

COMPARED

7997

RECORDING FEE \$ 105⁰⁰
RMA FEE \$ 1.⁰⁵

ROOT, FLEMING & TINLEY
ATTORNEYS AT LAW
METROPOLITAN FEDERAL BANK • SUITE 306
BROADWAY AT MAIN
P.O. BOX 1502
COUNCIL BLUFFS, IOWA 51502-1502

THOMAS L. ROOT
BRUCE D. FLEMING
CHRISTOPHER J. TINLEY

January 13, 1993

TELEPHONE (712) 322-2579
FACSIMILE (712) 322-4802

RAYMOND E. POGGE
(1921-1991)

Pottawattamie County Recorder
Pottawattamie County Treasurer
Pottawattamie County Courthouse
227 South 6th
Council Bluffs, IA 51501

STATE OF IOWA, Pottawattamie County
Filed for record this 26th day of January
1993 at 8:00 o'clock A.M. and recorded
in book 95 page 18123
John Spirtano
Recorder

ABSTRACT OPINION

To Whom it May Concern:

This is to advise that I have examined the abstract of title to the following described property:

See attached Exhibit "A".

The abstract of title to the above described property consists of two parts with entries numbered 1 through 86 inclusive comprising the first part and entries 1 through 18 inclusive comprising the second part. The abstract shows the patent of the United States government in 1874 and commences with the root of title in 1945 and is continued to November 20, 1992 at 8:00 a.m. when the abstract was last certified by Abstract Guaranty Company.

Based on the examination of the above described abstract of title I find legal merchantable title to be in Underwood Hills Development Corporation, an Iowa corporation, said title being subject only to the following:

1. At entry number 1 of the second part of said abstract appears a mortgage to Firststar Bank of Council Bluffs recorded at Book 91 Page 27143 filed June 17, 1991. No release of this mortgage is shown in the abstract.

This title opinion is done solely for the purposes of Iowa Code Section 409A. I find that the title of the above described premises is in Underwood Hills Development Corporation free from any other encumbrance other than those previously listed, free from all judgments, attachments, mechanics or other liens as appears in the records of the office of the Clerk of the District Court in

Entered for Taxation JAN 20 1993

95-18123

Handwritten signature

COUNTY AUDITOR

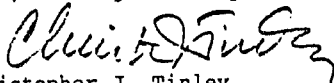
11284

COMPARED

Pottawattamie County, Iowa. I further find that the taxes for the above described property are paid through the first half of 1991. The abstract shows the second half of 1991 taxes as unpaid, but it is the understanding of the undersigned that an affidavit signed by Judy Miller states that all taxes have been paid subsequent to the last certification of the above reference abstract.

Very truly yours,

Root, Fleming & Tinley

By 
Christopher J. Tinley

CJT/tls

A TRACT OF LAND LOCATED IN THE NORTHEAST QUARTER (NE1/4) OF THE NORTHWEST QUARTER (NW1/4) OF SECTION 16, TOWNSHIP 76 NORTH, RANGE 42 WEST OF THE 5TH P.M., POTTAWATTAMIE COUNTY, CITY OF UNDERWOOD, IOWA AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF THE NE1/4 OF THE NW1/4 OF SAID SECTION 16; THENCE S00°58'44"W (PLATTED BEARING FOR UNDERWOOD HILLS 3RD ADDITION), ALONG THE WEST LINE OF SAID NE1/4 OF THE NW1/4 AND SAID LINE ALSO BEING THE WEST LINE OF UNDERWOOD HILLS 3RD ADDITION, 393.00 FEET TO THE SOUTHWEST CORNER OF LOT 4 OF SAID UNDERWOOD HILLS 3RD ADDITION; THENCE N90°00'00"E ALONG THE SOUTH LINE OF SAID LOT 4 AND ITS EXTENSION EASTERLY, 170.00 FEET TO A POINT ON THE EAST LINE OF SUNSET DRIVE; THENCE S00°58'44"W, 70.79 FEET TO THE SOUTHWEST CORNER OF LOT 5 OF SAID 3RD ADDITION; THENCE S89°00'49"E, 112.30 FEET TO THE SOUTHEAST CORNER OF SAID LOT 5; THENCE S00°58'44"W, 40.00 FEET TO THE SOUTHWEST CORNER OF LOT 6 OF SAID 3RD ADDITION; THENCE S89°00'49"E, ALONG THE SOUTH LINE OF UNDERWOOD HILLS 3RD AND 4TH ADDITIONS, 520.51 FEET TO A POINT ON THE WEST LINE OF LOT 8 OF UNDERWOOD HILLS 1ST ADDITION; THENCE S00°26'17"W, ALONG THE WEST LINE OF UNDERWOOD HILLS 1ST ADDITION AND MORTENSEN'S 2ND ADDITION, 300.00 FEET TO THE TRUE POINT OF BEGINNING; THENCE CONTINUING S00°26'17"W, ALONG SAID WEST LINE OF MORTENSEN'S 2ND ADDITION, 311.71 FEET TO A POINT; THENCE S89°50'44"W, 160.15 FEET TO A POINT; THENCE S00°09'16"E, 34.26 FEET TO THE NORTHEAST CORNER OF LOT 1 OF MORTENSEN'S 3RD ADDITION; THENCE N89°55'48"W, ALONG THE NORTHERLY LINE OF MORTENSEN'S 3RD ADDITION, 428.64 FEET TO A POINT; THENCE N34°04'12"E, 197.53 FEET TO A POINT; THENCE N51°04'12"E, 275.61 FEET TO A POINT; THENCE N82°07'35"E, 76.75 FEET TO A POINT; THENCE S89°33'43"E, 190.00 FEET TO THE POINT OF BEGINNING AND SAID TRACT OF LAND CONTAINS 3.42 ACRES, MORE OR LESS.

