Book 2016 Page 980
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Daneen Schindler, RECORDER/REGISTRAR
DELAWARE COUNTY IOWA

Prepared By and Return To: George A. Davis, 225 1st Ave E, PO Box 304, Dyersville, IA 52040
(563) 875-9112

AFFIDAVIT EXPLANATORY OF TITLE

STATE OF IOWA)
) ss
COUNTY OF DUBUQUE)

The undersigned, first being duly sworn (affirmed) upon oath deposes and states:

1) That the attached Consents represent Consents signed by all the Lot owners of Westridge Estates 9th Addition to remove Lot 1 of Westridge Estates 9th Addition, City of Dyersville, from the Restrictive Covenants referred to below.

2) These owners consent to the Amendment to the General Declaration of Covenants and Restrictions striking Lot 1 of Westridge Estates 9th Addition, City of Dyersville, Iowa, Delaware County, Iowa, according to the recorded Plat thereof, from said General Declaration of Covenants and Restrictions filed on the 18th day of July, 2013, in Book 2013, Page 2395 of the records of Delaware County, Iowa.

3) Attached a summary of each of the Lot owners in Westridge Estates 9th Addition and the lots that they own as of this 20th day of April, 2016

Dated this 20th day of April, 2016.

Jerome Koch, Affiant

Signed and sworn to (affirmed) before me on this 20th day of April, 2016, by Jerome Koch.

NOTARIAL SEAL IOWA
JANET M. SCHERBRING
COMMISSION # 184062
MY COMMISSION EXPIRES
4/10/17

Signature of Notary Public

Prepared by & Return to: George A. Davis, 225 1st Ave E, Dyersville, IA 52040 (563) 875-9112

CONSENT

The undersigned, owner of Lots 1, 2, 3, 4, 10, 11, 23, 24, 25, 26, 27, 28, 29, 32, 33, 34, 36, 38, 39, and 40 of Westridge Estates 9th Addition, City of Dyersville, Iowa, Delaware County, Iowa, according to the recorded Plat therefore, hereby consents to the Amendment to the General Declaration of Covenants and Restrictions striking Lot 1 of Westridge Estates 9th Addition, City of Dyersville, Iowa, Delaware County, Iowa, according to the recorded Plat thereof, from said General Declaration of Covenants and Restrictions filed on the 18th day of July, 2013, in book 2013, Page 2395 of the records of Delaware County, Iowa.

Dated this 24th day of March, 2016.

K & K BUILDING & SUPPLY, INC.

By: Jerome L Koch
Jerome L. Koch, President

By: Jeanine Koch
Jeanine Koch, Secretary

STATE OF IOWA, COUNTY OF DUBUQUE

This record was acknowledged before me this 24th day of March, 2016, by Jerome L. Koch and Jeanine Koch, as President and Secretary of K & K Building & Supply, Inc., and Iowa Corporation.

NOTARIAL SEAL IOWA

JANET M. SCHERBRING
COMMISSION # 184062
MY COMMISSION EXPIRES
4/10/17

Janet M Scherbring
Notary Public in and for said State

Prepared by & Return to: David L. Clemens, Esq., CWCRH Law Firm, 2080 Southpark Court, Dubuque, IA 52001

CONSENT

The undersigned, owner of Lot 5 of Westridge Estates 9th Addition, City of Dyersville, Iowa, Delaware County, Iowa, according to the recorded Plat therefore, hereby consents to the Amendment to the General Declaration of Covenants and Restrictions striking Lot 1 of Westridge Estates 9th Addition, City of Dyersville, Iowa, Delaware County, Iowa, according to the recorded Plat thereof, from said General Declaration of Covenants and Restrictions filed on the 18th day of July, 2013, in Book 2013, Page 2395 of the records of Delaware County, Iowa.

Dated this 25th day of March, 2016.

By: Ronald D. Lawrence
Ronald D. Lawrence
Owner of Lot 5

By: Mary C. Lawrence
Mary C. Lawrence
Owner of Lot 5

STATE OF IOWA, Dubuque COUNTY, ss:
This instrument was acknowledged before me on this 25th day of March, 2016 by Ronald D. Lawrence as Owner of Lot 5.

