AMENDMENT

TO

ARTICLES OF ASSOCIATION

OF

ROCKY HEIGHTS ROAD ASSOCIATION

WHEREAS, the undersigned are owners of Lots in the following described subdivision in Delaware County:

> Willie's first subdivision of part of the Northeast Quarter (NE 1/4) of the Southeast Quarter (SE 1/4) of Section Fifteen (15), Township Eighty Eight (88) North, Range Five (5) West of the 5th P.M., and Part of the Northwest Quarter (NW 1/4) of the Southwest Quarter (SW 1/4) of Section Fourteen (14), Township Eighty Eight (88) North, Range Five (5) West of the 5th P.M.

1-d55

and owners of property adjacent to said subdivision in Delaware County described as:

> That part of the Northeast Quarter (NE 1/4) of the Southeast Quarter (SE 1/4) of Section Fifteen (15), Township Eighty Eight (88) North, Range Five (5) West of the Fifth P.M., Delaware County, Iowa, described as commencing at the Southwest corner of the Northeast Quarter (NE 1/4) of the Southeast Quarter (SE 1/4) of said Section Fifteen (15), thence North 0 degrees 16 minutes West 60.0 feet to the point of beginning, thence North 0 degrees 16 minutes West 270.9 feet, thence East 482.4 feet, thence South 0 degrees 16 minutes East 270.9 feet, thence West 482.4 feet to the point of beginning, in Delaware County, Iowa, said parcel containing approximately 3.0 acres subject to road right of way and easements of record. The South line of said Section Fifteen (15) is assumed to bear due East and West.

WHEREAS, the undersigned have acted as the Rocky Heights Road Association in the past to provide for upkeep and maintenance and snow removal of the roads in Willie's first subdivision described as:

> Lots Six (6), Sixteen (16), Nineteen (19), and Twenty (20) of Willie's First Subdivision of part of the Northeast Quarter (NE 1/4) of the Southeast Quarter (SE 1/4) of Section Fifteen (15), Township Eighty Eight (88) North, Range Five (5), West of the Fifth Principal Meridian, and part of the Northwest Quarter (NW 1/4) of the Southwest Quarter (SW 1/4) of Section Fourteen (14), Township Eighty Eight (88) North, Range Five (5), West of the Fifth Principal Meridian, Delaware County, Iowa.

FILE No. 284-3363
RECORDING FEE $ 40.00
TRANSFER FEE $
FILED FOR RECORD THE 13 DAY OF May, 1993 AT 4:31 O'CLOCK P. M. BOOK 4 PAGE 9
STATE OF IOWA, DELAWARE COUNTY
Deborah L. Peyton, Recorder
Misc.

and now desire to amend the Articles of Association previously adopted.

Now, therefore, for mutual considerations, it is agreed by and between the undersigned as follows:

Article 3, entitled "Ownership" is hereby deleted and the following Article substituted therefore:

3. **OWNERSHIP**

The roadways in the Subdivision shall be conveyed to and owned by the adjacent titleholders, with the Association's members retaining an easement for use over said roadways and subject to the provisions of these Articles with regards to repair and maintenance.

It is further agreed that to implement said Amendment, the Secretary of the Association, Charles J. Werner, is hereby directed to convey by Quit Claim Deed on behalf of the Association those portions of the roadways immediately adjacent to property owned by members of the Association, reserving an easement right over those roadways for the benefit of all owners of lots in the Subdivision, subject to the terms and conditions set forth in the Articles of Association of Rocky Heights Road Association as amended.

Signed and dated by the undersigned on the dates set forth below:

LOT 1

Gerhard P Anderson
Gerhard P. Anderson

Date: 3-23-93

Leta Anderson
Leta Anderson

Date: 3-23-93

STATE OF IOWA)
)ss:
DELAWARE COUNTY)

On this 23rd day of March, 1993, before the undersigned, a Notary Public in and for said County, in said State, personally appeared Gerhard P. Anderson and Leta Anderson to me known to be the identical persons named in and who executed the within and foregoing instrument to which this is attached, and acknowledged that they executed the same as their voluntary act and deed.