~~CONFIDENTIAL~~

RESOLUTION NO. 95-1

A resolution granting final plat approval of Underwood Hills 5th Addition.

WHEREAS, the owners of the land described on Exhibit "A" attached hereto have proposed a subdivision of the parcel under Chapters 122, 123 and 124 of the Municipal Code; and

WHEREAS, the Planning and Zoning Commission has determined that the subdivision meets the requirements of the City Code; and

WHEREAS, the proposed subdivision is generally consistent with the purpose and intent of the subdivision ordinance; and

WHEREAS, the proposed subdivision is consistent with the Land Use Plan and policies set forth in the Comprehensive Plan.

NOW, THEREFORE, BE IT RESOLVED

BY THE CITY COUNCIL


OF THE CITY OF UNDERWOOD, IOWA:

That final plat approval of a subdivision known as "Underwood Hills 5th Addition" and more fully described in attached Exhibit "A" is granted.

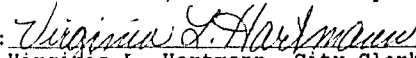
BE IT FURTHER RESOLVED

That the Mayor and the City Clerk are authorized and directed to endorse the final plat of "Underwood Hills 5th Addition."

ADOPTED
AND January 16, 1995
APPROVED



GENE PURSELL, Mayor

Attest: 

Virginia L. Hartmann, City Clerk

A TRACT OF LAND LOCATED IN THE NORTHEAST QUARTER (NE1/4) OF THE NORTHWEST QUARTER (NW1/4) OF SECTION 16, TOWNSHIP 76 NORTH, RANGE 42 WEST OF THE 5TH P.M., POTTAWATTAMIE COUNTY, CITY OF UNDERWOOD, IOWA AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

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COMPANY

DECLARATION OF RESTRICTIVE COVENANTS

FOR

UNDERWOOD HILLS - 5TH ADDITION

TO THE CITY OF UNDERWOOD, IOWA

The undersigned, Underwood Hills Development Corp., an Iowa corporation, owners of Underwood Hills - 5th Addition to the City of Underwood, Pottawattamie County, Iowa hereby declare that all lots in said addition shall be restricted to residential purposes and shall be subject to all of the restrictions hereinafter set out.

In order to provide for the proper development of Underwood Hills - 5th Addition and each and every lot therein, to protect the owners of such lots, and to insure the future value, beauty and use of Underwood Hills - 5th Addition as a restricted residential area, the undersigned hereby subject Underwood Hills - 5th Addition and each lot therein to the following conditions, restrictions, limitations and reservations, for the benefit of such addition and for the owners therein. Each condition, restriction, limitation and reservation shall be a covenant running with the land as to each lot as follows:

1. All lots described herein shall be known, described and used solely as residential lots, and no unattached structures shall be erected on any lot other than one detached single-family dwelling not to exceed two stories in height and a three car garage without mutual consent of the Board of Directors of Underwood Hills Development Corporation and the City of Underwood.

COMPARED

7. The owner of each lot shall construct sidewalks on his or her lot. Sidewalks shall be a minimum of two (2) feet back of the curb. All sidewalks shall be constructed in accordance with sidewalk standards and regulations approved by the City of Underwood, Iowa.

8. All building plans shall be approved in writing by the Board of Directors of Underwood Hills Development Corporation or assigns. Prior to the commencement of any construction, footing elevations of street or curb must also be so approved.

9. These covenants are to run with the land and shall be binding upon all parties and all persons claiming under them for a period of twenty-five (25) years from the date these covenants are recorded. The covenants shall be automatically extended for a successive period of ten (10) years unless by vote of the then owners of a majority of the building sites covered by these covenants. The property owners may agree to amend or change such covenants in whole or in part.

This Declaration made and executed this 15 day of

June, 1994 by the undersigned.