JANET M. SCHERBRING
COMMISSION # 184062
MY COMMISSION EXPIRES
4/10/17

Janet M Scherbring
Notary Public in and for said State

STATE OF IOWA, Dubuque COUNTY, ss:
This instrument was acknowledged before me on this 25th day of March, 2016 by Mary C. Lawrence as Owner of Lot 5.

JANET M. SCHERBRING
COMMISSION # 184062
MY COMMISSION EXPIRES
4/10/17

Janet M Scherbring
Notary Public in and for said State

Prepared by & Return to: David L. Clemens, Esq., CWCRH Law Firm, 2080 Southpark Court, Dubuque, IA 52001

CONSENT

The undersigned, owner of Lot 6 of Westridge Estates 9th Addition, City of Dyersville, Iowa, Delaware County, Iowa, according to the recorded Plat therefore, hereby consents to the Amendment to the General Declaration of Covenants and Restrictions striking Lot 1 of Westridge Estates 9th Addition, City of Dyersville, Iowa, Delaware County, Iowa, according to the recorded Plat thereof, from said General Declaration of Covenants and Restrictions filed on the 18th day of July, 2013, in Book 2013, Page 2395 of the records of Delaware County, Iowa.

Dated this 23 day of March, 2016.

By: Eric W. Loeffelholz
Eric W. Loeffelholz
Owner of Lot 6

By: Louise A. Loeffelholz
Louise A. Loeffelholz
Owner of Lot 6

STATE OF ~~IOWA~~ AZ, Maricopa COUNTY, ss:
This instrument was acknowledged before me on this 23 day of March, 2016 by Eric W. Loeffelholz as Owner of Lot 6

TINA WALKER
Notary Public - Arizona
Maricopa County
Expires 01/31/2020

Tina Walker State of Arizona
Notary Public in and for said State

STATE OF ~~IOWA~~ AZ, Maricopa COUNTY, ss:
This instrument was acknowledged before me on this 23 day of March, 2016 by Louise A. Loeffelholz as Owner of Lot 6

TINA WALKER
Notary Public - Arizona
Maricopa County
Expires 01/31/20

Tina Walker State of Arizona
Notary Public in and for said State

S:\WP\Cyndi\Koch, Jerry & Jeanine\Consent to Amendment - 32116.docx

Prepared by & Return to: David L. Clemens, Esq., CWCRH Law Firm, 2080 Southpark Court, Dubuque, IA 52001

CONSENT

The undersigned, owner of Lot 7 of Westridge Estates 9th Addition, City of Dyersville, Iowa, Delaware County, Iowa, according to the recorded Plat therefore, hereby consents to the Amendment to the General Declaration of Covenants and Restrictions striking Lot 1 of Westridge Estates 9th Addition, City of Dyersville, Iowa, Delaware County, Iowa, according to the recorded Plat thereof, from said General Declaration of Covenants and Restrictions filed on the 18th day of July, 2013, in Book 2013, Page 2395 of the records of Delaware County, Iowa.

Dated this 26th day of March, 2016.

By: Edna M. Scherbring
Edna M. Scherbring
Owner of Lot 7

By: _____
Owner of Lot _____

STATE OF IOWA, Dubuque COUNTY, ss:
This instrument was acknowledged before me on this 26th day of March, 2016 by Edna M. Scherbring as Owner of Lot 7.

JANET M. SCHERBRING
COMMISSION # 184062
MY COMMISSION EXPIRES
4/10/17

Janet M. Scherbring
Notary Public in and for said State

STATE OF IOWA, _____ COUNTY, ss:
This instrument was acknowledged before me on this _____ day of _____, 2016 by _____ as Owner of Lot _____.

