DEL. CO. AUDITOR

DELAWARE COUNTY IOWA
FILED
1999 MY -7 AM 10: 50
BK 1999 PAGE 1614
DEBORAH L. REYON
DELAWARE CO. RECORDER

RECORDER FEE $ 11.00
AUDITOR FEE $ 5.00

Harry E. Odeen
to
Marian J. Odeen

Entered for taxation 13th day of May A.D. 1999
Sharon McCulloch Auditor
By Charlotte Bade Deputy

88-167

Prepared by Allen & Vernon, P.L.C.
P.O. Box 488, Marion, Iowa 52302

REQUEST FOR CHANGE OF COUNTY AUDITOR'S REAL ESTATE TAXATION RECORDS

STATE OF IOWA)
Delaware County) SS:

TO: Delaware County Recorder and

Delaware County Auditor,

I, Marian J. Odeen, being first duly sworn on oath, depose and state that I reside at 1070 28th Street, Marion, IA 52302. This affidavit pertains to property which is more particularly described as:

(See EXHIBIT A attached.)

That the record title to the said property is now in the names of Harry E. Odeen and Marian J. Odeen, HUSBAND AND WIFE, AS JOINT TENANTS WITH FULL RIGHTS OF SURVIVORSHIP, AND NOT AS TENANTS IN COMMON, the said record owners being myself and the deceased, Harry E. Odeen.

That for the information of the County Auditor of Delaware County, Iowa I hereby certify that the said Harry E. Odeen died on June 15, 1998 and that I am now the sole owner of the property.

Therefore, I hereby request you, the above-named County Auditor, to list said property for taxation in my name only from and after this date.

WITNESS my hand on the date noted in the certificate of the Notary Public endorsed below, my signature hereto.

Marian J. Odeen
Marian J. Odeen
1070 28th Street
Marion, IA 52302

Subscribed and sworn to before me by the said Marian J. Odeen, this 6th day of May 1999.

CHRISTOPHER K. DOLAN
MY COMMISSION EXPIRES
April 14, 2001

Christopher K. Dolan
NOTARY PUBLIC

EXHIBIT A

ALL LAKE FRONTAGE RUNNING TO THE MIDDLE OF THE MAQUOKETA RIVER BED WITH REGARD TO THE FOLLOWING DESCRIBED REAL ESTATE: LOT 25 OF "STONE'S FIRST ADDITION TO DELAWARE COUNTY, IOWA", A SUBDIVISION OF PARTS OF THE SOUTHEAST QUARTER OF NORTHWEST QUARTER AND SOUTHWEST QUARTER OF NORTHWEST QUARTER OF SECTION 25-88-5, WEST OF THE 5TH P.M., ACCORDING TO THE PLAT THEREOF, RECORDED IN PLAT RECORD 2, PAGE 90, IN OFFICE OF RECORDER OF DELAWARE COUNTY; TOGETHER WITH USE OF THE ROADWAY FROM THE PUBLIC HIGH-WAY TO SAID SUBDIVISION, AND THE USE OF THE ROADWAY AS TRAVELED OR MARKED IN LOTS 27 AND 28 OF SAID SUBDIVISION, FOR INGRESS AND EGRESS TO SAID LOT 25, ALL IN COMMON WITH OTHERS RIGHTFULLY USING THE SAME. THIS DEED IS SUBJECT TO THE FOLLOWING COVENANTS: SAME IS SUBJECT TO THE EXISTING FLOOD PLAIN RIGHTS AND THE GRANTEES SHALL HOLD THE GRANTORS HARMLESS WITH REGARD TO FLOODING OF THE PROPERTY CONVEYED.

AND

LOT 25 OF "STONE'S FIRST ADDITION TO DELAWARE COUNTY, IOWA", A SUBDIVISION OF PARTS OF THE SE¼ OF NW¼ AND SW¼ OF NW¼ OF SECTION 25-88-5, WEST OF THE 5TH P.M., ACCORDING TO THE PLAT THEREOF RECORDED IN PLAT RECORD 2, PAGE 90, IN OFFICE OF RECORDER OF DELAWARE COUNTY; TOGETHER WITH USE OF THE ROADWAY FROM THE PUBLIC HIGHWAY TO SAID SUBDIVISION, AND THE USE OF THE ROADWAY AS TRAVELED OR MARKED IN LOTS 27 AND 28 OF SAID SUBDIVISION, FOR INGRESS AND EGRESS TO SAID LOT 25 ALL IN COMMON WITH OTHERS RIGHTFULLY USING THE SAME. SUBJECT TO THE FOLLOWING COVENANTS AND RESTRICTIONS WHICH SHALL RUN WITH THE LAND IN FAVOR OF ALL OTHER OWNERS OF PROPERTY IN SAID SUBDIVISION HEREIN, THEIR HEIRS, ASSIGNS, PERSONAL REPRESENTATIVES, CLAIMANTS AND SUBSEQUENT OWNERS OF THE PREMISES: THAT SAID PREMISES SHALL NOT BE USED FOR ANY COMMERCIAL, UNLAWFUL OR IMMORAL PURPOSE WHATSOEVER; THAT THE COTTAGE OR DWELLING ERECTED THEREON SHALL CONTAIN AT LEAST 480 SQUARE FEET OF FLOOR SPACE ENCLOSED WITHIN THE BUILDING AND SHALL BE PROMPTLY COMPLETED IN A NEAT AND WORKMANLIKE MANNER, SHALL CONTAIN DRAINS AND TOILET CONNECTED TO SEPTIC TANK, AND NO PART OF SAID BUILDING OR PORCHES CONNECTED THERETO SHALL BE WITHIN TEN(10) FEET OF ANY BOUNDARY LINE OTHER THAN THE WATER FRONT OF SAID LOT, THAT NO TRAILERS OR MOBILE HOMES SHALL BE LOCATED THEREON; THAT ALL WEEDS, BRUSH, GARBAGE, ASHES, REFUSE, JUNK AND WASTE SHALL BE BURNED, BURIED OR REMOVED FROM SAID PREMISES AND NONE DEPOSITED IN THE WATER ADJOINING THE SUBDIVISION, AFORESAID; ALL IN ORDER TO PROTECT THE DESIRABILITY, BEAUTY AND VALUE OF ALL THE LAND IN SAID SUBDIVISION FOR THE BENEFIT OF ALL THE OWNERS THEREOF. SAID RESTRICTIVE COVENANTS TO RUN WITH THE LAND.