

BK: 2019 PG: 592
Recorded: 2/20/2019 at 11:47:50.0 AM
Pages 5
County Recording Fee: \$27.00
Iowa E-Filing Fee: \$3.50
Combined Fee: \$30.50
Revenue Tax:
LISA SMITH RECORDER
Madison County, Iowa

PLEASE RETURN TO: MIDAMERICAN ENERGY ATTN: RIGHT-OF-WAY SERVICES P.O. BOX 657 DES MOINES, IA 50303-0657
Prepared by: Ryan K. Gurwell, A&R Land Services, 1609 Golden Aspen Dr., Suite 104, Ames, IA 50010 (515)337-1197

**AFFIDAVIT OF NON-DEVELOPMENT
OF OIL, GAS AND MINERALS**

STATE OF IOWA, Adair COUNTY: ss

Ashley B. Kading, being first duly sworn, states that:

1. I am of lawful age and reside in Adair County, IOWA. I am the Secretary of Kading, Inc., the present owner of the following described real property in Adair and Madison County, Iowa, which is described as follows:

Tract 1: The Fractional East Half of the Northeast Quarter (Efr1/2 NE1/4) of Section Six (6), EXCEPT a 10-acre tract of land located in the Southeast Quarter of the Northeast Quarter (SE1/4 NE1/4) of said Section 6 conveyed by a Warranty Deed recorded in Book 197, Page 607, all in Township Seventy-seven (77) North, Range Thirty-one (31) West of the 5th P.M., Adair County, Iowa, AND EXCEPT parcel conveyed to the State of Iowa by Deed recorded in Book 194 on Page 214.

Tract 2: The South Half of the Southeast Quarter (S1/2 SE1/4) of Section Nine (9), Township Seventy-six (76) North, Range Thirty (30) West of the 5th P.M., Adair County, Iowa.

Tract 3: The East Half of the Southwest Quarter (E1/2 SW1/4) of Section Nine (9), Township Seventy-six (76) North, Range Thirty (30) West of the 5th P.M., Adair County, Iowa.

Tract 4: The South Half of the Northeast Quarter (S1/2 NE1/4) of Section Fifteen (15), Township Seventy-six (76) North, Range Thirty (30) West of the 5th P.M., Adair County, Iowa.

Tract 5: The Southwest Quarter of the Northwest Quarter (SW1/4 NW1/4) and the West Ten (10) acres of the Southeast Quarter of the Northwest Quarter (SE1/4 NW1/4) of Section Fourteen (14), Township Seventy-six (76) North, Range Thirty (30) West of the 5th P.M., Adair County, Iowa.

Tract 6: The Northeast Quarter (NE1/4) of Section Eleven (11), Township Seventy-six (76) North, Range Thirty (30) West of the 5th P.M., Adair County, Iowa.

Tract 7: The Northeast Quarter of the Northwest Quarter (NE1/4 NW1/4) of Section Fifteen (15), Township Seventy-six (76) North, Range Thirty (30) West of the 5th P.M., Adair County.

Tract 8: The North Half of the Northeast Quarter (N1/2 NE1/4) of Section Fifteen (15), Township Seventy-six (76) North, Range Thirty (30) West of the 5th P.M., Adair County, Iowa, EXCEPT a tract commencing at the Northeast Corner of the Northeast Quarter of the Northeast Quarter (NE1/4 NE1/4) of said Section 15-76-30, thence West 875 feet to the point of beginning, thence South 180 feet, thence West 210 feet, thence North 180 feet, thence East 210 feet to the point of beginning.

Tract 9: The Northwest Quarter of the Northwest Quarter (NW1/4 NW1/4) and the West Ten (10) Acres of the Northeast Quarter of the Northwest Quarter (NE1/4 NW1/4), all in Section Fourteen (14), Township Seventy-six (76) North, Range Thirty (30) West of the 5th P.M., Adair County, Iowa.

Tract 10: A tract of land located in the Northeast Quarter (NE1/4) of Section Three (3), Township Seventy-seven (77) North, Range Thirty-one (31) West of the 5th P.M., Adair County, Iowa, more particularly described as follows: Commencing at the Northwest Corner of said NE1/4 of Section 3-77-31, thence N 90°0' E along the North line of said NE 1/4 491.4 feet to the point of beginning; thence continuing N 90°0' E 827.0 feet; thence S 0°0' W 316.0 feet; thence S 90°0' W 827.0 feet; thence N 0°0' E 316.0 feet to the point of beginning. The above described tract contains 6.00 acres more or less including county road right of way.

Tract 11: The Northeast Quarter (NE1/4) of Section Eleven (11), Township Seventy-seven (77) North, Range Thirty-one (31) West of the 5th P.M., Adair County, Iowa, EXCEPT Parcel "A" of the North Half of the Northeast Quarter (N1/2 NE1/4) of said Section 11, pursuant to a Plat of Survey thereof filed September 22, 2005 in Book 535 at Page 67.

Tract 12: The East Half of the Northwest Quarter (E1/2 NW1/4) of Section Eleven (11), Township Seventy-seven (77) North, Range Thirty-one (31) West of the 5th P.M., Adair County, Iowa.

