

BK: 2024 PG: 3085
Recorded: 12/19/2024 at 2:45:43.0 PM
Pages 23
County Recording Fee: \$117.00
Iowa E-Filing Fee: \$3.00
Combined Fee: \$120.00
Revenue Tax: \$0.00
BRANDY L. MACUMBER, RECORDER
Madison County, Iowa

Prepared by/Return to: Ben Bruner, Dickinson, Bradshaw, Fowler & Hagen, PC, 801 Grand Ave., Suite 3700, Des Moines, IA; (515-246-4510)

AFFIDAVIT RE DISPOSITION OF REAL PROPERTY

RE: See Exhibit A


STATE OF IOWA)
) ss
COUNTY OF POLK)

I, Ted Corrigan, am Secretary of the Board of Water Works Trustees of the City of Des Moines, Iowa, in the County of Polk, State of Iowa, a municipal water utility organized and operating in accordance with Iowa Code Chapter 388 (“Utility”) and am authorized to make this Affidavit.

This Affidavit is furnished to show compliance by the Utility with Iowa Code Chapter 388.4 relative to the conveyance of interests in certain real property described on Exhibit A attached hereto to Central Iowa Water Works (“District”).

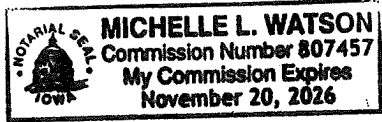
I certify that attached are true and complete copies of:

1. Proof of Publication of Notice of Public Hearing published as required by Iowa Code Sections 364.7 and 362.3.
2. Resolution approving conveyance of the real property interests.



Ted Corrigan, Secretary
BOARD OF WATER WORKS TRUSTEES
OF THE CITY OF DES MOINES, IOWA

Subscribed and sworn to before me, a notary public in and for the State of Iowa, on this 17th day of December 2024, by Ted Corrigan, as Secretary of Board of Water Works Trustees of the City of Des Moines, Iowa.



Michelle L. Watson
NOTARY PUBLIC

EXHIBIT "A"

The Northeast Fractional Quarter ($\frac{1}{4}$) and the North Sixty-five (65) acres of the East Half ($\frac{1}{2}$) of the Northwest Quarter ($\frac{1}{4}$) of Section One (1), Township Seventy-seven (77) North, Range Twenty-six (26) West of the 5th P.M., Madison County, Iowa.

AFFIDAVIT OF PUBLICATION

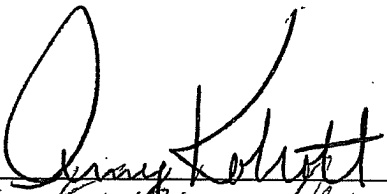
Dorcelainé Davison
Des Moines Water Works
2201 George Flagg Pkwy
Des Moines IA 50321-1174

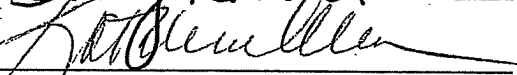
STATE OF WISCONSIN, COUNTY OF BROWN

The Des Moines Register and Tribune Company, a newspaper printed and published in the city of Des Moines, Polk County, State of Iowa, and personal knowledge of the facts herein state and that the notice hereto annexed was Published in said newspapers in the issue:

11/10/2024

and that the fees charged are legal.
Sworn to and subscribed before on 11/10/2024



Legal Clerk


Notary, State of WI, County of Brown

1-2-25

My commission expires

Publication Cost: \$510.40
Tax Amount: \$0.00
Payment Cost: \$510.40
Order No: 10750866 # of Copies:
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THIS IS NOT AN INVOICE!
Please do not use this form for payment remittance.

KATHLEEN ALLEN
Notary Public
State of Wisconsin

NOTICE OF MEETING OF THE BOARD OF WATER WORKS TRUSTEES OF THE CITY OF DES MOINES, IOWA ON THE MATTER OF THE PROPOSITION FOR THE DISPOSAL OF INTERESTS IN REAL PROPERTY BY TRANSFERRING PROPERTY TO CENTRAL IOWA WATER WORKS

PUBLIC NOTICE is hereby given that as a part of its regular meeting at 2201 George Flagg Pkwy, Des Moines, Iowa at 3:30 P.M. on the 26th day of November, 2024 the Board of Water Works, Trustees of the City of Des Moines, Iowa ("Water Board") which is the governing body of the municipal water utility of the same name and popularly known as the Des Moines Water Works ("DMWW") will conduct an additional public hearing on the previously approved transfer of DMWW water production assets to Central Iowa Water Works ("CIWW") an entity created under the provisions of Chapter 28E and 28F, Iowa pursuant to the terms of a 28E/28F agreement filed with the Iowa Secretary of State on April 11, 2024 filing number MS16883 and a copy of which is on file at the offices of DMWW located at 2201 George Flagg Pkwy, Des Moines, Iowa 50321 (the "CIWW Agreement"). The public hearing shall consider actions to:

- (i) Approve the transfer by quit claim deed of the parcel described in Exhibit A hereto rather than by easement in accordance with the CIWW Agreement, but otherwise under the terms and provisions of the CIWW Agreement;
(ii) To ratify and confirm the previously approved transfer by quit claim deed of the parcels described in Exhibit B under the terms and provisions of the CIWW Agreement; and
(iii) To ratify and confirm the previously approved transfer by grant of easements and access rights in and to the parcels described in Exhibit C under the terms and provisions of the CIWW Agreement.

At the above meeting, the Board shall receive oral or written objections from any member of the public. After all objections have been received and considered, the Board will at this meeting, or an adjournment thereof, take action on the final determination of the disposal of interests in real property to CIWW as set forth above. This notice is given by order of the Board as provided by Iowa Code 364.7, as amended.

Dated this 29th day of October, 2024. BOARD OF WATER WORKS TRUSTEES OF THE CITY OF DES MOINES, IOWA

/s/ Ted Corrigan, Board Secretary EXHIBIT A to Notice of Public Hearing

Fleur Drive Water Treatment Plant and Laboratory Parcel (Assets 29 and 30 on Schedule IV-7)

A PART OF GOVERNMENT LOT 9 AND A PART OF GOVERNMENT LOT 10 OF SECTION 8, TOWNSHIP 78 NORTH, RANGE 24 WEST OF THE 5TH P.M., NOW INCLUDED IN AND FORMING A PART OF THE CITY OF DES MOINES, POLK COUNTY, IOWA, DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTH 1/4 CORNER OF SAID SECTION 8; THENCE SOUTH 0°30'35" WEST ALONG THE EAST LINE OF THE NORTHWEST 1/4 OF SAID SECTION 8, A DISTANCE OF 2,060.72 FEET; THENCE NORTH 89°29'25" WEST, 131.77 FEET TO THE POINT OF BEGINNING; THENCE SOUTH 0°26'20" WEST, 247.09 FEET; THENCE SOUTH 40°38'58" WEST, 113.13 FEET; THENCE NORTH 89°13'10" WEST, 81.19 FEET; THENCE NORTH 89°57'52" WEST, 132.04 FEET; THENCE SOUTH 0°18'38" WEST, 370.92 FEET; THENCE NORTH 89°41'22" WEST, 38.23 FEET; THENCE NORTH 0°22'54" WEST, 67.84 FEET; THENCE NORTH 24°02'15" WEST, 4.03 FEET; THENCE NORTH 0°56'28" EAST, 30.90 FEET; THENCE SOUTH 89°31'08" WEST, 109.65 FEET; THENCE SOUTH 0°34'03" WEST, 230.32 FEET; THENCE SOUTH-EASTERLY ALONG A CURVE CONCAVE SOUTHWESTERLY WHOSE RADIUS IS 240.79 FEET, WHOSE ARC LENGTH IS 160.20 FEET AND WHOSE CHORD BEARS SOUTH 34°31'40" EAST, 157.26 FEET; THENCE SOUTH 33°46'40" EAST, 18.81 FEET; THENCE NORTH 89°27'58" EAST, 10.33 FEET; THENCE SOUTH 1°02'02" EAST, 37.69 FEET; THENCE NORTH 89°36'38" WEST, 25.75 FEET; THENCE NORTH 47°43'50" WEST, 71.06 FEET; THENCE NORTH 54°56'31" WEST, 71.12 FEET; THENCE NORTH 58°20'54" WEST, 72.81 FEET; THENCE SOUTH 89°36'08" WEST, 255.17 FEET; THENCE SOUTH 0°38'42" WEST, 26.42 FEET; THENCE NORTH 89°24'36" WEST, 84.63 FEET; THENCE NORTH 6°01'30" EAST, 61.76 FEET; THENCE NORTH 0°23'35" EAST, 74.34 FEET; THENCE NORTH 21°28'50" WEST, 141.51 FEET; THENCE NORTH 9°10'20" EAST, 41.07 FEET; THENCE NORTH 2°58'08" WEST, 134.83 FEET; THENCE NORTHEASTERLY ALONG A CURVE CONCAVE SOUTHEASTERLY WHOSE RADIUS IS 75.00 FEET, WHOSE ARC LENGTH IS 45.17 FEET AND WHOSE CHORD BEARS NORTH 14°17'10" EAST, 44.49 FEET; THENCE NORTH 31°32'27" EAST, 75.40 FEET; THENCE NORTH 39°43'50" EAST, 74.53 FEET; THENCE NORTH 30°41'45" EAST, 85.85 FEET; THENCE NORTHERLY ALONG A CURVE CONCAVE WESTERLY WHOSE RADIUS IS 200.00 FEET, WHOSE ARC LENGTH IS 77.83 FEET AND