UNDERWOOD HILLS DEVELOPMENT CORPORATION

by Curt L. Wahle
Curt L. Wahle,
President

A TRACT OF LAND LOCATED IN THE NORTHEAST QUARTER (NE1/4) OF THE NORTHWEST QUARTER (NW1/4) OF SECTION 16, TOWNSHIP 76 NORTH, RANGE 42 WEST OF THE 5TH P.M., POTTAWATTAMIE COUNTY, CITY OF UNDERWOOD, IOWA AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

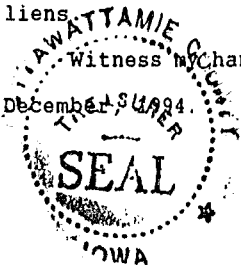
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COMPARED

TREASURER'S CERTIFICATE

STATE OF IOWA)
)
COUNTY OF POTTAWATTAMIE) ss.

I, Judy Ann Miller, Treasurer of Pottawattamie County, Iowa, do hereby certify that the tract of land described in the attached Exhibit "A", said tract of land being laid out into town lots by the attached plat upon which this certified statement is endorsed, is free and clear from any and all unpaid taxes and tax liens.



Witness my hand and official signature this 13th day of

December, 1994.

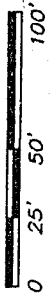
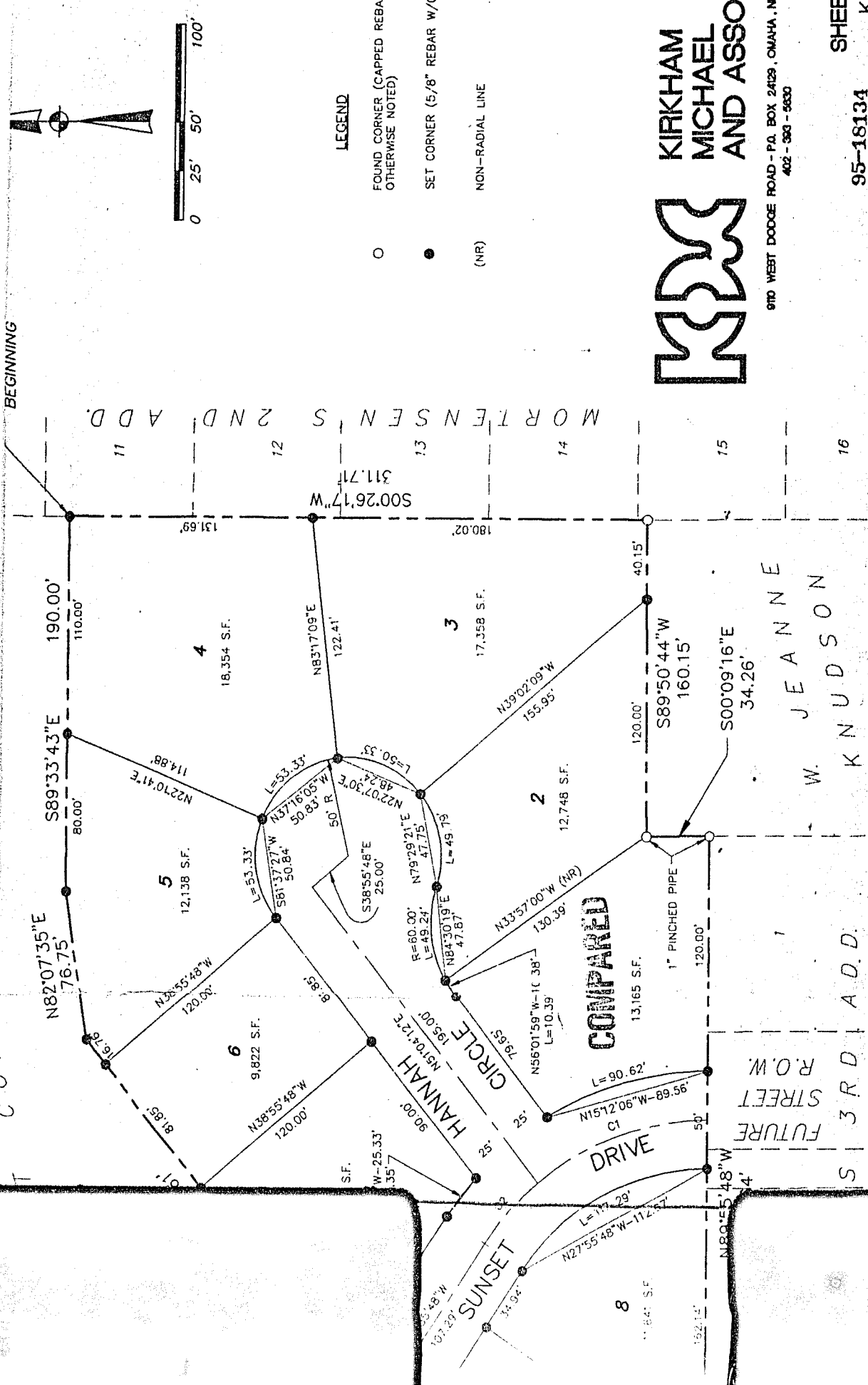
Judy Ann Miller
Treasurer of Pottawattamie County, Iowa

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COMPARED

BEGINNING



LEGEND

- FOUND CORNER (CAPPED REBAR, UNLESS OTHERWISE NOTED)
- SET CORNER (5/8" REBAR W/CAP #9517)
- (NR) NON-RADIAL LINE

**KIRKHAM
MICHAEL
AND ASSOCIATES**

ARCHITECTS
ENGINEERS
PLANNERS

870 WEST DOODGE ROAD - P.O. BOX 2429, OMAHA, NE 68124
402 - 593 - 5630

COMPARED

FUTURE STREET R.O.W.

