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Recorded: 03/18/2010 at 10:18:02 AM  
Fee Amt: \$39.00 Page 1 of 7  
Revenue Tax: \$0.00  
Linn County Iowa  
JOAN MCCALMANT RECORDER  
BK 7551 PG 295-301

*\$39 ck 3067 mH*

**AMENDMENT TO THE DECLARATION OF SUBMISSION OF PROPERTY  
TO HORIZONTAL REGIME ESTABLISHING A PLAN  
FOR CONDOMINIUM OWNERSHIP OF PREMISES FOR  
FOREST GREENS CONDOMINIUMS  
Recorder's Cover Sheet**

NAME: FOREST GREENS CONDOMINIUMS

DECLARANT: Hodge Construction Company  
711 S. Gilbert Street  
Iowa City, IA 52240

DATE OF RECORDING  
OF ORIGINAL DECLARATION: April 10, 2000

LEGAL COUNSEL: Kirsten H. Frey AT0002699  
Kennedy, Cruise, Frey & Gelner, L.L.P.  
920 S. Dubuque Street - P.O. Box 2000  
Iowa City, IA 52244-2000  
Telephone: (319) 351-8181  
Facsimile: (319) 351-0605

RETURN ADDRESS: Kirsten H. Frey  
Kennedy, Cruise, Frey & Gelner, L.L.P.  
P.O. Box 2000  
Iowa City, IA 52244-2000

**AMENDMENT TO THE DECLARATION OF SUBMISSION OF PROPERTY  
TO HORIZONTAL REGIME ESTABLISHING A PLAN  
FOR CONDOMINIUM OWNERSHIP OF PREMISES FOR  
FOREST GREEN CONDOMINIUMS**

COMES NOW, the Declarant, Hodge Construction Company, and for its Amendment to the Declaration of Condominium, hereby amends the original Declaration of Submission of Property to Horizontal Regime pursuant to Chapter 499B of the Code of Iowa for Forest Greens Condominiums, which was recorded April 10, 2000 in Book 4073, Page 617 of the Records of Linn County, Iowa as amended to date, in the following particulars:

1. The Existing Exhibit "A" to the Declaration of Submission to Horizontal Property Regime is hereby deleted and the revised and amended Exhibit "A" attached hereto supersedes and replaces the prior "Exhibit A".
2. The Existing Exhibit "B" to the Declaration of Submission to Horizontal Property Regime is hereby deleted and the revised and amended Exhibit "B" attached hereto supersedes and replaces the prior "Exhibit B".

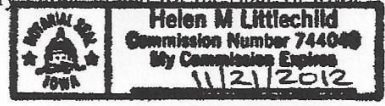
DATED this 10<sup>th</sup> day of March 2010.

HODGE CONSTRUCTION COMPANY

Alvin W. Frey  
 By: Alvin W. Frey, President  
 First Construction Company  
 As Attorney in Fact

STATE OF IOWA            )  
   ) ss:  
 LINN COUNTY             )

On this 10<sup>th</sup> day of March 2010, before me, a Notary Public in and for said county, personally appeared Alvin W. Frey, President of First Construction Company, as Power of Attorney for Hodge Construction Company, under Power of Attorney dated April 13, 2008, to me personally known, who being by me duly sworn did say that Michael E. Hodge is the President and Secretary of said Hodge Construction Company, that no seal has been procured by Hodge Construction Company, and that said instrument was signed on behalf of said corporation by authority of its President and Secretary, and that said Alvin W. Frey, President of First Construction Company, as Power of Attorney for Michael E. Hodge, President and Secretary of Hodge Construction Company acknowledged, the execution of said instrument to be the voluntary act and deed of said corporation by it voluntarily executed.