_____
Notary Public in and for said State

S:\WP\Cyndi\Koch, Jerry & Jeanine\Consent to Amendment - 32116.docx

Prepared by & Return to: David L. Clemens, Esq., CWCRH Law Firm, 2080 Southpark Court, Dubuque, IA 52001

CONSENT

The undersigned, owner of Lot 8 of Westridge Estates 9th Addition, City of Dyersville, Iowa, Delaware County, Iowa, according to the recorded Plat therefore, hereby consents to the Amendment to the General Declaration of Covenants and Restrictions striking Lot 1 of Westridge Estates 9th Addition, City of Dyersville, Iowa, Delaware County, Iowa, according to the recorded Plat thereof, from said General Declaration of Covenants and Restrictions filed on the 18th day of July, 2013, in Book 2013, Page 2395 of the records of Delaware County, Iowa.

Dated this 24th day of March, 2016.

By: Dennis J. Felton
Dennis J. Felton
Owner of Lot 8

By: Gladys K. Felton
Gladys K. Felton
Owner of Lot 8

STATE OF IOWA, Dubuque COUNTY, ss:
This instrument was acknowledged before me on this 24th day of March, 2016 by Dennis J. Felton as Owner of Lot 8.

JANET M. SCHERBRING
COMMISSION # 184062
MY COMMISSION EXPIRES
4/10/17

Janet M Scherbring
Notary Public in and for said State

STATE OF IOWA, Dubuque COUNTY, ss:
This instrument was acknowledged before me on this 24th day of March, 2016 by Gladys K. Felton as Owner of Lot 8.

JANET M. SCHERBRING
COMMISSION # 184062
MY COMMISSION EXPIRES
4/10/17

Janet M Scherbring
Notary Public in and for said State

S:\WP\Cyndi\Koch, Jerry & Jeanine\Consent to Amendment - 32116.docx

Prepared by & Return to: David L. Clemens, Esq., CWCRH Law Firm, 2080 Southpark Court, Dubuque, IA 52001

CONSENT

The undersigned, owner of Lot 9 of Westridge Estates 9th Addition, City of Dyersville, Iowa, Delaware County, Iowa, according to the recorded Plat therefore, hereby consents to the Amendment to the General Declaration of Covenants and Restrictions striking Lot 1 of Westridge Estates 9th Addition, City of Dyersville, Iowa, Delaware County, Iowa, according to the recorded Plat thereof, from said General Declaration of Covenants and Restrictions filed on the 18th day of July, 2013, in Book 2013, Page 2395 of the records of Delaware County, Iowa.

Dated this 26 day of March, 2016.

By: _____
Douglas J. Marsh
Owner of Lot 9

By: _____
Kimberly K. Marsh
Owner of Lot 9

STATE OF IOWA, Dubuque COUNTY, ss:

This instrument was acknowledged before me on this 26th day of March, 2016 by Douglas J. Marsh as Owner of Lot 9.

JANET M. SCHERBRING
COMMISSION # 184062
MY COMMISSION EXPIRES
4/10/17

_____
Notary Public in and for said State

STATE OF IOWA, Dubuque COUNTY, ss:

This instrument was acknowledged before me on this 26th day of March, 2016 by Kimberly K. Marsh as Owner of Lot 9.

JANET M. SCHERBRING
COMMISSION # 184062
MY COMMISSION EXPIRES
4/10/17

_____
Notary Public in and for said State

S:\WP\Cyndi\Koch, Jerry & Jeanine\Consent to Amendment - 32116.docx

Prepared by & Return to: George A. Davis, 225 1st Ave E, Dyersville, IA 52040 (563) 875-9112

CONSENT

The undersigned, owner of Lots 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 41, 42 and 43 of Westridge Estates 9th Addition, City of Dyersville, Iowa, Delaware County, Iowa, according to the recorded Plat therefore, hereby consents to the Amendment to the General Declaration of Covenants and Restrictions striking Lot 1 of Westridge Estates 9th Addition, City of Dyersville, Iowa, Delaware County, Iowa, according to the recorded Plat thereof, from said General Declaration of Covenants and Restrictions filed on the 18th day of July, 2013, in book 2013, Page 2395 of the records of Delaware County, Iowa.