W. JEANNE KNUDSON

S 3 R D A D D.

MORTENSEN S 2 N D A D D.

UNLINED, UNDEVELOPED
EASEMENTS
E.E.

UNDEVELOPMENT

BE

MORTENSEN'S 2ND ADD.

11

12

13

14

15

16

COMPARED

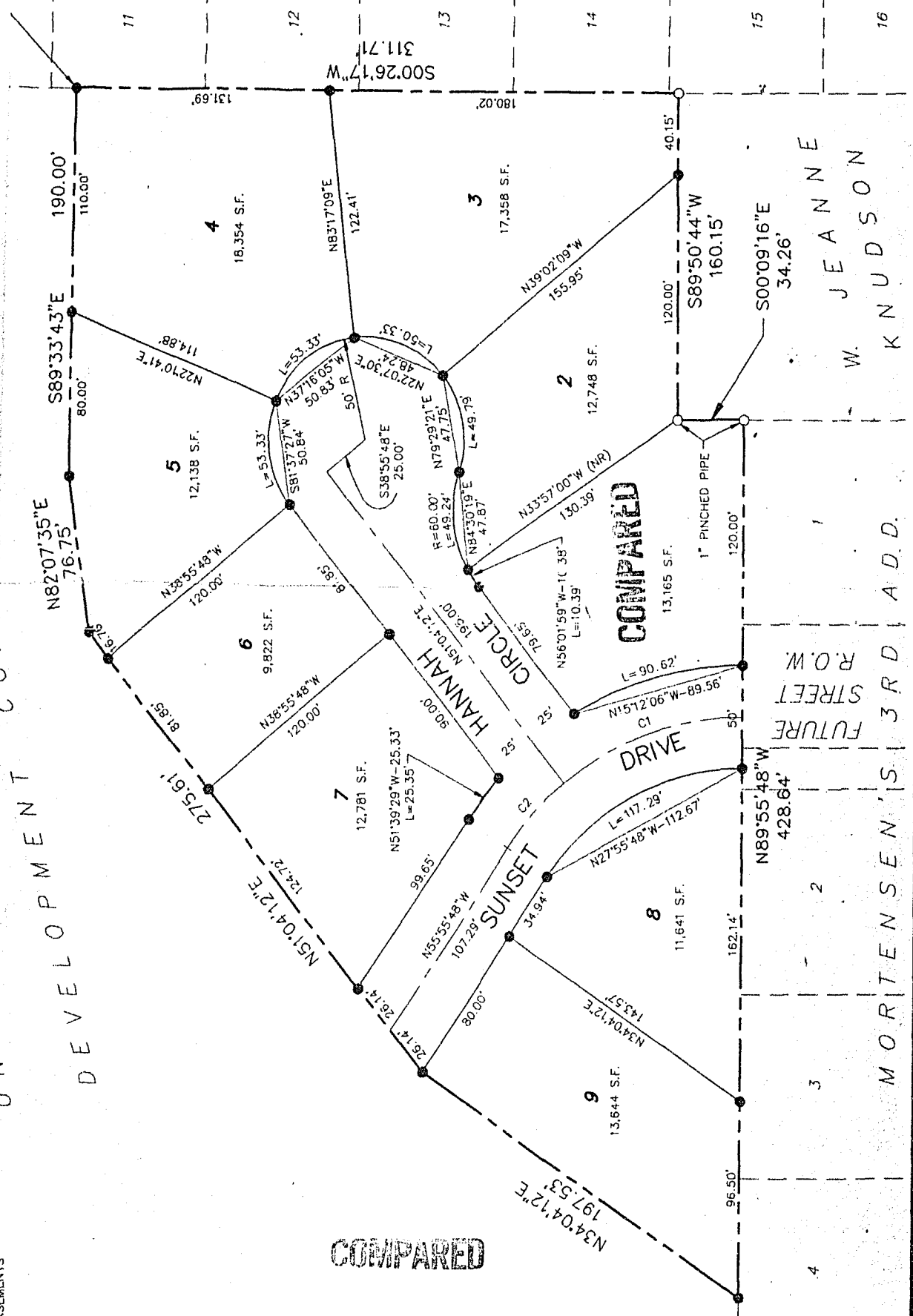
COMPARED

FUTURE STREET R.O.W.

JEANNE
W. KNUDSON

MORTENSEN'S 3RD ADD.

