17179

Doc ID: 019116760002 Type: GEN
Recorded: 08/02/2004 at 04:44:38 PM
Fee Amt: $12.00 Page 1 of 2
Johnson County Iowa
Kimberly A. Painter County Recorder
BK3776 PG258-259

Preparer
Information: Kandie K. Briscoe, 920 S. Dubuque Street, Iowa City, IA 52240 (319) 351-8181

AMENDMENT TO DECLARATION OF SUBMISSION OF PROPERTY TO HORIZONTAL PROPERTY REGIME FOR TULANE COURT

The undersigned officers of the Tulane Court Owners Association hereby certify that the following Resolution amending the Declaration of Submission of Property to Horizontal Property Regime for Tulane Court which document was recorded December 11, 1981 in Book 611, Page 89, Records of Johnson County, Iowa, was presented to all members of this association pursuant to Article XIII of said Declaration, at a special meeting held the 27th day of July, 2004; that all the requirements of said Declaration and By-Laws were met; and that said Resolution was duly adopted by an affirmative vote of more than 67 2/3% of all owners at said special meeting, to-wit:

RESOLVED, that the Declaration of Submission of Property to Horizontal Property Regime for Tulane Court shall be amended pursuant to the provisions of Article XIII therein by adding the following paragraph to Section 2 of Article X, Conditions of and Restrictions on Ownership, Use and Enjoyment:

(j) This real estate property is intended to qualify as "housing for older persons" as defined in the federal Fair Housing Act (42 U.S.C.A. §3607). Every unit must, therefore, be occupied by at least one person who is 55 years of age or older. Further, each owner or prospective owner shall immediately submit verification of compliance with this restriction upon written request from any officer of the Owners Association.

FURTHER RESOLVED, that the President and Secretary of Tulane Court Owners Association shall certify a copy of the Resolution in recordable form to be recorded in the Records of Johnson County, Iowa.

DATED this 2nd day of August, 2004.

TULANE COURT OWNERS ASSOCIATION

BY: _____
Richard L. Van Duyn, President

BY: _____
Robert Froehle, Secretary

STATE OF IOWA)
) SS:
JOHNSON COUNTY)

On this 2nd day of August, 2004, before me, the undersigned, a Notary Public in and for said County, in said State, personally appeared Richard L. Van Duyn and Robert Froehle, to me personally known, who being by me duly sworn, did say that they are the President and Secretary, of said corporation; that no seal has been procured by the said corporation; that said instrument was signed on behalf of said corporation by authority of its Board of Directors; and that the said Richard L. Van Duyn and Froehle, as such officers, acknowledged the execution of said instrument to be the voluntary act and deed of said corporation by it and by them voluntarily executed.

NOTARIAL SEAL IOWA
D L CHELF
Commission Number 010213
My Commission Expires
April 7, 2005

_____
Notary Public in and for the State of Iowa.

kb18\r71c6047

IOWA CITY IA 522
PO BOX 808
KENNEDY & CO