Helen M Littlechild  
 Notary Public in and for the State of Iowa  


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**EXHIBIT "A"**

**DESCRIPTION OF LAND, UNITS AND OWNERSHIP  
INTERESTS IN COMMON ELEMENTS**

1. **Description of Land.** The real estate submitted to the Horizontal Property Regime is described as follows:

A part of the SE ¼ and the SW ¼ of Section 33-T84N-R7W of the 5<sup>th</sup> P.M., Hiawatha, Linn County, Iowa described as follows:

**Beginning at the SE corner of Lot 2, Cimarron Estates Addition to Cedar Rapids, Iowa:**  
thence S00°26'45"E, 60.00 feet;  
thence N89°49'19"E, 82.48 feet;  
thence S00°08'38"E, 836.45 feet;  
thence S89°51'22"W, 364.77 feet;  
thence N64°25'19"W, 221.86 feet;  
thence N57°12'24"W, 192.46 feet;  
thence N09°55'51"W, 183.04 feet;  
thence N04°33'31"E, 219.88 feet;  
thence N39°36'07"E, 197.46 feet;  
thence N51°44'01"E, 113.30 feet;  
thence N00°06'11"W, 73.92 feet to the south line of Auditor's Plat No. 327 to Linn County;  
thence N89°49'17"E, along said south line, 441.02 feet to the point of beginning containing  
13.46 acres.

2. **Description of Units and Ownership Interests.** The ownership interests in the Common Elements, voting rights and unit designation of each unit in the Regime is set forth below.

<u>Unit</u>	<u>Percentage Ownership in Common Elements</u>	<u>Share of Common Expenses</u>	<u>Votes in Association</u>	<u>Garage #</u>
101	.00694	0.0139 of Phase 1	1	101
102	.00694	0.0139 of Phase 1	1	102
103	.00694	0.0139 of Phase 1	1	103
104	.00694	0.0139 of Phase 1	1	104
105	.00694	0.0139 of Phase 1	1	105
106	.00694	0.0139 of Phase 1	1	106
107	.00694	0.0139 of Phase 1	1	107
108	.00694	0.0139 of Phase 1	1	108
109	.00694	0.0139 of Phase 1	1	109
110	.00694	0.0139 of Phase 1	1	110
111	.00694	0.0139 of Phase 1	1	111
112	.00694	0.0139 of Phase 1	1	112

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<u>Unit</u>	<u>Percentage Ownership in Common Elements</u>	<u>Share of Common Expenses</u>	<u>Votes in Association</u>	<u>Garage #</u>
113	.00694	0.0139 of Phase 1	1	113
114	.00694	0.0139 of Phase 1	1	114
115	.00694	0.0139 of Phase 1	1	115
116	.00694	0.0139 of Phase 1	1	116
117	.00694	0.0139 of Phase 1	1	117
118	.00694	0.0139 of Phase 1	1	118
119	.00694	0.0139 of Phase 1	1	119
120	.00694	0.0139 of Phase 1	1	120
121	.00694	0.0139 of Phase 1	1	121
122	.00694	0.0139 of Phase 1	1	122
123	.00694	0.0139 of Phase 1	1	123
124	.00694	0.0139 of Phase 1	1	124
201	.00694	0.0139 of Phase 1	1	201
202	.00694	0.0139 of Phase 1	1	202
203	.00694	0.0139 of Phase 1	1	203
204	.00694	0.0139 of Phase 1	1	204
205	.00694	0.0139 of Phase 1	1	205
206	.00694	0.0139 of Phase 1	1	206
207	.00694	0.0139 of Phase 1	1	207
208	.00694	0.0139 of Phase 1	1	208
209	.00694	0.0139 of Phase 1	1	209
210	.00694	0.0139 of Phase 1	1	210
211	.00694	0.0139 of Phase 1	1	211
212	.00694	0.0139 of Phase 1	1	212
213	.00694	0.0139 of Phase 1	1	213
214	.00694	0.0139 of Phase 1	1	214
215	.00694	0.0139 of Phase 1	1	215
216	.00694	0.0139 of Phase 1	1	216
217	.00694	0.0139 of Phase 1	1	217
218	.00694	0.0139 of Phase 1	1	218
219	.00694	0.0139 of Phase 1	1	219
220	.00694	0.0139 of Phase 1	1	220
221	.00694	0.0139 of Phase 1	1	221
222	.00694	0.0139 of Phase 1	1	222
223	.00694	0.0139 of Phase 1	1	223
224	.00694	0.0139 of Phase 1	1	224
301	.00694	0.0139 of Phase 1	1	301
302	.00694	0.0139 of Phase 1	1	302
303	.00694	0.0139 of Phase 1	1	303
304	.00694	0.0139 of Phase 1	1	304
305	.00694	0.0139 of Phase 1	1	305
306	.00694	0.0139 of Phase 1	1	306
307	.00694	0.0139 of Phase 1	1	307
308	.00694	0.0139 of Phase 1	1	308
309	.00694	0.0139 of Phase 1	1	309
310	.00694	0.0139 of Phase 1	1	310
311	.00694	0.0139 of Phase 1	1	311
312	.00694	0.0139 of Phase 1	1	312

