Page 136, Records of Johnson County, Iowa.

X June E. Kinney

STATE OF IOWA)
) SS:
COUNTY OF JOHNSON)

This instrument was acknowledged before me this 10 day of SEPTEMBER, 2003 by JUNE E. KINNEY and



Eugene F. Fisher
Notary Public in and for the State of Iowa
My commission expires: