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Fee Amt: \$24.00 Page 1 of 3  
Linn County Iowa  
JOAN MCCALMANT RECORDER

BK 7679 PG 405-407

TSB24 pd ck 85054

THIS INSTRUMENT PREPARED BY/RETURN TO: MATTHEW J. HEKTOEN  
Simmons Perrine Moyer Bergman PLC - 115 Third Street S.E., #1200, Cedar Rapids, IA 52401; 319 - 366-7641

**AMENDED AND RESTATED TWELFTH AMENDMENT TO**  
**DECLARATION OF SUBMISSISON OF PROPERTY**  
**TO HORIZONTAL PROPERTY REGIME**  
**FOR**  
**PINE RIDGE, A CONDOMINIUM**

JPM Enterprises, Inc., an Iowa corporation (the "Developer"), executes this Amended and Restated Twelfth Amendment to the Declaration of Submission of Property to Horizontal Property Regime for Pine Ridge, A Condominium (the "Declaration"), all pursuant to Chapter 499B, Code of Iowa, entitled Horizontal Property Regime Act (Condominiums), which Declaration was filed in the office of the Recorder of Linn County, Iowa on October 31, 2003 in Book 5462 beginning at Page 104.

This Amended and Restated Twelfth Amendment modifies the Twelfth Amendment to Declaration of Submission of Property to Horizontal Property Regime for Pine Ridge, A Condominium, by attaching as Exhibit B-28 a corrected Site Survey for Units A, B, C and D, Building 4120, 37<sup>th</sup> Avenue SW. This Amended and Restated Twelfth Amendment shall take effect as if it had been filed simultaneous with the original Twelfth Amendment, which original Twelfth Amendment was filed in the office of the Recorder of Linn County, Iowa on October 20, 2005 in Book 6155 beginning at page 530. Exhibits B-27, E-11 and G-11 are attached to the original Twelfth Amendment and are not attached to this Amended and Restated Twelfth Amendment.

Pursuant to Paragraph 3 of Article XIII of the Declaration, Developer amends the Declaration by adding Building 3645 37<sup>th</sup> Avenue SW containing Units A, B and C and Building 4120 37<sup>th</sup> Avenue SW containing Units A, B, C and D as follows:

1. The following is added at the end of Paragraph 2 of Article II of the Declaration:

Attached as Exhibits B-27 and B-28 are the Site Surveys which show the location and dimensions of the two Buildings and the Units in each Building.

2. The following is added at the end of Paragraph 4 of Article II of the Declaration:

The complete set of plans for Building 3645 37<sup>th</sup> Avenue SW containing Units A, B and C are identical to the plans filed with the Seventh Amendment to Declaration for Building 3705 37<sup>th</sup> Avenue SW. The complete set of plans for Building 4120 37<sup>th</sup> Avenue SW containing Units A, B, C and D are identical to the plans filed with the Ninth Amendment to Declaration for Building 3720 37<sup>th</sup> Avenue SW. The approximate area of each Unit is set forth on Exhibit G-11.

3. Attached to this Twelfth Amendment are Exhibits B-27, B-28, E-11 and G-11. All references in the body of this Declaration to Exhibit G shall now be replaced and referred to as Exhibit G-11. All references in the body of the Declaration to Exhibits B-1, B-2, B-3, B-4, B-5, B-6, B-7, B-8, B-9, B-10, B-11, B-12, B-13, B-14, B-15, B-15A, B-16, B-17, B-18, B-19, B-20, B-21, B-22, B-23, B-24, B-25, B-26, revised Exhibit B-3, revised Exhibit B-4, revised Exhibit B-5 and revised Exhibit B-6 shall now also include Exhibits B-27 and B-28. All references in the body of the Declaration to Exhibits E, E-1, E-2, E-3, E-4, E-5, E-6, E-7, E-8, E-9, E-10 shall now include E-11.

4. Except for the terms and provisions of the Declaration (including all of the exhibits) which have been modified and amended by this Twelfth Amendment to Declaration, all remaining terms and provisions of the Declaration as amended (including all exhibits) shall remain in full force and effect.

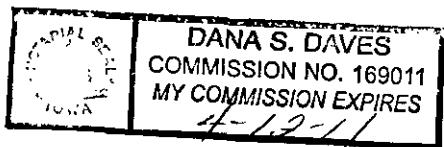
Executed this 11<sup>th</sup> day of August, 2010.

JPM ENTERPRISES, INC.

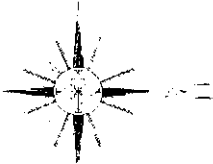
By: Peg Morris  
Peg Morris, Vice President

STATE OF IOWA    )  
                          )    ss.  
COUNTY OF LINN )

This instrument was acknowledged before me this 11 day of August, 2010 by Peg Morris, Vice President of JPM Enterprises, Inc., an Iowa corporation.



Dana S. Daves  
Notary Public in and for the State of Iowa



I HEREBY CERTIFY THAT THIS LAND SURVEYING DOCUMENT WAS PREPARED AND THE RELATED SURVEY WORK WAS PERFORMED BY ME OR UNDER MY DIRECT PERSONAL SUPERVISION AND THAT I AM A DULY LICENSED LAND SURVEYOR UNDER THE LAWS OF THE STATE OF IOWA.