WHOSE CHORD BEARS NORTH 19°32'49" EAST, 77.34 FEET; THENCE NORTH 8°23'54" EAST, 79.91 FEET; THENCE NORTH 10°49'37" EAST, 24.85 FEET; THENCE NORTH-EAST-ELY ALONG A CURVE CONCAVE SOUTHEASTERLY WHOSE RADIUS IS 79.71 FEET WHOSE ARC LENGTH IS 43.40 FEET AND WHOSE CHORD BEARS NORTH 28°08'19" EAST, 42.86 FEET; THENCE SOUTH 89°29'11" EAST, 290.78 FEET; THENCE SOUTH 57°38'40" EAST, 65.28 FEET; THENCE SOUTH 89°13'36" EAST, 334.68 FEET TO THE POINT OF BEGINNING AND CONTAINING 12.25 ACRES (533.692 S.F. Exhibit B to Notice of Public Hearing

Maffitt Reservoir and Grounds

(Asset 8 on Schedule IV-7)
The Northeast Fractional Quarter (¼) and the North Sixty-five (65) acres of the East Half (½) of the Northwest Quarter (¼) of Section One (1), Township Seventy-seven (77) North, Range Twenty-six (26) West of the 5th P.M., Madison County, Iowa; and

The Southeast Fractional Quarter (SE ¼) of Section 36, Township 78 North, Range 26 West of the 5th P.M., Dallas County, Iowa; and
The South Half of Section 25, South of the Center of Raccoon River, in Township 78 North, Range 26 West of the 5th P.M.; and

The Northeast Fractional Quarter (NE ¼) of Section 36, Township 78 North, Range 26 West of the 5th P.M., Dallas County, Iowa; and
The Southeast ¼ West of Interstate less road, in Section 31, Township 78 North, Range 25 West of the 5th P.M., Polk County, Iowa; and
The Southwest ¼ of the Southwest Fractional ¼, less 1-acre road, in Section 31, Township 78 North, Range 25 West of the 5th P.M., Polk County, Iowa; and

The Northwest ¼ of the Southwest Fractional ¼, less 2-acre road, in Section 31, Township 78 North, Range 25 West of the 5th P.M., Polk County, Iowa; and

The NW ¼ of Section 6, Township 77 North, Range 25 West of the 5th P.M., Warren County, Iowa

EXCEPT that part deeded to the State of Iowa in Warranty Deed recorded in Book 125, Page 162 in the Office of the Warren County Recorder AND EXCEPT Parcel "A" of the survey of the E ½ of the NW ¼ of Section 6, Township 77 North, Range 25 West of the 5th P.M., Warren County, Iowa, as shown in Irregular Plat Book 16, Page 1 of 77-23 and recorded in Book 2002 Page 6843 on June 17, 2002 in the office of the Warren County Recorder.

Saylorville Water Treatment Plant

Parcels

(Asset 32 on Schedule IV-7)
Parcel "A" per Survey recorded in Book 10574 of Page 763 A parcel of land located in Lot 2 and Lot 5 of the Plat of the Estate of John Juvenal, an Official Plat recorded in Book D, Page 127 at the Office of the Polk County, Iowa Recorder, said parcel now located in and forming a part of Polk County, Iowa more particularly described as follows:

Commencing at the Northwest corner of said Lot 2 of the Plat of the Estate of John Juvenal, thence S 00° 55' 21" W, 1,200.00 feet along the West line of said Lot 2 and Lot 5 to the Point of Beginning; thence S 00° 55' 21" W, 118.02 feet along the West line of said Lot 5 to the Southwest corner of said Lot 5; thence S 89° 34' 57" E, 1,343.61 feet along the South line of said Lot 5 to the Southeast corner of said Lot 5; thence N 00° 17' 39" E, 967.35 feet along the East line of said Lot 5 to the southeast corner of the land described in the Warranty Deed to Polk County, Iowa recorded on February 21, 1992 in Book 6508, Page 57 at the Office of the Polk County, Iowa Recorder; thence N 89° 42' 21" W, 300.91 feet along the South line of said described land; thence N 59° 56' 21" W, 460.35 feet along the Southwest-erly line of said described land; thence S 00° 55' 21" W, 1,082.05 feet; thence N 89° 04' 39" W, 630.00 feet to the Point of Beginning, except that part deeded to Polk County, Iowa, in Gull Claim Deed filed November 27, 2017 and recorded in Book 16735 Page 21.