95-19135



N82°07'35"E
76.75'
80.00'
S89°33'43"E
190.00'
110.00'

N22°10'41"E
114.88'

N82°55'48"W
120.00'

N51°04'12"E
124.12'

N51°39'29"W-25.33'
L=25.35'

N55°55'48"W
107.29'

N34°04'12"E
197.53'

DRIVE

HANNAH
CIRCLE

SUNSET

DRIVE

162.14'

N89°55'48"W
428.64'

120.00'

S89°50'44"W
160.15'

S00°09'16"E
34.26'

13.165 S.F.

12.748 S.F.

17.358 S.F.

18.354 S.F.

12.138 S.F.

9.822 S.F.

12.781 S.F.

11.641 S.F.

13.644 S.F.

S00°26'17"W
311.71'

131.69'

180.02'

40.15'

N83°17'09"E
122.41'

N39°02'09"W
155.95'

120.00'

N33°16'14"W
50.84'
L=53.33'

N22°07'30"E
48.24'
L=50.33'

N17°29'21"E
47.75'
L=49.75'

N35°57'00"W (HR)
130.39'

N56°01'59"W-10.39"
L=10.39'

N51°12'06"W-89.56"
L=90.62'

N89°55'48"W
428.64'

S81°37'27"W
50.84'
L=53.33'

S38°55'48"E
25.00'

N79°29'21"E
47.75'
L=49.75'

N84°30'19"E
47.87'

N56°01'59"W-10.39"
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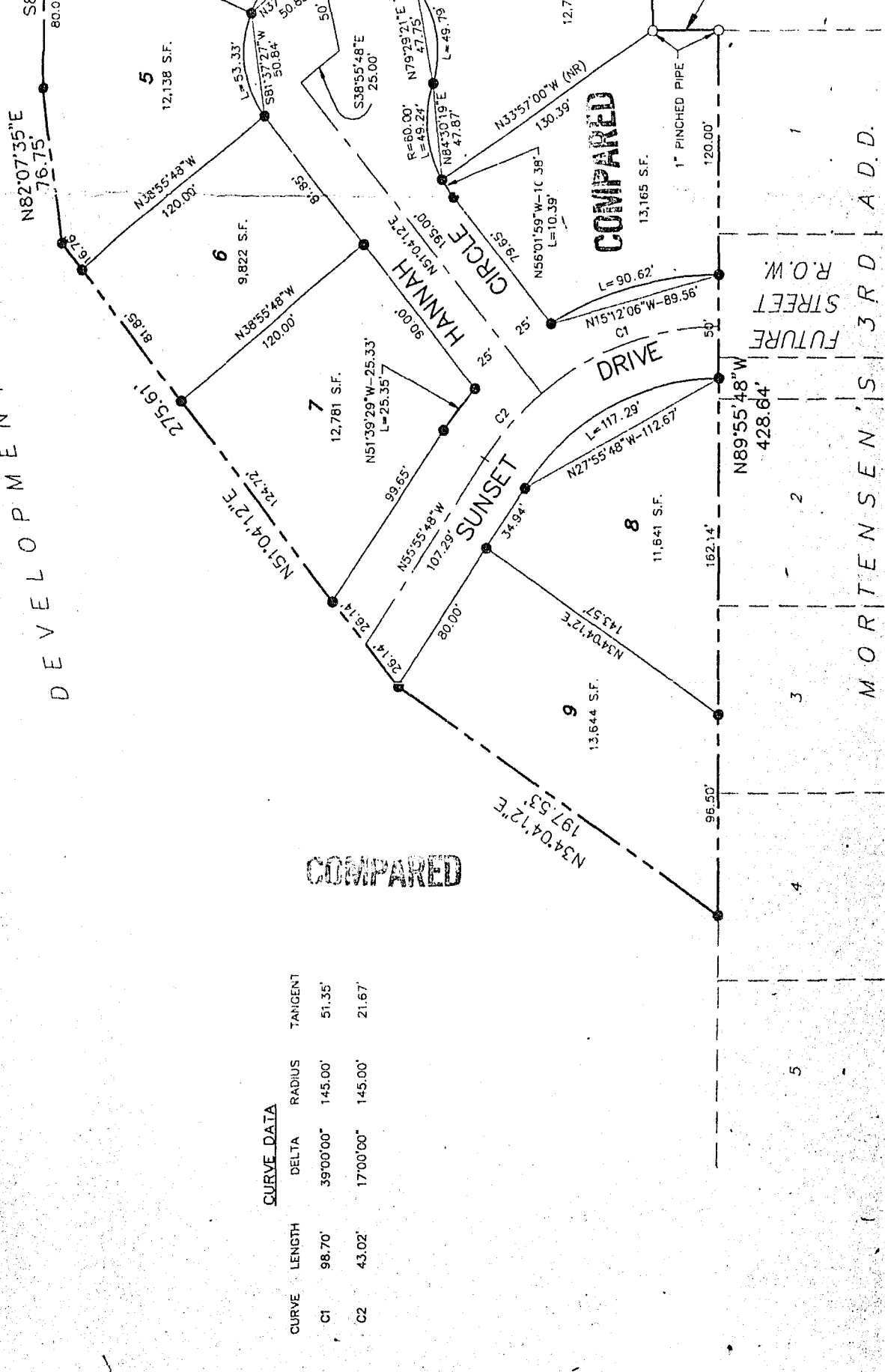
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L=10.39'

N51°12'06"W-89.56"
L=90.62'

N89°55'48"W
428.64'

EASEMENT SHALL BE PROVIDED ON EACH SIDE LOT LINE SUBJECT TO ALL PREVIOUS LINES, SUBJECT TO ALL PREVIOUS EASEMENTS AND/OR RIGHTS OF WAY OF WHATSOEVER NATURE.

