

Recorded: 1/7/2025 at 10:55:36.0 AM
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: 2025 PG: 77

Prepared by and return to: Kyle Crawford (515) 242-3988
BHE RENEWABLES, PO BOX 657 DES MOINES, IA 50306-0657

NOTICE OF PARTIAL TERMINATION OF WIND FARM OPTION AGREEMENT AND
MEMORANDUM OF WIND FARM OPTION AGREEMENT

This Notice of Partial Termination of Wind Farm Option Agreement and Memorandum of Wind Farm Option Agreement (this "Notice") is executed as of the 7th day of January, 2025 (the "Effective Date") by Independence Wind Energy, LLC, an Iowa limited liability company ("Independence"), with reference to the following facts:

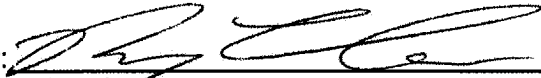
- A. Kimberly S. Belser, , successor in interest to YORDY TRUST #8972-WSY ("Owner") and Independence entered into that certain Wind Farm Option Agreement (the "Agreement") dated as of August 5, 2014, a Memorandum (the "Memorandum") of which was recorded at Book 2015, Page 160, whereby Owner granted to Independence an option to obtain certain easement rights and related uses over, under and across certain real property located in Delaware County, Iowa, as more particularly described in Exhibit A attached hereto (the "Property").
- B. Section 5 of the Agreement provides that if a memorandum of the Agreement has been recorded in the public records and the Agreement is terminated or allowed to expire without being exercised or extended, then Independence will file a notice of termination of this Agreement in the public records.
- C. In accordance with the Agreement Independence hereby gives notice of the partial termination of the Agreement and the Memorandum and desires to execute this Partial Termination so as to evidence the partial termination of the Agreement and the Memorandum.

NOW, THEREFORE, effective as of the Effective Date, Independence hereby cancels and terminates the Agreement and the Memorandum over that portion of the Property described on Exhibit A attached hereto and made a part hereof. This Partial Termination shall bind and insure to the benefit of the Owner and Developer and their respective heirs, legal representatives, successors and assigns.

IN WITNESS WHEREOF, Developer has executed this Termination as of the date of first set forth above.

DEVELOPER

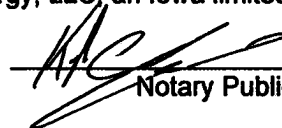
INDEPENDENCE WIND ENERGY, LLC, an Iowa limited liability company

By: 
Bryan Loveless
Vice-President

ACKNOWLEDGEMENT

STATE OF IOWA, COUNTY OF POLK, ss:

This instrument was acknowledged before me on January 7, 2025, by Bryan Loveless, as Vice-President of Independence Wind Energy, LLC, an Iowa limited liability company.



Notary Public, State of Iowa

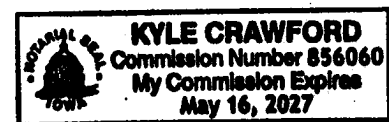


EXHIBIT A

DESCRIPTION OF THE PROPERTY

The North one-half ($N\frac{1}{2}$) of the Northwest Quarter ($NW\frac{1}{4}$), and the Southeast Quarter ($SE\frac{1}{4}$) of the Northwest Quarter ($NW\frac{1}{4}$) of Section Eight (8), Township Eighty Eight (88) North, Range Six (6), West of the Fifth P.M., except that part of the Northwest Quarter ($NW\frac{1}{4}$) of the Northwest Quarter ($NW\frac{1}{4}$) of said Section Eight (8) described as commencing at a point four hundred forty six and nine-tenths (446.9) feet East of the Northwest corner of said Northwest Quarter ($NW\frac{1}{4}$) of the Northwest Quarter ($NW\frac{1}{4}$), thence South $1^{\circ} 06'$ East one hundred ninety four and six-tenths (194.6) feet, thence South $89^{\circ} 36'$ East one hundred twenty one and four-tenths (121.4) feet, thence South $0^{\circ} 51'$ East seventy three and five-tenths (73.5) feet, thence South $89^{\circ} 33'$ East one hundred thirty five and four-tenths (135.4) feet, thence North $3^{\circ} 39'$ East two hundred sixty six and two-tenths (266.2) feet to the North line of said Section Eight (8), thence West along said North line two hundred seventy six and five-tenths (276.5) feet to the point of beginning, said parcel containing 115 acres, more or less, situated in the County of Delaware, State of Iowa.