AND

Parcel "G" per Survey recorded in Book 10574 of Page 763 A parcel of land located in the SW¼ of the SW¼ of Section 4, Township 79 North, Range 24 West of the 5th Principal Meridian, Polk County, Iowa more particularly described as follows:

Commencing at the W¼ corner of said Section 4, thence S 00° 55' 21" W, 1,318.02 feet along the West line of said Section 4 to the Northwest corner of the said SW¼ of the SW¼ of Section 4, the Point of Beginning; thence S 00° 55' 21" W, 362.91 feet along said West line; thence N 90° 00' 00" E, 1,347.60 feet to the East line of said SW¼ of the SW¼ of Section 4; thence N 00° 17' 39" E, 353.07 feet along the said East line to the Northeast corner of said SW¼ of the SW¼ of Section 4; thence N 89° 34' 57" W, 1,343.61 feet along North line of said SW¼ of the SW¼ of Section 4 to the Point of Beginning, except that part deeded to Polk County, Iowa, in Gull Claim Deed filed November 27, 2017 and recorded in Book 16735 Page 21.

McMullen Water Treatment Plant; McMullen Raw Water Collector Wells; McMullen ASR Well and Joint Maffitt Lake Booster Station

(Assets 7, 21, 26 and 31 on Schedule IV-7)

Lots 5, 6 and 7, USS West 1/2 and south of the River in Section 30, Township 78 North, Range 25 West of the 5th P.M., Polk County, Iowa; The Northwest Fractional ¼, except the Southeast ¼ of Section

3), Township 78 North, Range 25 West of the 5th P.M., Polk County, Iowa.

LP Moon ASR Well and Booster & Ground Storage Reservoir (Assets 20 and 21 on Schedule IV-7) A tract of land in the southwest 1/4 of Section 25, Township 79 North, Range 26 West of the 5th P.M., in Dallas County, Iowa as described in Survey filed on May 27, 1993 and recorded in Book 741, Page 854; Except that part conveyed to the City of Clive, Iowa in Quit Claim Deed recorded in Book 2004 Page 3713 and Except that part conveyed to the City of Clive, Iowa in Quit Claim Deed recorded in Book 2010 Page 15226.

Army Post ASR Well (Asset 19 on Schedule IV-7)

A parcel of land located in the NE 1/4 of the NE 1/4 of Section 35 and in the NW 1/4 of the NW 1/4 of Section 36, all in Township 78 North, Range 25 West of the 5th P.M., Polk County, Iowa, more particularly described as follows:

Commencing at the Northeast Corner of said Section 35; thence S 00°13'15" E along the East line of said Section 35, a distance of 254.16 feet to the point of beginning; thence departing said East line of Section 35, N 73°58'30" E, a distance of 526.10 feet to a point of the South Right-of-Way line of Iowa Highway 5; thence S 89°58'00" E along said Right-of-Way, a distance of 50.00 feet; thence departing said Right-of-Way line S 00°02'00" W, a distance of 37 feet; thence S 73°58'30" W, a distance of 577.89 feet to the East line of said Section 35; thence S 00°13'15" E along the East line of said Section 35, a distance of 398.04 feet; thence departing East line of said Section 35, S 89°46'45" W, a distance of 450.00 feet; thence N 00°13'15" W, a distance of 423.04 feet to the former Southerly Right-of-Way line of the C & NW Railroad; thence N 67°21'30" E along said Southerly Right-of-Way line, a distance of 75.15 feet; thence S 89°58'00" E, a distance of 380.50 feet to the point of beginning; containing 5.28 acres, more or less.

Crystal Lake Parcels (Asset 9 in Schedule IV-7)

Lot 9 South of River USS West 1/2 of Section 30, Township 78 North, Range 25 West of the 5th P.M., Polk County, Iowa.

Beginning North 1/4 corner of Section then South 914.14 feet East 210.04 feet Southeast 24 feet Northeasterly 486.85 feet Easterly 300.08 feet Northwest 181.15 feet Northeast 426.96 feet Northwest 260.1 feet North to the North line of Section, West to the point of beginning in Section 31, Township 78 North, Range 25 West of the 5th P.M., Polk County, Iowa.

Government Lots 2, 10, and 11 in USS & Southeast 1/4 Southeast 1/4 lying South of River and West of Interstate 1-35, Except the road easement commencing Southeast corner of Section, then West 990.6 feet Southwest 216.8 feet then Northwest 260.1 feet North 276.5 feet Northeast 278.9 feet to the Westerly right-of-way lane Interstate 1-35 Northeast 242.3 feet Southeast 526.9 feet to the point of beginning, in Section 30, Township 78 North, Range 25 West of the 5th P.M., Polk County, Iowa.