UNDEVELOPMENT



CURVE DATA

CURVE	LENGTH	DELTA	RADIUS	TANGENT
C1	98.70'	39°00'00"	145.00'	51.35'
C2	43.02'	17°00'00"	145.00'	21.67'

CURT L. WAHLE

UNDERWOOD HILLS 5

NW CORNER
NE 1/4, NW 1/4
SEC. 16-76-42

LOTS 1 THRU 9, INCLUS
PART OF THE NW 1/4, SECTION 16, T. 76 N.,
POTTAWATTAMIE COUNTY,

UNDERWOOD HILLS

4 3RD ADD.

OWNER/DEVELOPER

SUNSET DRIVE
N90°00'00"E
170.00'

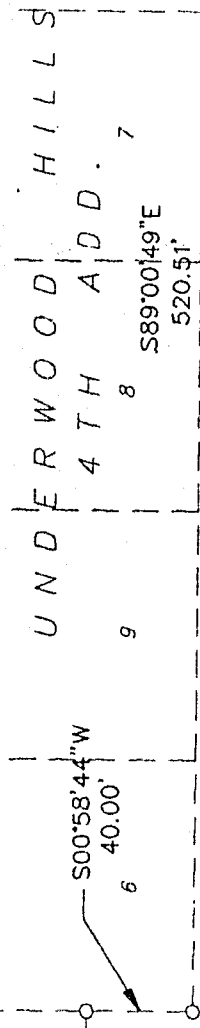
CURT L. WAHLE

UNDERWOOD HILLS DEVELOPMENT CORPORA

S00°58'44"W
70.79'

P.O. BOX 99
UNDERWOOD, IOWA 51576

5
S89°00'49"E
112.30'



UNDERWOOD HILLS

4TH ADD.

8

S89°00'49"E

520.51'

NOTE: EACH LOT IS SUBJECT TO A 20' BUILDING SET BACK FOR THE FRONT AND REAR AND A 7' BUILDING SET BACK ON THE SIDE.

NOTE: A 10' PERMANENT UTILITY EASEMENT SHALL BE PROVIDED ON EACH FRONT AND REAR LOT LINE AND A 5' PERMANENT UTILITY EASEMENT SHALL BE PROVIDED ON EACH SIDE LOT LINE, SUBJECT TO ALL PREVIOUS LINES, SUBJECT TO ALL PREVIOUS EASEMENTS AND/OR RIGHTS OF WAY OF WHATSOEVER NATURE.

UNDERWOOD HILLS
CORP

DEVELOPMENT

N82°07'35"E

76.75'

S8
80.00'

COMPARED

CITY COUNCIL
APPROVED BY: Gene Purcell 12-19-94 DATE
GENE PURCELL, MAYOR

ATTESTED BY: Virginia Hartmann 12-19-94 DATE
CITY CLERK

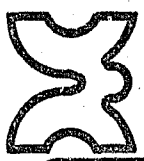
CITY ENGINEER
APPROVED BY: Mike McClain, P.E. 12/19/94 DATE
MIKE MCCLAIN

COMPARED

AS SPECIAL ENGINEERS FOR THE DEVELOPER, KIRKHAM, MICHAEL AND ASSOCIATES HEREBY CERTIFIES THAT THE REQUIRED IMPROVEMENTS HAVE BEEN COMPLETED ACCORDING TO THE PRELIMINARY PLAT AND THE PLANS, SPECIFICATIONS AND CONTRACT DOCUMENTS FOR THE WORK.

Dale E. Miller 12/15/94 DATE
DALE E. MILLER, IA PE & LS NO. 9517
KIRKHAM, MICHAEL AND ASSOCIATES

**KIRKHAM
MICHAEL
AND ASSOCIATES**
ARCHITECTS
ENGINEERS
PLANNERS



110 WEST DODGE ROAD - P.O. BOX 24729, OMAHA, NE 68124
402 - 360 - 5630

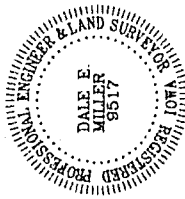
95-18139

SHEET 2 OF 2
KM M940236

95-18140

OR UNDER MY DIRECT
ED LAND SURVEYOR UNDER

2/15/94



DEVELOPMENT CORPORATION, BEING THE SOLE
SURVEYOR'S CERTIFICATE AND EMBRACED
DED INTO LOTS AND PERPETUALLY DEDICATED
WOOD HILLS 5TH ADDITION, LOTS 1 THRU 9,
PROPERTY AS SHOWN ON THIS PLAT AND DEDICATE
MAY AS SHOWN HEREIN.