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<u>Unit</u>	<u>Percentage Ownership in Common Elements</u>	<u>Share of Common Expenses</u>	<u>Votes in Association</u>	<u>Garage #</u>
313	.00694	0.0139 of Phase 1	1	313
314	.00694	0.0139 of Phase 1	1	314
315	.00694	0.0139 of Phase 1	1	315
316	.00694	0.0139 of Phase 1	1	316
317	.00694	0.0139 of Phase 1	1	317
318	.00694	0.0139 of Phase 1	1	318
319	.00694	0.0139 of Phase 1	1	319
320	.00694	0.0139 of Phase 1	1	320
321	.00694	0.0139 of Phase 1	1	321
322	.00694	0.0139 of Phase 1	1	322
323	.00694	0.0139 of Phase 1	1	323
324	.00694	0.0139 of Phase 1	1	324
402	0.0135	0.0270 of Phase 2	1	402
404	0.0135	0.0270 of Phase 2	1	404
406	0.0135	0.0270 of Phase 2	1	406
408	0.0135	0.0270 of Phase 2	1	408
410	0.0135	0.0270 of Phase 2	1	410 & M-1
401	0.0135	0.0270 of Phase 2	1	401
403	0.0135	0.0270 of Phase 2	1	403
405	0.0135	0.0270 of Phase 2	1	405
407	0.0135	0.0270 of Phase 2	1	407
409	0.0135	0.0270 of Phase 2	1	409
411	0.0135	0.0270 of Phase 2	1	411
413	0.0135	0.0270 of Phase 2	1	413
415	0.0135	0.0270 of Phase 2	1	415 & M-2
417	0.0135	0.0270 of Phase 2	1	417
419	0.0135	0.0270 of Phase 2	1	419
421	0.0135	0.0270 of Phase 2	1	421
423	0.0135	0.0270 of Phase 2	1	423
425	0.0135	0.0270 of Phase 2	1	425
427	0.0135	0.0270 of Phase 2	1	427
412	0.0135	0.0270 of Phase 2	1	412
414	0.0135	0.0270 of Phase 2	1	414
416	0.0135	0.0270 of Phase 2	1	416 & M-4
418	0.0135	0.0270 of Phase 2	1	418 & M-3
420	0.0135	0.0270 of Phase 2	1	420
429	0.0135	0.0270 of Phase 2	1	429
431	0.0135	0.0270 of Phase 2	1	431
433	0.0135	0.0270 of Phase 2	1	433
435	0.0135	0.0270 of Phase 2	1	435
422	0.0135	0.0270 of Phase 2	1	422
424	0.0135	0.0270 of Phase 2	1	424
426	0.0135	0.0270 of Phase 2	1	426