SIGNATURE: *Leo P. Bonifazi*  
 LEO P. BONIFAZI  
 LICENSE NO 13480

DATE: 7/30/10

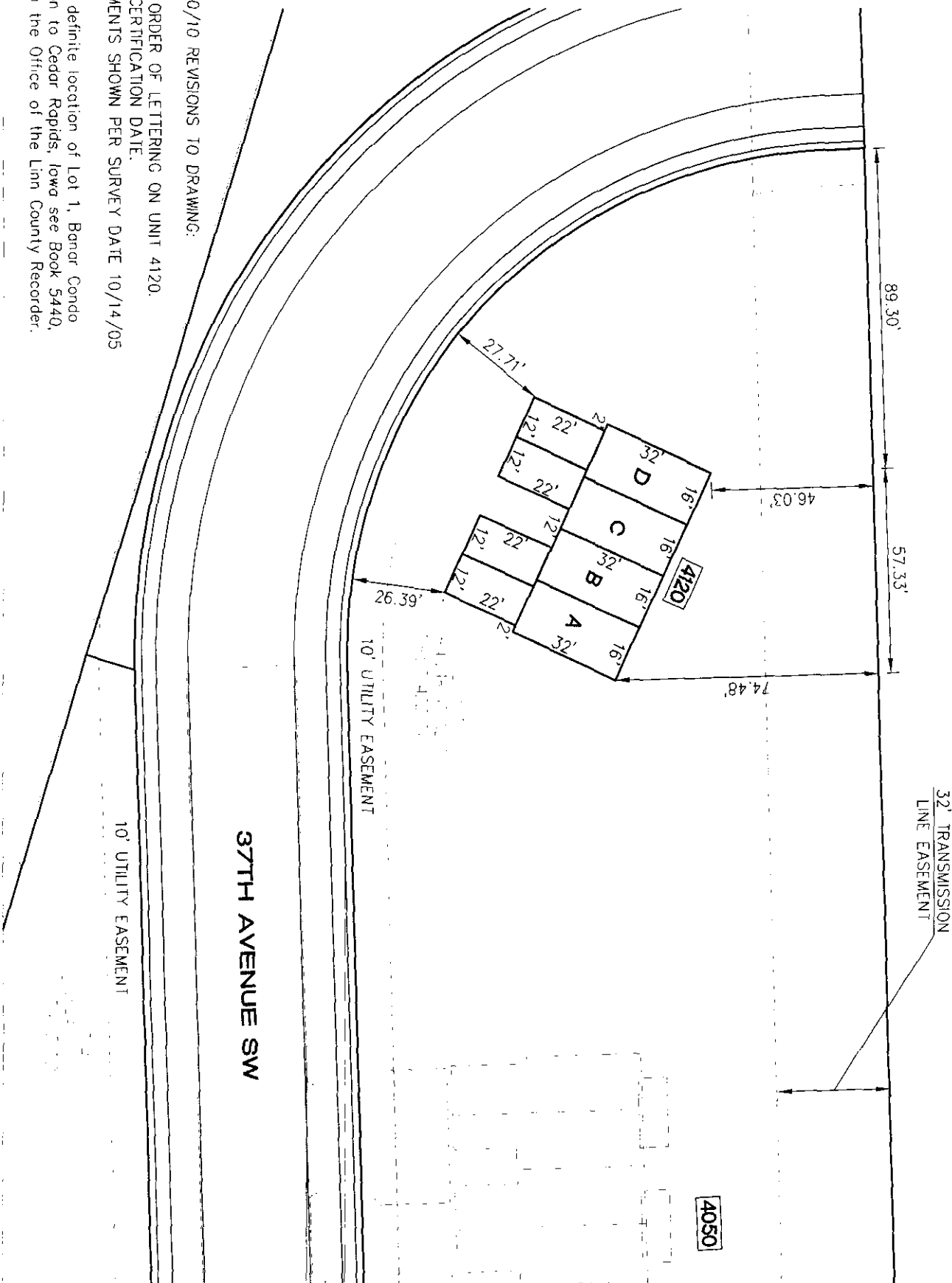
SHEETS COVERED BY THIS SEAL: 1-OF-1

MY LICENSE RENEWAL DATE IS DECEMBER 31, 2011

NOTE: 07/30/10 REVISIONS TO DRAWING:

1. REVERSE ORDER OF LETTERING ON UNIT 4120.
2. UPDATE CERTIFICATION DATE.
3. IMPROVEMENTS SHOWN PER SURVEY DATE 10/14/05

For a more definite location of Lot 1, Banar Condo First Addition to Cedar Rapids, Iowa see Book 5440, Page 389 in the Office of the Linn County Recorder.



1 OF 1

REVISED EXHIBIT B-28  
 BUILDING NO. 4120  
 BANAR CONDO FIRST ADDITION  
 CEDAR RAPIDS, IOWA

DRAWN: LPB  
 APPROVED: LPB  
 ISSUED FOR REVIEW  
 DATE: 07/30/10  
 PROJECT NO.: 10065

SCHNOOR-BONIFAZI  
 ENGINEERING & SURVEYING, LC  
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