Recorded: 12/19/2023 at 8:06:12.0 AM

County Recording Fee: \$12.00 lowa E-Filing Fee: \$3.00 Combined Fee: \$15.00 Revenue Tax: \$0.00 Delaware County, Iowa Daneen Schindler RECORDER

BK: 2023 PG: 3160

Prepared by: Kelli J. Orton, 666 Grand Avenue, Suite 2000, Des Moines, IA 50309, 515-242-2400
Return to: Mehul Mehta, c/o Greenbacker Renewable Energy Corporation, 230 Park Avenue, Suite 1560 New York, NY 10169

# INDIVIDUAL TRUSTEE'S AFFIDAVIT

RE: SEE EXHIBIT A

STATE OF IOWA, COUNTY OF Delaware, ss:

The undersigned, being first duly sworn (or affirmed) under oath, state of my personal knowledge that:

- 1. I am the sole trustee of the Michael J. Funke Revocable Trust (the "Trust"), to which the Real Estate was conveyed by Trustee Warranty Deed, filed of record in the Office of the Delaware County Recorder on June 2, 2022, in Book 2022, at Page 1730.
- 2. I am the presently existing sole trustee under the Trust and am authorized to grant an easement or revise an existing easement in the Real Estate, without any limitation or qualification whatsoever.
- 3. The Trust is in existence and I, as sole trustee, am authorized to transfer the interest in the Real Estate as described in paragraph 2, free and clear of any adverse claims.

Dated: November 29	, 2023	Muhal J. Fish Michael J. Funke, Affiant	
STATE OF IOWA		Michael J. Panke, Amant	

STATE OF IOWA )

COUNTY OF Delaware )

This record was acknowledged before me on 11/39/3023 by Michael J. Funke, Trustee of Michael J. Funke Revocable Trust.

NOTARY PUBLIC IN AND FOR SAID STATE



### Exhibit A

Lot 3 in the Northwest Quarter of the Northwest Quarter (NW ¼ NW ¼) of Section Seven (7), Township Ninety (90) North, Range Four (4) West of the 5<sup>th</sup> P.M., in Delaware County, Iowa, as shown on the Plat of Survey recorded June 7, 1988, in Book 6 of Plat Records, Page 9, EXCEPTING therefrom the following described parcel of land; Parcel B as shown on the Plat of Survey recorded June 12, 2002, in Book 2002, page 2185; AND the North One-half of the Southwest Quarter (N ½ SW ¼) and the South one-half of the Northwest Quarter (S ½ NW ¼), of Section Seven (7), Township Ninety (90) North, Range Four (4) West of the 5<sup>th</sup> P.M., in Delaware County, Iowa; EXCEPTING therefrom the following described parcel of land: Parcel C, as shown on the Plat of Survey recorded June 12, 2002, in Book 2002, Page 2185.

# **AND**

The South One-Half of Southwest Quarter (S ½ SW ¼) of Section Seven (7), Township Ninety (90) North, Range Four (4) West of the 5<sup>th</sup> P.M., Delaware County, Iowa; EXCEPT the railroad right of way and Except Parcel 2013-92 in the SE ¼ of the SW ¼ Section 7-T90N-R4W according to plat recorded at 2013-3525.

### **AND**

The East One-half of the Southeast Quarter (E ½ SE ¼) of Section Twelve (12), EXCEPT that portion thereof lying North of 120<sup>th</sup> Street; and the North one-half of the Northeast Quarter of the Northeast Quarter (N ½ NE ¼ NE ¼) of Section Thirteen (13), EXCEPT the railroad right-of-way, all in Township Ninety (90) North, Range Five (5), West of the 5<sup>th</sup> P.M., in Delaware County, Iowa.

# **AND**

All of Chicago, Milwaukee, St. Paul and Pacific Railroad Company's 100 foot wide right-of-way across the SE ¼ SE ¼, Section 12, and the NE ¼ NE ¼, Section 13, Township 90 North, Range 5 West, Delaware County, Iowa.