Purple Martin Lake Water Resource Area (Asset 10 in Schedule IV-7)

Parcel 2021-217 of Plat of Survey filed December 16, 2021 in Book 18910 Page 715 described as follows:

Beginning at the Northwest corner of Section 32, Township 78 North, Range 25 West of the 5th P.M., Polk County, Iowa thence South 89°26'00" East along the North line of the Northwest 1/4 of said Section 32, 1201.03 feet; thence South 00°04'19" East, 91.59 feet to the North line of parcel 2016-198, as shown on the Plat of Survey thereof recorded in Book 16214 on Page 28 in the Polk County Recorder's Office; thence South 85°41'56" West along said North line, 552.36 feet; thence South 78°38'01" West along said North line, 217.42 feet; thence South along said North line, to the Northwest corner of said Parcel 2016-198, said point also being on the North Right-of-Way line of ramp "B" as shown on said Plat of Survey; thence North 86°45'43" West along said North Right-of-Way of ramp "B", 167.23 feet to the West line of said Northwest 1/4; thence North 00°14'46" West along said West line, 254.38 feet to the point of beginning.

15.50 acres lying East and adjacent to Interstate, Southeast 1/4 Southeast 1/4 of River in Section 30, Township 78 North, Range 25 West of the 5th P.M., Polk County, Iowa.

Government Lot 11 USS, lying East of Interstate 35, in Section 30, Township 78 North, Range 25 West of the 5th P.M., Polk County, Iowa.

The East 200 feet West 1,460 feet North 200 feet South 317.76 feet West line and North 200 feet South 319.5 feet East line, Southwest 1/4 in Section 29, Township 78 North, Range 25 West of the 5th P.M., Polk County, Iowa.

The South 10 acres of Lot 5 and all of Lot 6 USS South of River and except the East 200 feet West 1,460 feet North 200 feet South 317.76 feet West line and North 200 feet South 319.5 feet East line, South 1/2 Southwest 1/4 less 5.56-acre road in Section 29, Township 78 North, Range 25 West of the 5th P.M., Polk County, Iowa.

The North 30 acres of Lot 5 USS Southwest 1/4, South of River in Section 29, Township 78 North, Range 25 West of the 5th P.M., Polk County, Iowa.

All of Lot 3 USS South of River Official Plat, and the North 1/2 Southwest 1/4 of Section 29, Township 78 North, Range 25 West of the 5th P.M., Polk County, Iowa.

(Asset 11 in Schedule IV-7)
 A portion of Government Lot 7, all of Government Lot 8, and a portion of Government Lot 9, all in Section 29, Township 78 North, Range 25, West of the 5th P.M., Polk County, Iowa; and a portion of Lot 8 in the Official Plat of Section 29, T78, R25 (also known as the Official Plat of the North One-Half of Section 29 T78 R25) Polk County, Iowa; and a portion of the SW 1/4 of the NW 1/4 of Section 28, Township 78 North, Range 25 West of the 5th P.M., Polk County, Iowa; all lying East of the Easterly right-of-way line of SW 105th Street, as it is presently established and South of the Southerly right-of-way line of SW 52nd Avenue, as it is presently established, all of which is more accurately described as follows:

Commencing at the Southwest Corner of the SE 1/4 of said Section 29; thence N00°00'00"E (bearing assumed for the purpose of this description), along the West line of the SE 1/4 of said Section 29, a distance of 1320.00 feet to the Southwest Corner of said Government Lot 7; thence S89°00'48"E, along the South line of said Government Lot 7, a distance of 33.00 feet to the East right-of-way line of said SW 105th Street and to the point of beginning; thence N00°00'00"E, along the East right-of-way line of said SW 105th Street and along a line parallel with and 33.00 feet East of the West line of said Government Lot 7, a distance of 1083.03 feet; thence northeasterly, along the Easterly right-of-way line of said SW 105th Street and along the Southerly right-of-way line of said SW 52nd Avenue and along a 848.47 feet radius curve concave Southeast, a distance of 1336.54 feet said curve having a chord bearing of N45°37'37"E and a chord length of 1202.58 feet; thence S89°44'45"E, along the Southerly right-of-way line of said SW 52nd Avenue, a distance of 700.05 feet; thence Northeasterly along the Southerly right-of-way line of said SW 52nd Avenue and along a 1450.38 feet radius curve concave Northerly, a distance of 278.56 feet, said curve having a chord bearing of N84°45'07"E and a chord length of 278.13 feet; thence N79°15'00"E, along the Southerly right-of-way line of said SW 52nd Avenue, a distance of 325.00 feet; thence Northeasterly along the Southerly right-of-way line of said SW 52nd Avenue and along a 2298.99 feet radius curve concave Northwesterly, a distance of 605.22 feet, said curve having a chord bearing of N71°42'30"E and a chord length of 603.47 feet; thence N64°10'00"E along the Southerly right-of-way line of said SW 52nd Avenue, a distance of 600.00 feet; thence Northeasterly along the Southerly right-of-way line of said SW 52nd Avenue and along a 882.57 feet radius curve concave Southeast, a distance of 393.00 feet, said curve having a chord bearing of N76°52'23"E and a chord length of 389.76 feet to a point 33.00 feet South of the centerline of SW 52nd Avenue; thence N89°40'47"E, along the Southerly right-of-way line of said SW 52nd Avenue and along a line parallel with and 33.00 feet South of the centerline of said SW 52nd Avenue, a distance of 269.73 feet to the East line of the SW 1/4 of the NW 1/4 of said Section 28; thence S00°00'00"W, along the East line of the SW 1/4 of the NW 1/4 of said Section 28 and along an existing fence line, a distance of 1282.00 feet to the Southeast Corner of the SW 1/4 of the NW 1/4 of said Section 28; thence S89°48'05"W, along the South line of the SW 1/4 of the NW 1/4 of said Section 28 and along an existing fence line, a distance of 1327.93 feet to the Southwest Corner of the SW 1/4 of the NW 1/4 of said Section 28 and to the NE Corner of said Government Lot 8; thence S00°16'00"E along the East line of said Government Lot 8, a distance of 1313.00 feet to the Southeast Corner of said Government Lot 8; thence N89°00'48"W along the South line of said Government Lots 8 and 7, a distance of 2589.52 feet to the point of beginning.

Tenny Standpipe Parcel
 (Asset 23 in Schedule IV-7)
 Lot 4 in Merle Hay-Aurora Place, an Official Plat, now included in and forming a part of the City of Des Moines, Polk County, Iowa.
 NW 26th Street Booster Station
 (Asset 27 in Schedule IV-7)
 Lot 18 in HOFFMAN ESTATES, an Official Plat, in Polk County, Iowa.
 Exhibit C to Notice of Public Hearing
 Des Moines Water Works (Partial) Tract - General Access Easement
 (Assets 2, 3 and 29)
 ALL W OF ML KING JR PKWY
 ROW GOV LT 10 SEC 8-78-24
 [Parcel No. 782408176002]
 LAND LYG E OF ML KING JR
 PKWY ROW N OF FLEUR DR
 ROW & S OF RACCOON RIVER
 GOV LT 10 SEC 8-78-24 [Parcel No. 782408251002]
 EXCEPTION 1 FROM ROW DEDICATION PLAT SHEET 4 BK 12736 PG 582 LYG E OF ML KING, N OF W ML KING, W OF NORTHBOUND FLEUR & S OF SOUTHBOUND FLEUR ROW GOV LT 10 SEC 8-78-24 [Parcel No. 782408252001]
 LAND LYING S OF FLEUR DR ROW & N OF W ML KING JR PKWY ROW & W OF RACCOON RIVER GOV LOT 10 SEC 8-78-24 [Parcel No. 782408253001]
 THE PART OF FLEUR DR & S OF W ML KING JR PKWY GOV LT 10 SEC 8-78-24 [Parcel No. 782408255001]
 EXCEPTION 2 FROM ROW DEDICATION PLAT SHEET 4 BK 12736 PG 582 LYG E OF ML KING JR PKWY, W OF NORTHBOUND FLEUR DR & S OF W ML KING JR PKWY GOV LOTS 10 & 11 SEC 8-78-24 [Parcel No. 782408254001]