I DO HEREBY SET MY HAND THIS 19 DAY OF Dec, 1994 A.D.

Dale E. Miller
DATE 12-19-94

BEFORE ME, THE UNDERSIGNED, A NOTARY PUBLIC
PERSONALLY APPEARED CURTIS L. WAHLE TO ME KNOWN TO BE THE IDENTICAL
PERSON WHO EXECUTED THE FOREGOING STATEMENT, AND ACKNOWLEDGED THAT HE
WAS DOING SO VOLUNTARILY AND DEED

Curtis L. Wahle
NOTARY PUBLIC

COMPILED

CITY COUNCIL

Gene Purcell
APPROVED BY: GENE PURCELL, MAYOR

ATTESSED BY:

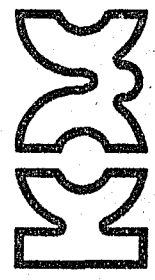
Virginia Starkman
CITY CLERK

CITY ENGINEER

Mike McClain
APPROVED BY: MIKE MCCLAIN

AS SPECIAL ENGINEERS FOR THE DEVELOPER, KIRKHAM, MICHAEL AND ASSOCIATES
CERTIFIES THAT THE REQUIRED IMPROVEMENTS HAVE BEEN COMPLETED
PRELIMINARY PLAT AND THE PLANS, SPECIFICATIONS AND CONTRACT

Dale E. Miller
DALE E. MILLER, IA PE & LS NO. 9517
KIRKHAM, MICHAEL AND ASSOCIATES



ARCHITECTS
ENGINEERS
PLANNERS
**KIRKHAM
MICHAEL
AND ASSOCIATES**

970 WEST DODGE ROAD - P.O. BOX 24229, OMAHA, NE 68124
402-580-5630

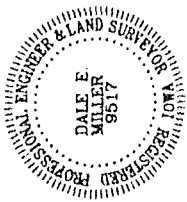
95-18140

COMING

I HEREBY CERTIFY THAT THIS PLAT WAS PREPARED BY ME OR UNDER MY DIRECT PERSONAL SUPERVISION AND THAT I AM A DULY REGISTERED LAND SURVEYOR UNDER THE LAWS OF THE STATE OF IOWA.

Dale E. Miller DATE: 12/15/94

DALE E. MILLER, IA PE & LS NO. 9517
REGISTRATION RENEWAL DATE 12/31/95



DEDICATION:

KNOW ALL MEN OF THESE PRESENTS: UNDERWOOD HILLS DEVELOPMENT CORPORATION, BEING THE SOLE OWNER AND PROPRIETOR OF THE LAND DESCRIBED IN THE SURVEYOR'S CERTIFICATE AND EMBRACED WITHIN THIS PLAT HAVE CAUSED THE SAME TO BE SUBDIVIDED INTO LOTS AND PERPETUALLY DEDICATED RIGHT OF WAY, SAID SUBDIVISION TO BE KNOWN AS UNDERWOOD HILLS 5TH ADDITION, LOTS 1 THRU 9, INCLUSIVE, AND I HEREBY RATIFY AND APPROVE OUR PROPERTY AS SHOWN ON THIS PLAT AND DEDICATE FOR PUBLIC USE THE EASEMENTS AND STREET RIGHT OF WAY AS SHOWN HEREIN.

IN WITNESS WHEREOF I DO HEREUNTO SET MY HAND THIS 19 DAY OF Dec, 1994 A.D.

Curt L. Wahle 12-19-94
DATE
CURT L. WAHLE, PRESIDENT

ON THIS 19th DAY OF December, 1994, BEFORE ME, THE UNDERSIGNED, A NOTARY PUBLIC IN AND FOR SAID STATE, PERSONALLY APPEARED CURT L. WAHLE TO ME KNOWN TO BE THE IDENTICAL PERSON NAMED IN AND WHO EXECUTED THE FOREGOING STATEMENT, AND ACKNOWLEDGED THAT HE EXECUTED THE SAME AS HIS VOLUNTARY ACT AND DEED.

