

Recorded: 12/27/2023 at 3:40:08.0 PM
County Recording Fee: \$12.00
Iowa E-Filing Fee: \$3.00
Combined Fee: \$15.00
Revenue Tax: \$0.00
Delaware County, Iowa
Daneen Schindler RECORDER
BK: 2023 PG: 3235

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
Previously Recorded Document: Book 2023, Page 3161

PURCHASER'S AFFIDAVIT

STATE OF NEW YORK, NEW YORK COUNTY, ss:

I, Claude Vuillieme, Authorized Person of Elk Wind Energy LLC, being first duly sworn (or affirmed) under oath depose and state that Elk Wind Energy LLC is the sole grantee of an easement interest in the following described real estate (the "Real Estate")

THE WEST HALF OF THE SOUTHEAST QUARTER (W 1/2 OF SE 1/4) OF SECTION 12, TOWNSHIP NINETY (90) NORTH, RANGE FIVE (5) WEST OF THE 5TH P.M., INCLUDING ALL OF CHICAGO, MILWAUKEE, ST. PAUL AND PACIFIC RAILROAD COMPANY'S 100 FOOT WIDE RIGHT OF WAY ACROSS THE NORTHWEST OF THE SOUTHEAST QUARTER (NW 1/4 OF SE 1/4) AND THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER (SW 1/4 OF SE 1/4) OF SAID SECTION 12; EXCEPT THAT PORTION OF SAID WEST HALF OF THE SOUTHEAST QUARTER (W 1/2 OF SE 1/4) LYING NORTH OF 120TH STREET.

AND


THE SOUTH HALF OF THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER (S 1/2 OF NE 1/4 OF NE 1/4) OF SECTION 13; THE NORTH HALF OF THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER (N 1/2 OF SE 1/4 OF NE 1/4) OF SECTION 13; AND THE NORTH THREE-FOURTHS OF THE WEST HALF OF THE NORTHEAST QUARTER (N 3/4 OF W 1/2 OF NE 1/4) OF SECTION 13, TOWNSHIP 90 NORTH, RANGE 5 WEST OF THE 5TH P.M., DELAWARE COUNTY, IOWA.

I have relied on the Trustee's Affidavit dated December 1, 2023, from Joyce A. Klosterman Brennan, the trustee (the "Trustee") of the Joyce A. Klosterman Revocable Trust Dated May 24th, 1994, and the Trustee of the Richard J. Klosterman Family Trust c/u Richard J. Klosterman Revocable Trust dated May 24th, 1994 (collectively, the "Trusts"), filed of record in the Office of the Delaware County Recorder on December 19, 2023, in Book 2023, at Page 3161. I have no notice or knowledge of any adverse claims arising out of the execution and recording of the easement from the Trustee, on behalf of the Trust. This Affidavit is given to establish reliance on the Individual Trustee's Affidavit referred to above for all purposes contemplated under Iowa Code Section 614.14.

[Signature Page Follows]

Dated: December 26, 2023

AFFIANT:
ELK WIND ENERGY LLC

By: 
Print Name: Claude Vuillieme
Title: Authorized Person

STATE OF NEW YORK)
) SS:
COUNTY OF NEW YORK)

This record was acknowledged before me on December 26, 2023 by Claude Vuillieme, Authorized Person of Elk Wind Energy LLC.


NOTARY PUBLIC IN AND FOR SAID STATE

Mandy Yang
NOTARY PUBLIC, STATE OF NEW YORK
Registration No. 01YA6426324
Qualified in Queens County
Commission Expires December 6, 2025