

3424

KB



Doc ID: 020146350003 Type: GEN
Recorded: 07/20/2007 at 03:49:23 PM
Fee Amt: \$17.00 Page 1 of 3
Polk County Iowa
JULIE M. HAGGERTY RECORDER
File# 2008-00006430

BK 12294 PG 723-725

Type of Document: First Amendment to Declaration of Submission of Property to Horizontal Property Regime

Preparer Information: (name, address and phone number)

Michael J. Green
4500 Westown Parkway, Suite 277
West Des Moines, IA 50266
Phone: (515) 242-2431

Taxpayer Information: (name and complete address)

High Land Co., L.C.
c/o Robert J. Caluzzi
P.O. Box 27061
West Des Moines, IA 50265

Return Document To: (name and complete address)

RETURN TO Michael J. Green
4500 Westown Parkway, Suite 277
West Des Moines, IA 50266

Grantors:

High Land Co., L.C.

Grantees:

Legal Description: See Page 2

Document or instrument number of previously recorded documents: Book 12280, Page 763

**FIRST AMENDMENT
TO
DECLARATION OF SUBMISSION OF PROPERTY
TO HORIZONTAL PROPERTY REGIME
INGERSOLL SQUARE CONDOMINIUMS**

High Land Co., L.C., an Iowa limited liability company, hereinafter referred to as "Developer", hereby executes this First Amendment to Declaration of Submission of Property to a Horizontal Property Regime known as Ingersoll Square Condominiums.

RECITALS AND SUBMISSION:

A. This Amendment is filed to amend one certain Declaration of Submission of Property to Horizontal Property Regime Ingersoll Square Condominiums, dated July 10, 2007 and filed of record July 11, 2007 at Book 12280, Page 763.

B. Other than the amendment specifically referenced herein, all other provisions of the original Declaration remain unchanged.

NOW, THEREFORE, the Developer, in accordance with the provision of Article XI(1)(c) of the above-referenced Declaration hereby amends the same as follows:

1. At "Recitals and Submissions", paragraph A., delete the legal descriptions (two) in their entirety and insert in lieu thereof the following legal description as to each:

All of Lots 1 through 8 and the East 51 feet of Lot 9 in Block B in West and Burton's Addition, an Official Plat; and all of Lots 1 through 9 in Harding Road Place, an Official Plat, now included in and forming a part of Des Moines, Polk County, Iowa, being subject to established easements of record; and the 16.0 foot wide vacated East/West Alley Right-of-Way lying South of and adjoining Lots 1 through 8, and lying South of and adjoining the East 51.0 feet of Lot 9, in Block B, West and Burton's Addition, an Official Plat; and which lies North of and adjoining Lots 1 through 9, Harding Road Place, an Official Plat, all now included in and forming a part of the City of Des Moines, Polk County, Iowa, except the portion of Lots 8 and 9 of Block B, West and Burton's Addition, and the portions of Lots 1 through 9 of Harding Road Place that were condemned by the City of Des Moines, Iowa, in those condemnation proceedings filed for record in the Office of the Polk County Recorder on June 21, 2002, at Book 9194, commencing at Page 1, together with all easements and servient estates appurtenant thereto.

2. In all other regards the Declaration as originally filed of record remains unchanged.

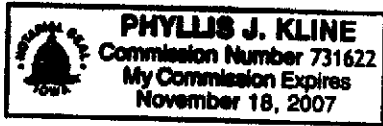
HIGH LAND CO., L.C.

By: Robert J. Caluzzi
Robert J. Caluzzi, Manager

STATE OF IOWA)
) SS:
COUNTY OF POLK)

On this 19 day of July, 2007, before me, the undersigned, a Notary Public in and for the State of Iowa, personally appeared Robert J. Caluzzi to me personally known, who being by me duly sworn, did say that he is the Manager of High Land Co., L.C., a limited liability company, executing the within and foregoing instrument; that no seal has been procured by the said limited liability company; that said instrument was signed on behalf of the limited liability company by authority of its members; and that Robert J. Caluzzi, as Manager, acknowledged the execution of the foregoing instrument to be the voluntary act and deed of the limited liability company, by it and by him voluntarily executed.

Phyllis J. Kline
Notary Public in and for the State of Iowa



G:\G to H\High Land Co., L.C\Ingersoll Square\Horizontal Prop Regime AMENDMENT 07-16-2007.DOC