

Recorded: 12/27/2023 at 3:40:43.0 PM
County Recording Fee: \$17.00
Iowa E-Filing Fee: \$3.00
Combined Fee: \$20.00
Revenue Tax: \$0.00
Delaware County, Iowa
Daneen Schindler RECORDER
BK: 2023 PG: 3237

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 Documents: Book 2023, Page 3160

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")

LOT 3 IN THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER (NW 1/4 NW 1/4) OF SECTION SEVEN (7), TOWNSHIP NINETY (90) NORTH, RANGE FOUR (4) WEST OF THE 5TH 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 1/2 SW 1/4) AND THE SOUTH ONE-HALF OF THE NORTHWEST QUARTER (S 1/2 NW 1/4), OF SECTION SEVEN (7), TOWNSHIP NINETY (90) NORTH, RANGE FOUR (4) WEST OF THE 5TH 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 THE SOUTHWEST QUARTER (S 1/2 SW 1/4) OF SECTION SEVEN (7), TOWNSHIP NINETY (90) NORTH, RANGE FOUR (4) WEST OF THE 5TH P.M., DELAWARE COUNTY, IOWA; EXCEPT THE RAILROAD RIGHT OF WAY AND EXCEPT PARCEL 2013-92 IN THE SE 1/4 OF THE SW 1/4 SECTION 7-T90N-R4W ACCORDING TO PLAT RECORDED AT 2013-3525.

AND

THE EAST ONE-HALF OF THE SOUTHEAST QUARTER (E 1/2 SE 1/4) OF SECTION TWELVE (12), EXCEPT THAT PORTION THEREOF LYING NORTH OF 120TH STREET; AND THE NORTH ONE-HALF OF THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER (N 1/2 NE 1/4 NE 1/4) OF SECTION THIRTEEN (13), EXCEPT THE RAILROAD RIGHT-OF-WAY, ALL IN TOWNSHIP NINETY (90) NORTH, RANGE FIVE (5), WEST OF THE 5TH P.M., DELAWARE COUNTY, IOWA.

AND

ALL OF CHICAGO, MILWAUKEE, ST. PAUL AND PACIFIC RAILROAD COMPANY'S 100 FOOT WIDE RIGHT-OF-WAY ACROSS THE SE 1/4 SE 1/4, SECTION 12, AND NE 1/4 NE 1/4, SECTION 13, TOWNSHIP 90 NORTH, RANGE 5 WEST, DELAWARE COUNTY, IOWA.

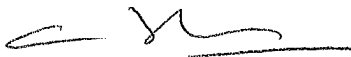
I have relied on the Trustee's Affidavit dated November 29, 2023, from Michael J. Funke (the "Trustee") of the Michael J. Funke Revocable Trust (the "Trust"), filed of record in the Office of the Delaware County Recorder on December 19, 2023, in Book 2023, at Page 3160. I have no notice or knowledge 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