Diane Nelson
Notary Public in and for said County
Diane Nelson

LOT 2

Kevin D. Toms — Date: 3-23-93
Kevin D. Toms

Jackie Toms — Date: 3-23-93
Jackie Toms

STATE OF IOWA)
)ss:
DELAWARE COUNTY)

On this 23rd day of March, 1993, before the undersigned, a Notary Public in and for said County, in said State, personally appeared Kevin D. Toms and Jackie Toms to me known to be the identical persons named in and who executed the within and foregoing instrument to which this is attached, and acknowledged that they executed the same as their voluntary act and deed.

Diane Nelson
Notary Public in and for said County
Diane Nelson

LOT 3

Mary J. Weatherwax MJW — Date: 1/11/92 3-23-93
Mary J. Weatherwax

~~David L. Weatherwax~~ — Date:
~~David L. Weatherwax~~

STATE OF IOWA)
)ss:
DELAWARE COUNTY)

On this 23rd day of March, 1993, before the undersigned, a Notary Public in and for said County, in said State, personally appeared Mary J. Weatherwax ~~and David L. Weatherwax~~ to me known to be the identical persons named in and who executed the within and foregoing instrument to which this is attached, and acknowledged that they executed the same as their voluntary act and deed.

Diane Nelson
Notary Public in and for said County
Diane Nelson

LOT 4, LOT 5

James V. Graybill Date: 3-23-93
James V. Graybill

Patricia A. Graybill Date: 3-23-93
Patricia Ann Graybill

STATE OF IOWA)
)ss:
DELAWARE COUNTY)

On this 23rd day of March, 1993, before the undersigned, a Notary Public in and for said County, in said State, personally appeared James V. Graybill and Patricia Ann Graybill to me known to be the identical persons named in and who executed the within and foregoing instrument to which this is attached, and acknowledged that they executed the same as their voluntary act and deed.

Diane Nelson
Notary Public in and for said County
Diane Nelson

LOT 7

Chris Larsen Date: 3-23-93
~~Ronald J. Grage~~ Christopher B. Larsen

Mary Jo Larsen Date: 3-23-93
~~Keely R. Grage~~ Mary Jo Larsen

STATE OF IOWA)
)ss:
DELAWARE COUNTY)

On this 23rd day of March, 1993, before the undersigned, a Notary Public in and for said County, in said State, personally appeared ~~Ronald J. Grage~~ Chris Larsen and ~~Keely R. Grage~~ Mary Jo Larsen to me known to be the identical persons named in and who executed the within and foregoing instrument to which this is attached, and acknowledged that they executed the same as their voluntary act and deed.

Diane Nelson
Notary Public in and for said County
Diane Nelson

LOT 8

Larry J. Welcher Date: 3-18-93
Larry J. Welcher

STATE OF IOWA)
)ss:
DELAWARE COUNTY)

On this 18th day of March, 1993, before the undersigned, a Notary Public in and for said County, in said State, personally appeared Larry J. Welcher to me known to be the identical person named in and who executed the within and foregoing instrument to which this is attached, and acknowledged that he executed the same as his voluntary act and deed.

Diane Nelson
Notary Public in and for said County
Diane Nelson

LOT 9

Robert W Spoerl Date: 3-23-93
Robert W. Spoerl

STATE OF IOWA)
)ss:
DELAWARE COUNTY)

On this 23rd day of March, 1993, before the undersigned, a Notary Public in and for said County, in said State, personally appeared Robert W. Spoerl to me known to be the identical person named in and who executed the within and foregoing instrument to which this is attached, and acknowledged that he executed the same as his voluntary act and deed.