Dated this 24th day of March, 2016.

JEROME L KOCH REVOCABLE TRUST

By: Jerome L Koch
Jerome L. Koch, Trustee

JEANINE KOCH REVOCABLE TRUST

By: Jeanine Koch
Jeanine Koch, Trustee

STATE OF IOWA, COUNTY OF DUBUQUE

This record was acknowledged before me this 24th day of March, 2016, by Jerome L. Koch as Trustee of the Jerome L. Koch Revocable Trust and Jeanine Koch as Trustee of the Jeanine Koch Revocable Trust.

NOTARIAL SEAL IOWA

JANET M. SCHERBRING
COMMISSION # 184062
MY COMMISSION EXPIRES
4/10/17

Janet M Scherbring
Notary Public in and for said State

Prepared by: Jeanine Koch 516 8th Ave SW, Dyersville, IA 52040

CONSENT

The undersigned, owner of Lot 2 of Pirc 1st Addition- formerly Lot 30 of Westridge Estates 9th Addition, City of Dyersville, Iowa, Delaware County, Iowa, according to the recorded Plat therefore, hereby consents to the Amendment of the General Declaration of Covenants and restrictions striking Lot 1 of Westridge Estates 9th Addition, City of Dyersville, Iowa, Delaware County, Iowa according to the recorded Plat thereof, from said General Declaration of Covenants and Restrictions filed on the 18th day of July, 2013, in Book 2013, Page 2395 of the records of Delaware County, Iowa.

Dated this 23rd day of March, 2016.

By: Karen A. Adams
Owner of Lot 2

By: Edmund W. Adams
Owner of Lot 2

STATE OF IOWA, DUBUQUE COUNTY, ss:
This instrument was acknowledged before me on this 23rd day of March, 2016 by Edmund W. Adams as Owner of Lot 2.

RICHARD G. CU[illegible]ARD
Notary Public - Arizona
MARICOPA COUNTY
My Commission Expires
May 31, 2017

Notary Public in and for said State

STATE OF IOWA, DUBUQUE COUNTY, ss:
This instrument was acknowledged before me on this 23rd day of March 2016 by Karen A. Adams as Owner of Lot 2.

RICHARD G. CU[illegible]ARD
Notary Public - Arizona
MARICOPA COUNTY
My Commission Expires
May 31, 2017

Notary Public in and for said State

Prepared by: Jeanine Koch 516 8th Ave SW, Dyersville, IA 52040

CONSENT

The undersigned, owner of Lot 1 of Pirc 1st Addition- formerly Lot 30 of Westridge Estates 9th Addition, City of Dyersville, Iowa, Delaware County, Iowa, according to the recorded Plat therefore, hereby consents to the Amendment of the General Declaration of Covenants and restrictions striking Lot 1 of Westridge Estates 9th Addition, City of Dyersville, Iowa, Delaware County, Iowa according to the recorded Plat thereof, from said General Declaration of Covenants and Restrictions filed on the 18th day of July, 2013, in Book 2013, Page 2395 of the records of Delaware County, Iowa.

Dated this 25th day of March, 2016.

By: _____
Owner of Lot 1

By: _____
Owner of Lot 1

STATE OF IOWA, DUBUQUE COUNTY, ss:

This instrument was acknowledged before me on this 25th day of March, 2016 by James A. Pirc as Owner of Lot 1.

NOTARIAL SEAL IOWA
JANET M. SCHERBRING
COMMISSION # 184062
MY COMMISSION EXPIRES
4/10/17

_____
Notary Public in and for said State

STATE OF IOWA, DUBUQUE COUNTY, ss:

This instrument was acknowledged before me on this 25th day of March 2016 by Janet M. Pirc as Owner of Lot 1.

