

Prepared by:  
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**SURVEYOR'S AFFIDAVIT**

STATE OF IOWA )  
 ) SS:  
COUNTY OF LINN )

DOCUMENT NO. **71278**  
RECORDING FEE **20.00**  
AUTOMATION FEE **1.00**

FILED  
JOAN MCCALMANT  
COUNTY RECORDER  
LINN COUNTY, IOWA  
2000 JUN 15 PM 2:05

I, Stephen Michael Brain, hereby certify that I am a licensed Land Surveyor, licensed in compliance with the laws of the State of Iowa and that I have reviewed the Declaration of Submission to Horizontal Property 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, and a certain First Amendment to said Declaration of Condominium for Forest Greens Condominiums, which was recorded May 3, 2000 in Book 4087, Page 228, Records of Linn County, Iowa. I further state that I have reviewed the Warranty Deed given by Imperial Apartments Inc. to Hodge Construction Company dated March 22, 1999 and recorded April 2, 1999 in Book 3873, Page 473 of the Records of Linn County, Iowa.

The above-referenced Warranty Deed received by Hodge Construction Company from Imperial Apartments Inc. contains the following legal description:

**EAST 1/2 SE-1/4 NE-1/4 SW-1/4 AND NE-1/4 NE-1/4 SE-1/4 SW-1/4 AND NORTH 2/3 SOUTH 3/4 WEST 7.43 CHAINS WEST 1/2 SE-1/4 AND NW-1/4 SE-1/4 NE-1/4 SW-1/4 AND SE-1/4 NE-1/4 SE-1/4 SW-1/4 EXCEPTING THEREFROM: THE WEST 100 FEET AND FURTHER EXCEPTING THEREFROM AUDITOR'S PLAT NO. 401, LINN COUNTY, IOWA, ALL IN SECTION 33-84-7, LINN COUNTY, IOWA.**

The legal description for the property submitted to the horizontal property regime for Forest Greens Condominiums according to the above-referenced Condominium Declaration is as follows:

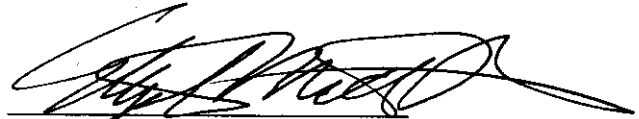
**A part of the SE 1/4 and the SW 1/4 of Section 33-T84N-R7W of the 5<sup>th</sup> P.M., Hiawatha, Linn County, Iowa described as follows:**

**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;**

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 thence N57°42'24"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.

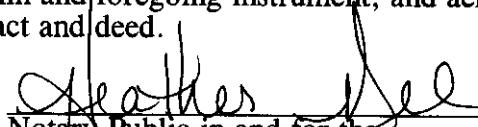
I have reviewed the legal description of the property conveyed to Hodge Construction Company in the above-referenced warranty deed and of the property submitted to the horizontal property regime for Forest Greens Condominiums carefully. Based upon that review and my own personal knowledge, I affirmatively state that the property submitted to the horizontal property regime for Forest Greens Condominiums by virtue of the Declaration of Submission to Horizontal Property 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, and a certain First Amendment to said Declaration of Condominium for Forest Greens Condominiums, which was recorded May 3, 2000 in Book 4087, Page 228, Records of Linn County, Iowa lies entirely within the property conveyed to Hodge Construction Company and is contained within the legal description used in the Warranty Deed given by Imperial Apartments, Inc. to Hodge Construction Company, dated March 22, 1999 and recorded April 2, 1999 in Book 3873, Page 473 of the Records of Linn County, Iowa.

DATED this 22<sup>nd</sup> day of May 2000.

  
 Stephen Michael Brain

STATE OF IOWA            )  
                                   ) ss:  
 LINN COUNTY             )

On this 22<sup>nd</sup> day of May, 2000, before me the undersigned, a Notary Public in and for the State, personally appeared Stephen Michael Brain, to me known to be the identical person named in and who executed the within and foregoing instrument, and acknowledged that he executed the same as his voluntary act and deed.

  
 Notary Public in and for the  
 State of Iowa

