



Book 2025 Page 1516

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Daneen Schindler, RECORDER/REGISTRAR
DELAWARE COUNTY IOWA

**AMENDMENT TO
DECLARATION OF WATER ASSOCIATION
Recorder's Cover Sheet**

Preparer Information: ^{DEW}Jane E. Hanson, 401 East Main Street, Manchester, Iowa 52057 (563)
927-5920

Taxpayer Information: Daniel A. Schulte, 19210 Goodland Drive, Manchester, Iowa 52057

Return Address: Jane E. Hanson, 401 East Main Street, Manchester, Iowa 52057

Grantors: Daniel A. Schulte, as Trustee of the Daniel A Schulte Trust Agreement dated 3/22/11
Ann L. Schulte, as Trustee of the Ann L Schulte Trust Agreement dated 3/22/11
Nicholas S. Berning and Heather J. Berning
David L. Fahey and Kristen M. Fahey

Grantees: Daniel A. Schulte, as Trustee of the Daniel A Schulte Trust Agreement dated 3/22/11
Ann L. Schulte, as Trustee of the Ann L Schulte Trust Agreement dated 3/22/11
Nicholas S. Berning and Heather J. Berning
David L. Fahey and Kristen M. Fahey

Legal Description: See Page 2

**AMENDMENT TO
DECLARATION OF WATER ASSOCIATION**

Daniel A. Schulte, as Trustee of the Daniel A Schulte Trust Agreement dated 3/22/11 and Ann L. Schulte, as Trustee of the Ann L Schulte Trust Agreement dated 3/22/11 are the titleholders of Lots Twenty-Seven (27), Twenty-Eight (28), Twenty-Nine (29) and Thirty (30) of Oak Valley Subdivision; Nicholas S. Berning and Heather J. Berning are the titleholders of Lot Twenty-Four (24) of Oak Valley, David L. Fahey and Kristen M. Fahey are the titleholders of record of Lots Twenty-Five (25) and Twenty-Six (26) of Oak Valley Subdivision (hereinafter "The Lot Owners". The Lot Owners of the real estate described herein have created a Water Association affecting the following described real estate located in Oak Valley Estates Subdivision to Delaware County, Iowa, as follows:

Lots Twenty-Four (24), Lots Twenty-Five (25), Twenty-Six (26), Twenty-Seven (27), and Twenty-Eight (28) of Oak Valley Subdivision, a Subdivision of Parcel J being part of the Fractional Northwest Quarter of the Northwest Quarter (Frl. NW $\frac{1}{4}$ NW $\frac{1}{4}$) and part of the Fractional Southwest Quarter of the Northwest Quarter (Frl. SW $\frac{1}{4}$ - NW $\frac{1}{4}$) of Section 19, Township 89 North, Range 5 West of the 5th P.M.; and a Subdivision of Parcel D being part of the Northeast Quarter of the Northeast Quarter (NE $\frac{1}{4}$ -NE $\frac{1}{4}$) of Section 24, Township 89 North, Range 6 West of the 5th P.M.; all in Delaware County, Iowa, according to Amended Final Plat recorded in Book 2020, Page 3080.

This Amendment to Declaration of Water Association shall amend the existing Declaration of Water Association filed on April 12, 2022 in Book 2022, Page 1165 of the records of the Delaware County Recorder.

The Lot Owners desire to add real estate to the water association which is described as follows:

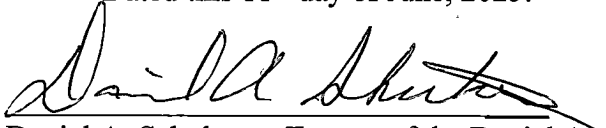
Lots Twenty-Nine (29) and Thirty (30) of Oak Valley Subdivision, a Subdivision of Parcel J being part of the Fractional Northwest Quarter of the Northwest Quarter (Frl. NW $\frac{1}{4}$ NW $\frac{1}{4}$) and part of the Fractional Southwest Quarter of the Northwest Quarter (Frl. SW $\frac{1}{4}$ - NW $\frac{1}{4}$) of Section 19, Township 89 North, Range 5 West of the 5th P.M.; and a Subdivision of Parcel D being part of the Northeast Quarter of the Northeast Quarter (NE $\frac{1}{4}$ -NE $\frac{1}{4}$) of Section 24, Township 89 North, Range 6 West of the 5th P.M.; all in Delaware County, Iowa, according to Amended Final Plat recorded in Book 2020, Page 3080


Each and every reference to the Lot Owners owning an undivided one-fifth (1/5) interest in and to the system shall be replaced so that the owners of each Lot own an undivided one-seventh (1/7) interest in and to the water system.

In all other respects the Lot Owners hereby confirm that all of the other terms, conditions and provisions of the Declaration of Water Association filed on April 12, 2022 in Book 2022, Page 1165 of the records of the Delaware County Recorder shall remain in full force and effect.

From and after the date hereof, the provisions of this Agreement and its Amendment shall run with the land and shall be binding upon the heirs, successors and assigns of the Lot Owners herein.

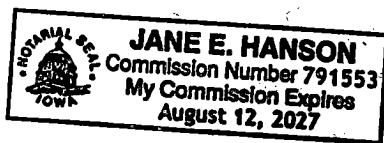
Dated this 11th day of June, 2025.

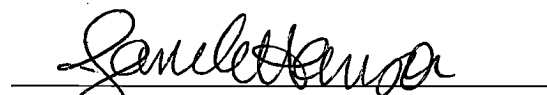

Daniel A. Schulte, as Trustee of the Daniel A.
Schulte Trust Agreement dated 3/22/11


Ann L. Schulte, as Trustee of the Ann L.
Schulte Trust Agreement dated 3/22/11

STATE OF IOWA, COUNTY OF DELAWARE, ss:

This instrument was acknowledged before me on June 11, 2025 by Daniel A. Schulte, as Trustee of the Daniel A. Schulte Trust Agreement executed March 22, 2011; and Ann L. Schulte as Trustee of the Ann L. Schulte Trust Agreement, executed March 22, 2011.



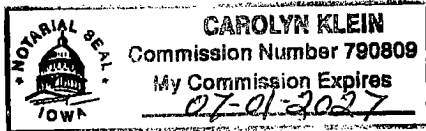

Notary Public in and for the State of Iowa

Nicholas S. Berning
Nicholas S. Berning

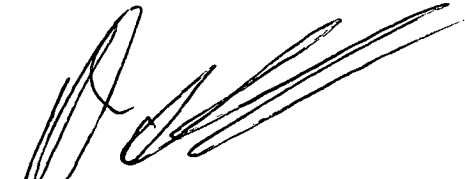
Heather J. Berning
Heather J. Berning

STATE OF IOWA, COUNTY OF DELAWARE, ss:

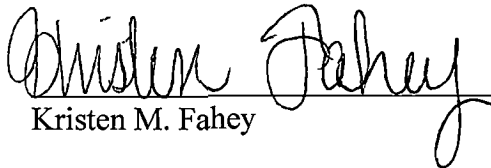
This instrument was acknowledged before me on June 12, 2025, Nicholas S. Berning and Heather J. Berning, husband and wife.



Carolyn Klein
Notary Public in and for the State of Iowa



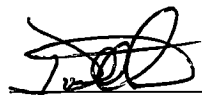
David L. Fahey



Kristen M. Fahey

STATE OF IOWA, COUNTY OF DELAWARE, ss:

This instrument was acknowledged before me on June 12th, 2025, David L. Fahey and Kristen M. Fahey, husband and wife.



Notary Public in and for the State of Iowa