NOTARIAL SEAL IOWA
JANET M. SCHERBRING
COMMISSION # 184062
MY COMMISSION EXPIRES
4/10/17

_____
Notary Public in and for said State

Prepared by: Jeanine Koch 516 8th Ave. SW, Dyersville, IA 52040

CONSENT

The undersigned, owner of Lot 1 and Lot 2 of Pirc 2nd Addition- formerly Lot 31 of Westridge Estates 9th Addition, City of Dyersville, Iowa, Delaware County, Iowa, according to the recorded Plat therefore, hereby consents to the Amendment of the General Declaration of Covenants and restrictions striking Lot 1 of Westridge Estates 9th Addition, City of Dyersville, Iowa, Delaware County, Iowa according to the recorded Plat thereof, from said General Declaration of Covenants and Restrictions filed on the 18th day of July, 2013, in Book 2013, Page 2395 of the records of Delaware County, Iowa.

Dated this 25th day of March, 2016.

By: _____
Owner of Lot 1 and Lot 2

By: _____
Owner of Lot 1 and Lot 2

STATE OF IOWA, DUBUQUE COUNTY, ss:
This instrument was acknowledged before me on this 25th day of March, 2016 by James A. Pirc as Owner of Lot 1 and 2.

JANET M. SCHERBRING
COMMISSION # 184062
MY COMMISSION EXPIRES
4/10/17

_____
Notary Public in and for said State

STATE OF IOWA, DUBUQUE COUNTY, ss:
This instrument was acknowledged before me on this 25th day of March 2016 by Janet M. Pirc as Owner of Lot 1 & Lot 2.

JANET M. SCHERBRING
COMMISSION # 184062
MY COMMISSION EXPIRES
4/10/17

_____
Notary Public in and for said State

Prepared by & Return to: David L. Clemens, Esq., CWCRH Law Firm, 2080 Southpark Court, Dubuque, IA 52001

CONSENT

The undersigned, owner of Lot 35 of Westridge Estates 9th Addition, City of Dyersville, Iowa, Delaware County, Iowa, according to the recorded Plat therefore, hereby consents to the Amendment to the General Declaration of Covenants and Restrictions striking Lot 1 of Westridge Estates 9th Addition, City of Dyersville, Iowa, Delaware County, Iowa, according to the recorded Plat thereof, from said General Declaration of Covenants and Restrictions filed on the 18th day of July, 2013, in Book 2013, Page 2395 of the records of Delaware County, Iowa.

Dated this 23rd day of March, 2016.

By: _____
Bart Osterhaus
Owner of Lot 35

By: _____
Lynn Osterhaus
Owner of Lot 35

STATE OF IOWA, Dubuque COUNTY, ss:
This instrument was acknowledged before me on this 23rd day of March, 2016 by Bart Osterhaus as Owner of Lot 35.

JANET M. SCHERBRING
COMMISSION # 184062
MY COMMISSION EXPIRES
4/10/17

_____
Notary Public in and for said State

STATE OF IOWA, Dubuque COUNTY, ss:
This instrument was acknowledged before me on this 23rd day of March, 2016 by Lynn Osterhaus as Owner of Lot 35.

JANET M. SCHERBRING
COMMISSION # 184062
MY COMMISSION EXPIRES
4/10/17

_____
Notary Public in and for said State

Prepared by & Return to: David L. Clemens, Esq., CWCRH Law Firm, 2080 Southpark Court, Dubuque, IA 52001

CONSENT

The undersigned, owner of Lot 37 of Westridge Estates 9th Addition, City of Dyersville, Iowa, Delaware County, Iowa, according to the recorded Plat therefore, hereby consents to the Amendment to the General Declaration of Covenants and Restrictions striking Lot 1 of Westridge Estates 9th Addition, City of Dyersville, Iowa, Delaware County, Iowa, according to the recorded Plat thereof, from said General Declaration of Covenants and Restrictions filed on the 18th day of July, 2013, in Book 2013, Page 2395 of the records of Delaware County, Iowa.

Dated this 25th day of March, 2016.

By: Raymond A. Tauke
Raymond A. Tauke
Owner of Lot 37

By: Kay M. Tauke
Kay M. Tauke
Owner of Lot 37

STATE OF IOWA, Dubuque COUNTY, ss:
This instrument was acknowledged before me on this 25th day of March, 2016 by Raymond A. Tauke as Owner of Lot 37.

