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DEBORAH L PEYTON, RECORDER/REGISTRAR
DELAWARE COUNTY IOWA

EW Prepared by/return to:
Larry Youngblut, USDA Rural Development, 1510 3rd St SW, Waverly IA 50677 (319) 352-1715

(Name) (Title) (Address) (Telephone)

Legal Description on page 1 of this document.

DECLARATION OF TITLE RESTRICTIONS
(Protection of Existing Tenants)

The following restrictive-use language constitutes a restriction on the property described as follows: **State of Iowa, County of: Delaware**

Lots Ten (10) and Eleven (11) and the West 6.0 Feet of Lot Nine (9) of Ludley's First Addition to a part of Henry Acers' Addition and to part of the Southwest Quarter of the Southeast Quarter of Section Twenty (20), Township Eighty-Nine (89) North, Range Five (5) West of the Fifth P.M., City of Manchester, Delaware County, Iowa according to a plat recorded in Book 3 Plats, page 190.

The owner of this property and any successors in interest must use the property described herein in compliance with 42 U.S.C. 1485 (Section 515) and applicable regulations and the subsequent amendments, for the purpose of housing very low, low, and moderate income households. The period of the restriction will be until the last existing tenant that occupied the property on the date of prepayment voluntarily vacates.

USDA Rural Development and eligible tenants may enforce these restrictions.

The owner of this property and any successors in interest also agree:

1) To set rents, other charges, and conditions of occupancy in a manner to meet these restrictions;
2) To post a USDA Rural Development approved notice of this restriction for the tenants of the property;
3) To adhere to applicable local, sate, and Federal laws; and
4) To obtain USDA, Rural Development concurrence for any rental procedures that deviate from those approved at the time of prepayment, prior to implementation.

The owner and any successors in interest will be released from these obligations before the termination period stated herein only when USDA determines that there is no longer a need for the housing or that financial assistance provided the residents of the housing will no longer be provided due to no fault, action or lack of action on the part of the owner and any successors in interest.

Joseph J. Koopman
Owner

4-25-09
Date

John P. Koopman
Owner

4-25-09
Date

STATE OF IOWA
COUNTY OF Delaware

On this 25 day of April, 2009 before me, a Notary Public in and for the Above-named County, personally appeared *Joseph J. Koopman* and *John P. Koopman* to me known to be the identical person(s) named in and who executed the foregoing instrument and acknowledged that *they* executed the same as *their* voluntary act and deed.

Teresa Turnis
Notary Public

(SEAL)

My commission expires: 7-25-2009

TERESA TURNIS
Commission Number 723636
My Comm. Exp. 7/25/09