Tract 13: The Northwest Quarter (NW1/4) of Section Fourteen (14), Township Seventy-seven (77) North, Range Thirty-one (31) West of the 5th P.M., Adair County, Iowa, EXCEPT therefrom Parcel "A" as platted in Plat of Survey in Book 449, Page 34.

Tract 14: The Northeast Quarter (NE1/4) of Section Fifteen (15), Township Seventy-seven (77) North, Range Thirty-one (31) West of the 5th P.M., Adair County, Iowa.

Tract 15: The East Half of the Northwest Quarter (E1/2 NW1/4), all in Section Fifteen (15), Township Seventy-seven (77) North, Range Thirty-one (31) West of the 5th P.M., Adair County, Iowa.

Tract 16: The Northwest Quarter (1/4) of the Southeast Quarter (1/4) of Section Thirty-one (31), Township Seventy-seven (77) North, Range Twenty-nine (29) West of the 5th P.M., Madison County, Iowa.

Tract 17: The West Half (1/2) of the Northeast Quarter (1/4) of Section Thirty-one (31), Township Seventy-seven (77) North, Range Twenty-nine (29) West of the 5th P.M., Madison County, Iowa, EXCEPT Parcel "A" located in the Northwest Quarter (1/4) of the Northeast Quarter (1/4) of said Section Thirty-one (31), containing 3.000 Acres, as shown in Plat of Survey filed in Farm Plat Book 3, Page 101 on August 29, 1997, in the Office of the Recorder of Madison County, Iowa.

Tract 18: The Fractional West Half (1/2) of the Northwest Quarter (1/4) of Section Five (5), Township Seventy-six (76) North, Range Twenty-nine (29) West of the 5th P.M., Madison County, Iowa.

Tract 19: The West Half (1/2) of the Southwest Quarter (1/4), and the Southeast Quarter (1/4) of the Southwest Quarter (1/4) of Section Five (5), Township Seventy-six (76) North, Range Twenty-nine (29) West of the 5th P.M., Madison County, Iowa.

Tract 20: The East Half of the Southeast Quarter (E1/2 SE1/4) of Section Six (6), Township Seventy-six (76) North, Range Thirty (30) West of the 5th P.M., Adair County, Iowa.

Tract 21: The North Half of the Southeast Quarter (N1/2 SE1/4) of Section Two (2), Township Seventy-six (76) North, Range Thirty (30) West of the 5th P.M., Adair County, Iowa.

2. I have personal knowledge of the possession, exploration, drilling of wells for, development, and production of oil, gas, casinghead gas, casinghead gasoline, hydrocarbons and other minerals or subsurface materials of every kind ("**Subsurface Materials**") upon the above described property (the "**Land**") and I make the following statements, and each of them, from my own personal knowledge.

3. The Land or a portion of the Land is subject to the following Oil and Gas Leases:

Oil and Gas Lease by and between Floyd G. Carter and Goldie E. Carter, husband and wife, as lessor, and Funk Exploration, Inc., as lessee, dated October 20, 1984, filed November 19, 1984 in Book 14, Page 839 of the Adair County, Iowa records, AND

Oil and Gas Lease by and between Donald G. Roberts and Marilyn L. Roberts, husband and wife, as lessor, and Coal Valley Natural Resources Co., as lessee, dated March 29, 1982, filed May 6, 1982 in Book 13, Page 264 in the Adair County, Iowa records, AND

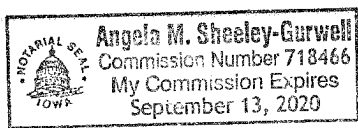
Oil and Gas Lease by and between Floyd G. Carter and Goldie E. Carter, husband and wife, as lessor, and Funk Exploration, Inc., as lessee, dated October 20, 1984, filed November 6, 1984 in Book 36, Page 71 in the Madison County, Iowa records (the "**Lease**").

4. No possession, exploration, drilling of wells for, development, or production of Subsurface Materials of any kind has ever taken place upon any portion of the Land, and no production of Subsurface Materials presently exists upon the Land.
5. No Subsurface Materials of any kind have been extracted or mined on the Land during my ownership of the Land, nor has any exploration or drilling taken place on the Land during my ownership thereof.
6. No pooling agreement exists with respect to the Land in which the lessee is a party.
7. No shut-in gas well exists on the Land.
8. No production of Subsurface Materials or well exists upon lands with which the Land has been pooled or is pooled, unitized, or consolidated.
9. No extension of the Lease has ever been granted.
10. No money has been paid to lessor or for lessor's credit as provided under the Lease.
11. To my knowledge, the Lease has expired.

Ashley B. Kading

Ashley B. Kading, Secretary of Kading, Inc.

Signed and sworn to (or affirmed) before me on February 19, 2019, by Ashley B. Kading, Secretary, of Kading, Inc.



Angela M. Sheeley-Gurwell
Angela M. Sheeley-Gurwell Notarial Officer

My commission expires: 9/13/20

STAMP