Book 2022 Page 3683
Document 2022 3683 Type 06 018 Pages 3
Date 12/19/2022 Time 8:29:03AM
Rec Amt $17.00

Daneen Schindler, RECORDER/REGISTRAR
DELAWARE COUNTY IOWA

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

NOTICE OF PARTIAL EXPIRATION OF WIND FARM OPTION AGREEMENT

This Notice of Partial Expiration of Wind Farm Option Agreement ("Notice") is executed as of the 16th day of December, 2021 ("Effective Date") by Independence Wind Energy LLC, an Iowa limited liability company ("Independence"), with reference to the following facts:

A. James E. Yordy & Awilla Sue Yordy, husband and wife ("Owner") and Independence entered into that certain Wind Farm Option Agreement dated as of August 5, 2014 ("Agreement"), whereby Owner granted to Independence an option to obtain certain easement rights and related uses over, under, and across real property located in Delaware County, Iowa, including the property described in Exhibit A attached hereto ("Subject Property"). A memorandum of the Agreement was recorded at Book 2015, Page 160 on January 16, 2015.

B. The Agreement provides that, if it is terminated or allowed to expire, Independence will record a notice to that effect in the public records.

C. As of the Effective Date, the Agreement has expired by its terms as concerns the Subject Property.

Independence hereby acknowledges that the Agreement has, by its terms, expired as to the Subject Property described in Exhibit A hereto. Accordingly, Independence has no rights in or to the Subject Property arising by, through, or under the Agreement. This Notice shall bind and inure to the benefit of the Owner and Independence and their respective heirs, legal representatives, successors, and assigns.

Independence has executed this Notice as of the Effective Date.

[Signature Page to Follow]

Independence Wind Energy LLC, an Iowa limited liability company

By: _____
Thomas J. Budler
President

ACKNOWLEDGEMENT

STATE OF IOWA)
) ss
COUNTY OF POLK)

This record was acknowledged before me on December 16, 2021, by Thomas J. Budler, as President of Independence Wind Energy, LLC, an Iowa limited liability company.

JASON EUGENE ROMEY
Commission Number 774015
My Commission Expires
07/24/2024

_____
Notary Public, State of Iowa

EXHIBIT A

DESCRIPTION OF THE PROPERTY

The East Half of the Southeast Quarter of Section 5; and the Northwest Quarter of the Southeast Quarter of Section 5, all in Township 88 North, Range 6 West of the Fifth Principal Meridian, in Delaware County, Iowa.