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DEBORAH L PEYTON, RECORDER/REGISTRAR
DELAWARE COUNTY IOWA

Preparer: Todd R. Bishop, Special Projects Coordinator, PH: 515-281-7127; FAX 515-281-6794
IOWA DEPARTMENT OF NATURAL RESOURCES, 502 E. 9th Street, Des Moines, IA 50319
Return the recorded document to: Todd Bishop at the above listed address

NOTICE OF FEDERAL FUNDING RESTRICTIONS

(Affidavit Explanatory of Title to Real Estate)
Pursuant to Iowa Code 558.8 (2007)

The undersigned being first duly sworn states the following:

I make this affidavit in my capacity as Right of Way Supervisor of the Iowa Department of Natural Resources concerning the following described real estate in DELAWARE County, Iowa.

Parcel G located in Section 19, Township 87 North, Range 6 West of the 5th P.M. containing 353.49 gross acres according to the Plat of Survey certified October 2, 2009 by Kirk D. Reicks, LLS, filed October 6, 2009, and recorded in Book 2009, Page 3815, in the office of the Delaware County Recorder.

Notice is hereby given that title to the foregoing real estate was acquired by the State of Iowa acting through the Iowa Department of Natural Resources located at 502 E 9th Street, Des Moines, Iowa 50319 with and/or as match for financial assistance from the United States of America, acting by and through the United States Fish and Wildlife Service via FWS Agreement No. IA-F12AP00110 (Cedar-Wapsi Valley Wetlands II) approved on March 5, 2012. The federal financial assistance was provided pursuant to the North American Wetlands Conservation Act, Public Law 101-233. The purpose for which this property was acquired is for the conservation of wetlands and other natural habitats and to provide breeding, migration, and wintering habitats for migratory birds and other native wildlife species.

The Property or any portion will not be conveyed or encumbered or the use changed from that stated above without first obtaining written approval from the Service, its designee or successor. This restriction shall remain in perpetuity until released by the Service.

NOTICE TO ABSTRACTORS: THE PURPOSE OF RECORDING THIS DOCUMENT IS TO GIVE CONSTRUCTIVE NOTICE OF A PERMANENT RESTRICTION WHICH FEDERAL LAW IMPOSES ON THE USE OF THE ABOVE-DESCRIBED REAL ESTATE. THIS FEDERALLY REQUIRED USE RESTRICTION IS EXEMPT FROM THE OPERATION OF THE IOWA STALE USES AND REVERSIONS ACT AND THE IOWA FORTY-YEAR MARKETABLE TITLE ACT.

Travis Baker, Right of Way Supervisor
Iowa Department of Natural Resources

STATE OF **IOWA, POLK** COUNTY: This instrument was acknowledged before me on the 2 day of July, 2013, by Travis Baker as Right of Way Supervisor of the Department of Natural Resources.

NOTARY PUBLIC IN AND FOR THE STATE OF IOWA

TODD ROZENDAAL
Commission Number 749123
My Commission Expires
9-27-2013