KARLA KLUESNER
Commission Number 145960
My Commission Expires
January 14, 2018

Karla Kluesner
Notary Public in and for said State

STATE OF IOWA, Dubuque COUNTY, ss:
This instrument was acknowledged before me on this 28th day of March, 2016 by Kay M. Tauke as Owner of Lot 37.

JANET M. SCHERBRING
COMMISSION # 184062
MY COMMISSION EXPIRES
4/10/17

Janet M Scherbring
Notary Public in and for said State

S:\WP\Cyndi\Koch, Jerry & Jeanine\Consent to Amendment - 32116.docx

SUMMARY
OWNERS OF LOTS IN WESTRIDGE ESTATES 9TH ADDITION

Lot 1 - K & K Building & Supply, Inc.
Lot 2 - K & K Building & Supply, Inc.
Lot 3 - K & K Building & Supply, Inc.
Lot 4 - K & K Building & Supply, Inc.
Lot 5 - Ronald D. Lawrence and Mary C. Lawrence
Lot 6 - Eric W. Loeffelholz and Louise A. Loeffelholz
Lot 7 - Edna M. Scherbring
Lot 8 - Dennis J. Felton and Gladys K. Felton
Lot 9 - Douglas J. Marsh and Kimberly K. Marsh
Lot 10 - K & K Building & Supply, Inc.
Lot 11 - K & K Building & Supply, Inc.
Lot 12 - Jerome L. Koch Revocable Trust and Jeanine Koch Revocable Trust
Lot 13 - Jerome L. Koch Revocable Trust and Jeanine Koch Revocable Trust
Lot 14 - Jerome L. Koch Revocable Trust and Jeanine Koch Revocable Trust
Lot 15 - Jerome L. Koch Revocable Trust and Jeanine Koch Revocable Trust
Lot 16 - Jerome L. Koch Revocable Trust and Jeanine Koch Revocable Trust
Lot 17 - Jerome L. Koch Revocable Trust and Jeanine Koch Revocable Trust
Lot 18 - Jerome L. Koch Revocable Trust and Jeanine Koch Revocable Trust
Lot 19 - Jerome L. Koch Revocable Trust and Jeanine Koch Revocable Trust
Lot 20 - Jerome L. Koch Revocable Trust and Jeanine Koch Revocable Trust
Lot 21 - Jerome L. Koch Revocable Trust and Jeanine Koch Revocable Trust
Lot 22 - Jerome L. Koch Revocable Trust and Jeanine Koch Revocable Trust
Lot 23 - K & K Building & Supply, Inc.
Lot 24 - K & K Building & Supply, Inc.
Lot 25 - K & K Building & Supply, Inc.
Lot 26 - K & K Building & Supply, Inc.
Lot 27 - K & K Building & Supply, Inc.
Lot 28 - K & K Building & Supply, Inc.
Lot 29 - K & K Building & Supply, Inc.
Lot 30 - Edmund W. Adams and Karen A. Adams
Lot 30 - James A. Pirc and Janet M. Pirc
Lot 31 - James A. Pirc and Janet M. Pirc
Lot 32 - K & K Building & Supply, Inc.
Lot 33 - K & K Building & Supply, Inc.
Lot 34 - K & K Building & Supply, Inc.
Lot 35 - Bart Osterhaus and Lynn Osterhaus
Lot 36 - K & K Building & Supply, Inc.
Lot 37 - Raymond A. Tauke and Kay M. Tauke
Lot 38 - K & K Building & Supply, Inc.
Lot 39 - K & K Building & Supply, Inc.
Lot 40 - K & K Building & Supply, Inc.
Lot 41 - Jerome L. Koch Revocable Trust and Jeanine Koch Revocable Trust
Lot 42 - Jerome L. Koch Revocable Trust and Jeanine Koch Revocable Trust
Lot 43 - Jerome L. Koch Revocable Trust and Jeanine Koch Revocable Trust