Janeen Schindler, RECORDER/REGISTRAR
DELAWARE COUNTY IOWA

Book 2020 Page 2141
Document 2020 2141 Type 03 001 Pages 3
Date 6/30/2020 Time 10:04:56AM
Rec Amt $17.00 Aud Amt $5.00

Re-recorded

Entered for taxation 29 day
of December A.D. 2009
Carla Becker, Auditor
By Pfaugraten, Deputy
Parcel # 250-14-05-009.00

88-225

Book 2009 Page 4769
Document 2009 4769 Type 03 001 Pages 2
Date 12/28/2009 Time 9:20:23AM
Rec Amt $14.00 Aud Amt $5.00

DEBORAH L PEYTON, RECORDER/REGISTRAR
DELAWARE COUNTY IOWA

**Re-re-recorded to add Exhibit "A" to the legal description.

*Re-recorded to add Parcel B to the legal description.

WARRANTY DEED

THE IOWA STATE BAR ASSOCIATION
Official Form #101
Recorder's Cover Sheet

Preparer Information: (Name, address and phone number)
Theresa E. Hoffman, P.O. Box 178, Waterloo, IA 50704-0178, Phone: (319) 234-1766

Taxpayer Information: (Name and complete address)
Louis W. Schmitz, Trustee and Theresa A. Schmitz, Trustee, P.O. Box 397, Gilbertville, IA 50634

Return Document To: (Name and complete address)
Theresa E. Hoffman, P.O. Box 178, Waterloo, IA 50704-0178, Phone: (319) 234-1766

Grantors:
Louis W. Schmitz
Theresa A. Schmitz

Grantees:
Louis W. Schmitz, Trustee
Theresa A. Schmitz, Trustee

Entered for taxation 5 day
of February A.D. 2010
Carla Becker, Auditor
By Pfaugraten, Deputy
Parcel # 250-14-05-010.10

88-235

Book 2010 Page 372
Document 2010 372 Type 03 001 Pages 2
Date 2/05/2010 Time 9:55:43AM
Rec Amt $19.00* Aud Amt $5.00

DEBORAH L PEYTON, RECORDER/REGISTRAR
DELAWARE COUNTY IOWA

Legal description: See Page 2

Document or instrument number of previously recorded documents:

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return to: Theresa Hoffman 8.18.2020

THE IOWA STATE BAR ASSOCIATION Official Form No. 101	Theresa E. Hoffman	FOR THE LEGAL EFFECT OF THE USE OF THIS FORM, CONSULT YOUR LAWYER

WARRANTY DEED

For the consideration of One ($1.00)--- Dollar(s) and other valuable consideration,
Louis W. Schmitz and Theresa A. Schmitz, husband and wife
do hereby Convey to
An undivided one-half interest to Louis W. Schmitz, Trustee of the Louis W. Schmitz Revocable Trust U/A dated October 28, 2009 and an undivided one-half interest to Theresa A. Schmitz, Trustee of the Theresa A. Schmitz Revocable Trust U/A dated October 28, 2009 the following described real estate in Delaware County, Iowa:

Lot Fourteen (14) of the Cedars Subdividion of that part of the Northwest Quarter (NW1/4) of the Southeast Quarter (SE1/4) of Section Fourteen (14), Township Eighty Eight (88) North, Range Five (5), West of the Fifth Principal Meridian lying East of the Maquoketa River, according to plat recorded in Book 2 Plats, Pages 91-92. SUBJECT TO ALL COVENANTS, RESTRICTIONS AND EASEMENTS OF RECORD., and Parcel B, Part of Lot 34 of the Cedars Sub-Division in the W1/2 of the SE1/4 (14), T88N, R5W of the Fifth P.M., Delaware County, Iowa. per plat recorded in Bk 8 Plats Page 103

Exempt from Declaration of Value and Groundwater Hazard Statement, pursuant to Iowa Code Section 428A.2(21).