Diane Nelson
Notary Public in and for said County
Diane Nelson

Lot 10

Lisa Marie Becker Stelken — Date: 3-23-93
Lisa Marie Becker Stelken

Date:

~~David A. Stelken~~

STATE OF IOWA)
)ss:
DELAWARE COUNTY)

On this 23rd day of March, 1993, before the undersigned, a Notary Public in and for said County, in said State, personally appeared Lisa Marie Becker Stelken ~~and David A. Stelken~~ to me known to be the identical persons named in and who executed the within and foregoing instrument to which this is attached, and acknowledged that they executed the same as their voluntary act and deed.

Iowa
NOTARIAL SEAL

Diane Nelson
Notary Public in and for said County
Diane Nelson

Lot 11

Victor L. Pugh V.L.P. — Date: 1-11-93 3-23-93
Victor L. Pugh

Lori A. Pugh L.A.P. — Date: 1-11-93 3-23-93
Lori A. Pugh

STATE OF IOWA)
)ss:
DELAWARE COUNTY)

On this 23rd day of March, 1993, before the undersigned, a Notary Public in and for said County, in said State, personally appeared Victor L. Pugh and Lori A. Pugh to me known to be the identical persons named in and who executed the within and foregoing instrument to which this is attached, and acknowledged that they executed the same as their voluntary act and deed.

Iowa
NOTARIAL SEAL

Diane Nelson
Notary Public in and for said County
Diane Nelson

LOT 12, West 1/2 of Lot 13

X Charles A. Harris

Charles A. Harris Date: 5-4-93

X Gloria W. Harris

Gloria W. Harris Date: 5-4-93

STATE OF IOWA)
)ss:
DELAWARE COUNTY)

On this 4th day of May, 1993, before the undersigned, a Notary Public in and for said County, in said State, personally appeared Charles A. Harris and Gloria W. Harris to me known to be the identical persons named in and who executed the within and foregoing instrument to which this is attached, and acknowledged that they executed the same as their voluntary act and deed.

Carole Black

CAROLE BLACK
MY COMMISSION EXPIRES
4-26-96

Notary Public in and for said County

East 1/2 of LOT 13, LOT 14, LOT 15

David E Nelson

David E. Nelson Date: 3-23-93.

STATE OF IOWA)
)ss:
DELAWARE COUNTY)

On this 23rd day of March, 1993, before the undersigned, a Notary Public in and for said County, in said State, personally appeared David E. Nelson to me known to be the identical person named in and who executed the within and foregoing instrument to which this is attached, and acknowledged that he executed the same as his voluntary act and deed.

NOTARIAL SEAL

Diane Nelson

Notary Public in and for said County
Diane Nelson

LOT 17, LOT 18

Charles J Werner C.J.W. Date: 1-11-92 3-23-93.
Charles J. Werner

STATE OF IOWA)
)ss:
DELAWARE COUNTY)

On this 23rd day of March, 1993, before the undersigned, a Notary Public in and for said County, in said State, personally appeared Charles J. Werner to me known to be the identical person named in and who executed the within and foregoing instrument to which this is attached, and acknowledged that he executed the same as his voluntary act and deed.

Diane Nelson
Notary Public in and for said County
Diane Nelson

Three acres in the NE 1/4 of the SE 1/4 Section 15.

Russell S. Holroyd Date: 1-11-92 R.S.H. 3-23-93
Russell S. Holroyd

Wendy L. Holroyd Date: 3-23-93.
Wendy L. Holroyd

STATE OF IOWA)
)ss:
DELAWARE COUNTY)

On this 23rd day of March, 1993, before the undersigned, a Notary Public in and for said County, in said State, personally appeared Russell S. Holroyd and Wendy L. Holroyd to me known to be the identical persons named in and who executed the within and foregoing instrument to which this is attached, and acknowledged that they executed the same as their voluntary act and deed.

Diane Nelson
Notary Public in and for said County
Diane Nelson