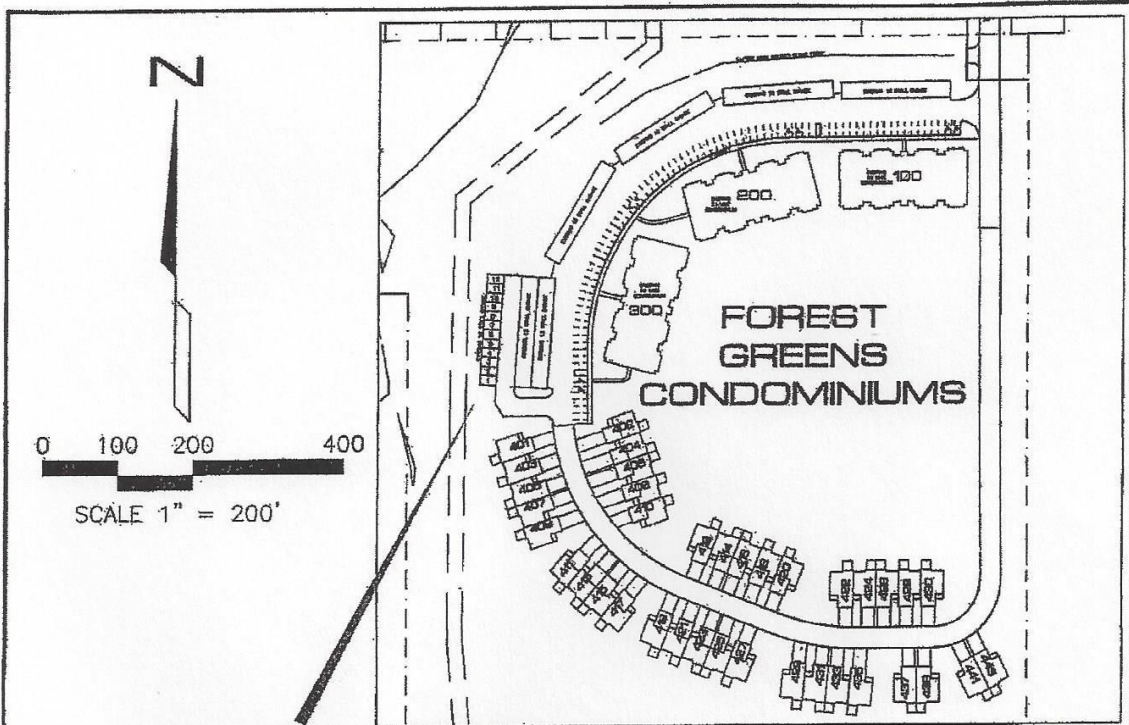
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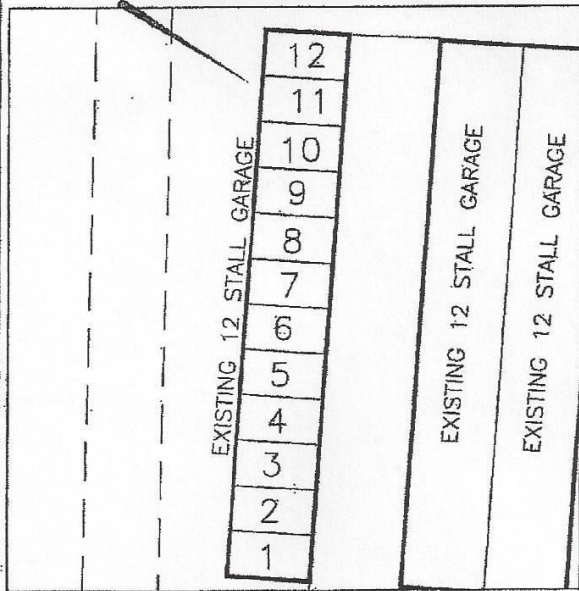
<u>Unit</u>	<u>Percentage Ownership in Common Elements</u>	<u>Share of Common Expenses</u>	<u>Votes in Association</u>	<u>Garage #</u>
428	0.0135	0.0270 of Phase 2	1	428
430	0.0135	0.0270 of Phase 2	1	430
437	0.0135	0.0270 of Phase 2	1	437
439	0.0135	0.0270 of Phase 2	1	439
441	0.0135	0.0270 of Phase 2	1	441
443	0.0135	0.0270 of Phase 2	1	443

3. The location of each Unit and number of rooms, and the immediate Common Area to which each unit has access is shown on the building plans, Exhibit "C" attached hereto and incorporated herein. The patio or deck appurtenant to any Unit is designated as Limited Common Elements for that Unit. Garages are also Limited Common Elements for the applicable Unit owner.

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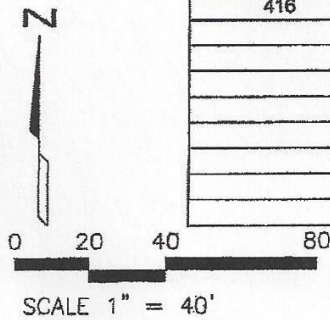


**THIS GARAGE**



OWNER: HODGE CONSTRUCTION COMPANY  
 C/O MICHAEL HODGE  
 711 S. GILBERT STREET  
 IOWA CITY, IOWA 52240  
 319-354-2233

Unit	Garage Number
410	1
415	2
418	3
416	4
	5
	6
	7
	8
	9
	10
	11
	12



File Name: K:\Proj\179206-10\REVISED SITE PLAN\179206-1c condo exhibit.dwg

Project No.  
179206-10



Drawing Title:

*SITE PLAN  
EXHIBIT B*