* Re-recorded to add Parcel B to the legal description.
**Re-re-recorded to add Exhibit "A" to the legal description.

Grantors do Hereby Covenant with grantees, and successors in interest, that grantors hold the real estate by title in fee simple; that they have good and lawful authority to sell and Convey the real estate; that the real estate is free and clear of all liens and encumbrances except as may be above stated; and grantors Covenant to Warrant and Defend the real estate against the lawful claims of all persons except as may be above stated. Each of the undersigned hereby relinquishes all rights of dower, homestead and distributive share in and to the real estate. Words and phrases herein, including acknowledgment hereof, shall be construed as in the singular or plural number, and as masculine or feminine gender, according to the context.

Dated: October 28, 2009

Louis W. Schmitz (Grantor)

Theresa A. Schmitz (Grantor)

(Grantor)

(Grantor)

STATE OF IOWA, COUNTY OF BLACK HAWK
This instrument was acknowledged before me on October 28, 2009, by Louis W. Schmitz and Theresa A. Schmitz, husband and wife.

Theresa E. Hoffman, Notary Public

THERESA E. HOFFMAN
COMMISSION NO. 145905
MY COMMISSION EXPIRES
JANUARY 07, 2012

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EXHIBIT "A"

All lake frontage running to the middle of the Maquoketa River bed with regard to the following described real estate: Lot 14 of the Cedars Subdivision of that part of the Northwest Quarter of the Southeast Quarter of Section 14, Township 88 North, Range 5 West of the 5th P.M., lying East of the Maquoketa River according to plat recorded in Book 2 Plats, Page 91-92 of the Delaware County Recorder, Delaware County, Iowa, subject to the following covenants:

1. 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.

2. Grantees and their successors are restricted from changing or altering lake frontage without the written permission of the grantors.

AND

PARCEL A; part of Lot Thirty-seven (37) and Part of Lot Thirty-four (34) of the Cedars Sub-Division in the West One-half (W ½) of the Southeast Quarter (SE ¼) of Section Fourteen (14), Township Eighty-eight North (T88N), Range Five West (R5W) of the Fifth Principal Meridian, Delaware County, Iowa, containing a total of 0.03 acres, as shown by Plat of Survey filed in the office of the Delaware County Recorder in Book 8, Page 103 on January 20, 1998, subject to easements of record and more specifically described by metes and bounds as follows:

COMMENCING at the Northerly Most Corner of Lot Fourteen (14) of the Cedars Sub-Division in the West One-half (W ½) of the Southeast Quarter (SE 1/4) of Section Fourteen (14), Township Eighty-eight North (T88N), Range Five West (R5W) of the Fifth Principal Meridian, Delaware County, Iowa, as recorded in Book 2 of Plats, Page 92 in the office of the Delaware County Recorder.

THENCE along the Northeasterly Line of said Lot Fourteen (14) South 34° 20'00" East, 78.50 feet to the POINT OF BEGINNING;

THENCE North 54° 55'25" East to the Southwesterly Line of a 20 foot roadway 50.81 feet;

THENCE along the Southwesterly Line of said railroad South 37°10'55" East, to the Northerly Most Corner of Lot Thirty-seven (37), 25.17 feet;

THENCE along the Northeasterly extension of the Southeasterly Line of said Lot Fourteen (14), South 55°45'20" West, to the Easterly Most Corner of Lot Fourteen (14), 52.06 feet;

THENCE along the Northeasterly line of said Lot Fourteen (14), North 34°20'00" West, 24.37 feet to the POINT OF BEGINNING; containing a total of 0.03 acres and subject to easements of record.

The Northeasterly Line of Lot Fourteen (14) of the Cedars Sub-Division in the West One-half (W ½) Southeast Quarter (SE ¼) of Section Fourteen (14), Township Eighty-eight North (T88N), Range Five West (R5W) of the Fifth Principal Meridian is assumed to bear north 34°20'00" West.