Book 2023 Page 2088
Document 2023 2088 Type 06 006 Pages 5
Date 8/29/2023 Time 11:25:05AM
Rec Amt $27.00

Daneen Schindler, RECORDER/REGISTRAR
DELAWARE COUNTY IOWA

MEMORANDUM of AGREEMENT
Recorder's Cover Sheet

Preparer Information:
James Pray – Attorney
BrownWinick Law Firm
666 Grand Ave., Suite 2000
Des Moines, IA 50309

Taxpayer Information:
A R Holdings L.L.C.
2935 210th St.
Earlville, IA 52041

Parcel ID #:
190290000800
190290000810

Legal Description:
S 1/2 SW 1/4
N 1/2 SW

Grantor(s)/Owner(s):
A R Holdings L.L.C.
2935 210th St.
Earlville, IA 52041

Grantee:
Navigator Heartland Greenway LLC

Return Document To:
Navigator Heartland Greenway LLC
Right-of-Way Department
2626 Cole Ave., Suite 900
Dallas, Texas 75204

HGS-IA-DE-7.6-017.000
HGS-IA-DE-7.6-019.000

MEMORANDUM OF AGREEMENT

A R Holdings, LLC ("Owner") and **Navigator Heartland Greenway LLC,** a Delaware limited liability company with its principal offices in Dallas, Texas, having a mailing address of 2626 Cole Avenue, Suite 900, Dallas, Texas, 75204 ("Grantee") executed a Right of Entry, Easement and Option Agreement (the "Agreement") on JANUARY 25, 2023 (the "Effective Date") relating to real estate located in Delaware County, Iowa, more particularly described as follows (the "Property") and attached as Exhibit "A":

The Southwest Quarter (SW 1/4) of Section Twenty-Nine (29), Township Eighty-Nine North (89N), Range Three (3) West of the 5th P.M., Delaware County, Iowa.

The Southwest Quarter (SW 1/4) of Section Twenty-Nine (29), Township Eighty-Nine North (89N), Range Three (3) West of the 5th P.M., Delaware County, Iowa. See Exhibit "A".

The Agreement terminates three (3) calendar years after the Effective Date (the "Option Term"). Until such date and subject to the terms of the Agreement, Grantee has the exclusive right and option, and may elect, to finalize the effectiveness of an easement entered into between Owner and Grantee for any purpose related to the subsurface transportation of carbon dioxide, and title related to such rights, together with construction and access rights necessary for, and incidental to, the use and enjoyment of any or all such rights (the "Option"); and a right of access with respect to the Property as further provided under the Agreement. Such right of access shall continue beyond the Option Term if Grantee exercises the Option before the expiration of the Option Term. Transfer of the Property is subject to the terms of the Agreement. THIS IS ONLY A MEMORANDUM OF THE AGREEMENT. THE COMPLETE AGREEMENT BETWEEN THE PARTIES IS CONTAINED IN THE AGREEMENT AND ANY AMENDMENT THERETO. THIS MEMORANDUM MAY BE EXECUTED IN SEVERAL COUNTERPARTS, EACH OF WHICH SHALL BE DEEMED AN ORIGINAL, AND ALL SUCH COUNTERPARTS TOGETHER WILL CONSTITUTE ONE AND THE SAME INSTRUMENT.

[Signature Page Follows]

IN TESTIMONY WHEREOF, OWNER has executed this Memorandum this 25th day of JANUARY, 2023.

OWNER:

A R Holdings L.L.C.

By: Ronald James Domeyer

Name: Ronald James Domeyer

Title: President

STATE OF IOWA)
)
COUNTY OF DELAWARE)

Before me, the undersigned Notary Public, on this 25th day of JANUARY, 2023, personally appeared RONALD DOMEYER, the PRESIDENT of said A R Holdings L.L.C., to me known to be the identical person(s) who executed the within and foregoing instrument and acknowledged to me that he/she executed the same as the free and voluntary act and deed of said A R Holdings L.L.C. for the uses and purposes as herein set forth.

Witness my hand and official seal.

My Commission Expires:
NOVEMBER 2, 2025

Lowell Parlow
Notary Public

NOTARIAL SEAL IOWA
LOWELL PARLOW
Commission Number 843593
My Commission Expires
November 2, 2025

Return To: **Navigator Heartland Greenway LLC**
Right-of-Way Department
2626 Cole Ave., Suite 900
Dallas, Texas 75204

HEARTLAND GREENWAY

EXHIBIT A

A R Holdings L.L.C.
HGS-IA-DE-7.6-017.000
Delaware County, IA

This exhibit is a mapping sketch descriptive only of the size, shape and location of corridor and does not constitute a plat or survey of the tract shown. For informational purposes only.