-EX FLEUR DR & ML KING JR
PKWY ROW- GOV LOT 9 SEC 8-78-
24 [Parcel No. 782408300005]
ALL E OF FLEUR DR ROW & ML
KING JR PKWY ROW GOV LOT 11
SEC 8-78-24 [Parcel No.
782408400001]
LT 5 OP NW 1/4 SEC 8-78-24 [Parcel
No. 782408151001]
E 12.08 A -EX N 60 F ST- LT 20 OP
PRT SEC 7-78-24 [Parcel No.
782407430001]
USS LOT 6 SEC 8-78-24 [Parcel No.
782408300001]
E 10.09 A LT 21 OP PRT SEC 7-78-24
[Parcel No. 782407430002]
LTS 22 & 23 OP PRT SEC 7-78-24
[Parcel No. 782407476001]
LT 24 OP PRT SEC 7-78-24 [Parcel
No. 782407476002]
PRT GOV LOT 7 SEC 8 SE OF
RIVER NOW LYING IN SE 1/4 SE
1/4 SEC 7-78-24 [Parcel No.
782407477001]
LOT 11 OP GOVT LOTS 2-3 & 4 SEC
18-78-24 [Parcel No. 782418201002]
LOT 10 OP GOVT LOTS 2-3 & 4 SEC
18-78-24 [Parcel No. 782418201001]
LOT 12 OP GOVT LOTS 3 & 4 SEC
18-78-24 [Parcel No. 782418126003]
LOT 13 OP GOVT LOTS 3 & 4 SEC
18-78-24 [Parcel No. 782418126002]
LOT 14 OP GOVT LOTS 3 & 4 SEC
18-78-24 [Parcel No. 782418126001]
USS LOT 7 SEC 8-78-24 [Parcel No.
782408300000]
-EX FLEUR DR- GOV LOT 8 SEC 8-
78-24 [Parcel No. 782408300004]
ALL NW 1/4 N OF VALLEY DR
SEC 17-78-24 [Parcel No.
782417101001]
-EX S OF N ROW VALLEY DR-
LOT 9 USS NE 1/4 SEC 18-78-24
[Parcel No. 782418227001]
-EX N OF S ROW VALLEY DR-
LOT 9 USS NE 1/4 SEC 18-78-24
[Parcel No. 782418227001]
-EX S OF N ROW VALLEY DR-
LOT 8 USS NE 1/4 SEC 18-78-24
[Parcel No. 782418227001]
-EX W OF E ROW SW 30TH ST. & -
EX N OF S ROW VALLEY DR. & -
EX S OF N ROW OF RR- LOT 8
USS NE 1/4 SEC 18-78-24 [Parcel No.
782418279001]
-EX N OF S ROW VALLEY DR. & -
EX E OF W ROW SW 30TH ST. & -
EX S OF N ROW RR. & -EX N SE
OF SWLY 410F MEAS ON N LN OF
C & NW RR ROW THRU SE 1/4 NE
1/4 LOT 8 USS NE 1/4 SEC 18-78-24
[Parcel No. 782418277001]
-EX S OF N ROW VALLEY DR-
LOT 7 USS NE 1/4 SEC 18-78-24
[Parcel No. 782418251001]
-EX N OF S ROW VALLEY DR-
LOT 7 USS NE 1/4 SEC 18-78-24
[Parcel No. 782418252001]
-EX S 1461.43F. W 107A OF SE 1/4
LYG N OF RR ROW & S OF
VALLEY DR SEC 18-78-24 [Parcel
No. 782418402001]
-EX S 1461.43F. W 107A OF SE 1/4
LYG S OF RR ROW SEC 18-78-24
[Parcel No. 782418403001]
-EX S 1461.43F. W 107A OF SE 1/4
LYG N OF VALLEY DR SEC 18-78-
24 [Parcel No. 782418401001]
THT PRT GOV LT 6 S OF RR ROW
SEC 18-78-24 [Parcel No.
782418328001]
THT PRT GOV LT 6 S OF VALLEY
DR ROW & N OF RR ROW SEC 18-
78-24 [Parcel No. 782418327001]
THT PRT GOV LT 6 N OF N ROW
VALLEY DR SEC 18-78-24 [Parcel
No. 782418326001]
GOV LOT 5 SEC 18-78-24 [Parcel No.
782418151001]
W 1/2 SW 1/4 N OF VAC RY LESS 2
A RD SEC 18-78-24 [Parcel No.
782418301001]
LTS 7 & 8 USS & -EX N 76F S 126F
E 132F W 1229F & BEG 50F N &
1228.87F E OF S 1/4 COR OF SEC
THN N 11.5F E 66.92F SWLY 30.2E
W 39.01F TO POB & BEG 50F N OF
S 1/4 COR OF SEC THN N 17F ELY
1096.88F S 35F W 1096.87F TO
POB. SW 1/4 SE 1/4 & EX N 906F S
1024.2F ON W LN & N 491F S
1024.2F ON E LN W 558F E 1275.9F
LYG N OF VALLEY DR- E 1/2 SE 1/4
LESS 4.5A RD SEC 13-78-25 [Parcel
No. 782513400014]
-EX BEG 50F N OF S 1/4 COR OF
SEC THN N 476.52F N 17F E
476.52F S 17F TO POB. E OF LN
BEG 850F E OF SW COR THN N
1024.9F W 596F NW 1010F TO RR
ROW NW TO N LN PRT GOV LTS 3
& 4 SE 1/4 SW 1/4 LESS 33A RD
SEC 13-78-25 [Parcel No.
782513300014]
N & W OF LN BEG SW COR GOV
LT 5 THN E 498F S 144F E 452F
NELY 790.29F TO P 33F W OF RR
ROW THN NW TO RIV SW 1/4 SW
1/4 & GOV LT 5 SEC 13-78-25 [Parcel
No. 782513300001]
N 130F W 15A SW 1/4 SW 1/4 SEC 13-
78-2 [Parcel No. 782513300005]
N 130F E 1512.5F S 1/2 SE 1/4 S OF
RIVER SEC 14-78-25 [Parcel No.
782514476001]
S OF RACCOON RIVER & E OF
RIVER OAKS TOWNHOMES & E
OF RIVER OAKS CENTRE GOV
LT 9 SEC 14-78-25 [Parcel No.
782514427001]
GOV LT 8 & -EX S 900F. GOV LT 7
& N OF RIVER OAKS CENTRE &
N OF RIVER OAKS TOWNHOMES
& W OF RACCOON RIVER GOV LT
9 SEC 14-78-25 [Parcel No.
782514276001]
LTS 9, 10 & 11 LYG S OF M & ST L
RR ROW OP GOV LTS 1 & 2 SEC
13-78-25 [Parcel No. 782513202001]
LTS 9, 12 & 13 LYG SW OF C M ST
P & P RR & N OF CRI & P RR OP
GOV LTS 1 & 2 SEC 13-78-25 [Parcel
No. 782513201001]
-EX W 1/2 NW 1/4 NW 1/4 NW 1/4
LYING N OF CRI & P RY SEC 13-
78-25 [Parcel No. 782513100002]
GOV LOTS 3 & 4 & NW 1/4 NW 1/4
LYING S OF CRI & P RY & E OF
M & STL. RR SEC 13-78-25 [Parcel
No. 782513100005]
GOV LOT 4 & NW 1/4 NW 1/4 LYING
W & S RR ROWS & E OF RIVER
SEC 13-78-25 [Parcel No.
782513100004]
-EX N 12.05A. GOV LOT 1 E 1/2 N
OF RIVER SEC 14-78-25 [Parcel No.
782514426001]
GOV LOT 1 S OF RR ROW & N OF
RIVER SEC 14-78-25 [Parcel No.
782514426001]