Maryjo Rich
NOTARY PUBLIC



**KIRKHAM
MICHAEL
AND ASSOCIATES**
ARCHITECTS
ENGINEERS
PLANNERS

910 WEST DOOOE ROAD - P.O. BOX 24129, OMAHA, NE 68124
402 - 980 - 5550

COMPARED

COMPARED

95-18140

95-18141

UNDERWOOD HILLS 5

LOTS 1 THRU 9, INCLUS
PART OF THE NW 1/4, SECTION 16, T. 76 N., R.
POTTAWATTAMIE COUNTY,

LEGAL DESCRIPTION

A TRACT OF LAND LOCATED IN THE NORTHEAST QUARTER (NE1/4) OF THE NORTHWEST QUARTER (NW1/4) OF SECTION 16, TOWNSHIP 76 NORTH, RANGE 42 WEST OF THE 5TH P.M., POTTAWATTAMIE COUNTY, CITY OF UNDERWOOD, IOWA AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF THE NE1/4 OF THE NW1/4 OF SAID SECTION 16; THENCE S00°58'44"W (PLATTED BEARING FOR UNDERWOOD HILLS 3RD ADDITION), ALONG THE WEST LINE OF SAID NE1/4 OF THE NW1/4 AND SAID LINE ALSO BEING THE WEST LINE OF UNDERWOOD HILLS 3RD ADDITION, 393.00 FEET TO THE SOUTHWEST CORNER OF LOT 4 OF SAID UNDERWOOD HILLS 3RD ADDITION; THENCE N90°00'00"E ALONG THE SOUTH LINE OF SAID LOT 4 AND ITS EXTENSION EASTERLY, 170.00 FEET TO A POINT ON THE EAST LINE OF SUNSET DRIVE; THENCE S00°58'44"W, 70.79 FEET TO THE SOUTHWEST CORNER OF LOT 5 OF SAID 3RD ADDITION; THENCE S89°00'49"E, 112.30 FEET TO THE SOUTHEAST CORNER OF SAID LOT 5; THENCE S00°58'44"W, 40.00 FEET TO THE SOUTHWEST CORNER OF LOT 6 OF SAID 3RD ADDITION; THENCE S89°00'49"E, ALONG THE SOUTH LINE OF UNDERWOOD HILLS 3RD AND 4TH ADDITIONS, 520.51 FEET TO A POINT ON THE WEST LINE OF LOT 8 OF UNDERWOOD HILLS 1ST ADDITION; THENCE S00°26'17"W, ALONG THE WEST LINE OF UNDERWOOD HILLS 1ST ADDITION AND MORTENSEN'S 2ND ADDITION, 300.00 FEET TO THE TRUE POINT OF BEGINNING; THENCE CONTINUING S00°26'17"W, ALONG SAID WEST LINE OF MORTENSEN'S 2ND ADDITION, 311.71 FEET TO A POINT; THENCE S89°50'44"W, 160.15 FEET TO A POINT; THENCE S00°09'16"E, 34.26 FEET TO THE NORTHEAST CORNER OF LOT 1 OF MORTENSEN'S 3RD ADDITION; THENCE N89°55'48"W, ALONG THE NORTHERLY LINE OF MORTENSEN'S 3RD ADDITION, 428.64 FEET TO A POINT; THENCE N34°04'12"E, 197.53 FEET TO A POINT; THENCE N51°04'12"E, 275.61 FEET TO A POINT; THENCE N82°07'35"E, 76.75 FEET TO A POINT; THENCE S89°33'43"E, 190.00 FEET TO THE POINT OF BEGINNING AND SAID TRACT OF LAND CONTAINS 3.42 ACRES, MORE OR LESS.

COMPALED

I HEREBY CERTIFY THAT THIS PLAT WAS PREPARED BY ME OR UNDER MY DIRECT PERSONAL SUPERVISION AND THAT I AM A DULY REGISTERED LAND SURVEYOR UNDER THE LAWS OF THE STATE OF IOWA.

D. E. Miller
DALE E. MILLER, IA PE & LS NO. 9517
DATE: 12/15/95

REGISTRATION RENEWAL DATE 12/31/95

REGISTERED LAND SURVEYOR

HILLS 5TH ADDITION

1 THRU 9, INCLUSIVE

SECTION 16, T. 76 N., R. 42 W. OF THE 5TH P.M.
POTTAWATTAMIE COUNTY, IOWA

95-18143

I HEREBY CERTIFY THAT THE FOLLOWING DOCUMENTS WILL BE RECORDED WITH THE POTTAWATTAMIE COUNTY RECORDER CONTEMPORANEOUS WITH THE FILING OF THE FINAL PLAN:

- A. ALL PRIVATE RESTRICTIONS AND/OR COVENANTS, IF ANY, WHICH WILL BE A PART OF THE SUBJECT DEVELOPMENT
- B. CERTIFIED STATEMENT OF THE COUNTY TREASURER THAT THE SUBDIVIDED LAND IS FREE FROM TAXES
- C. CERTIFIED STATEMENT OF THE COUNTY RECORDER THAT THE TITLE IN FEE IS IN THE OWNER AND THAT IT IS FREE FROM ENCUMBRANCES OTHER THAN THOSE SECURED BY AN ENCUMBRANCE BOND

Curt F. Wahe
 CURT WAHE, PRESIDENT
 UNDERWOOD HILLS DEVELOPMENT CORPORATION
 DATE 12-19-94

PLANNING AND ZONING COMMISSION
Greg Clauson
 APPROVED BY: GREG CLAUSEN, CHAIRMAN
 DATE 12-19-94

CITY COUNCIL
Gene Purcell
 APPROVED BY: GENE PURCELL, MAYOR
 DATE 12-19-94

COMPARED