SUMMARY

PROPOSED LENGTH
45.32 Feet
2.75 Rods

PROPOSED ACREAGE
0.05 Permanent Easement Acres
0 Temp Workspace Acres
0 ATWS Acres

LEGEND

- Easement Cetnerline
- Permanent Easement
- TWS
- ATWS
- Tracts



NAVIGATOR HEARTLAND GREENWAY

0 480 960
FEET

DATE: 10/7/2022

HEARTLAND GREENWAY

EXHIBIT A

A R Holdings L.L.C.
HGS-IA-DE-7.6-019.000
Delaware County, IA

This exhibit is a mapping sketch descriptive only of the size, shape and location of corridor and does not constitute a plat or survey of the tract shown. For informational purposes only.

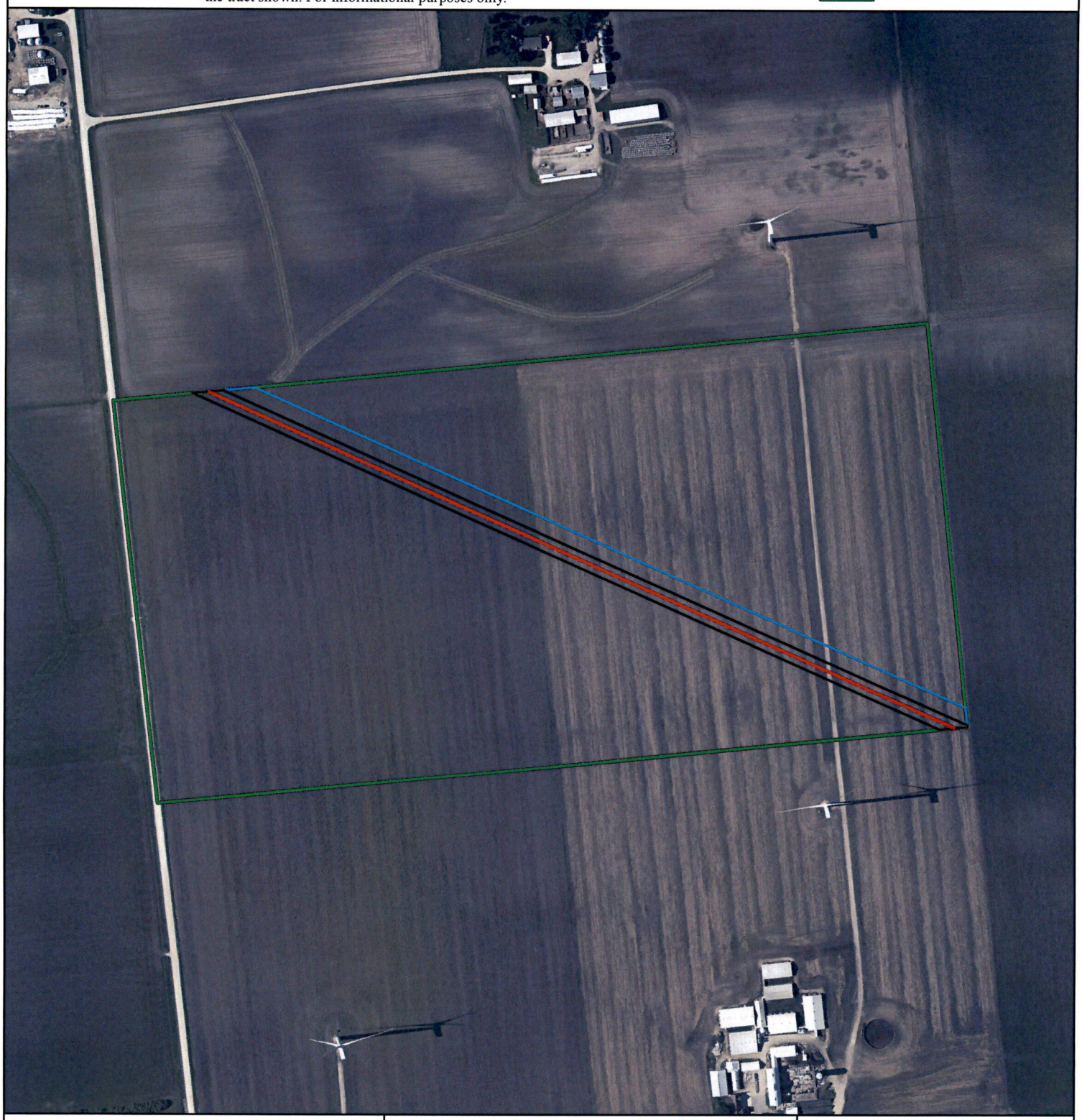
SUMMARY

PROPOSED LENGTH
2682.04 Feet
162.55 Rods

PROPOSED ACREAGE
3.08 Permanent Easement Acres
3 Temp Workspace Acres
0 ATWS Acres

LEGEND

- Easement Cetnerline
- Permanent Easement
- TWS
- ATWS
- Tracts



NAVIGATOR HEARTLAND GREENWAY

0 480 960
FEET

DATE: 10/7/2022