782514227001]
LOTS 6, 7, 8 & 9 CLIFFSIDE
[Parcel No. 782512351001]
W 1/2 NW 1/4 NW 1/4 LYG N OF C R
& P R Y N OF RIVER SEC 13-78-25
[Parcel No. 782513100801]
BEG NW COR THN E 120.4F N 16F
E 465.3F SWLY 434.25F NW 327.43F
TO POB LT 11 TYLER PLACE
[Parcel No. 782514203013]
BEG NW COR LT 11 TYLER
PLACE THN NW 20.41F E 134.97F S
16F W 120.4F TO POB NE 1/4 NW 1/4
SEC 14-78-25 [Parcel No.
782514203015]
-EX BEG NW COR THN E 84.3F S
16F W 84.6F N 16F TO POB- LT 9
TYLER PLACE [Parcel No.
782514213008]
BEG NE COR LT 5 THN S131F
W243.49F N 120.56F E55.3F N12.14F
NE 28.02F S25.66F E 177.87F TO
POB LTS 4 & 5 TYLER PLACE
[Parcel No. 782514203017]
-EX N 131F & S 353.51F MEAS ON
W LN LYG W OF LT 7- & -EX BEG
131F S OF NW COR THN S 149F E
377F N 149.3F W 377F TO POB-LOT
5 TYLER PLACE [Parcel No.
782514203010]
LOT 10 & ACCRETIONS TYLER
PLACE [Parcel No. 782514203014]
BEG NE COR LT 7 THN S 443.4F
SWLY 296.42F W 45.81F NWLY
291.85F NLY 145.99F SE 3.54F
NELY 323.34F E 59.52F N60.05F
E43.29F NE25.68F SE 241.3F TO
POB LTS 5 & 7 TYLER PLACE
[Parcel No. 782514203019]

RESOLUTION APPROVING THE TRANSFER OF INTERESTS IN REAL PROPERTY BY THE BOARD OF WATER WORKS TRUSTEES OF THE CITY OF DES MOINES, IOWA TO CENTRAL IOWA WATER WORKS, RATIFYING AND CONFIRMING PREVIOUSLY APPROVED TRANSFERS, AND AUTHORIZING EXECUTION OF DOCUMENTS OF TRANSFER AND OTHER ACTION OF TRANSFER FOR WATER PRODUCTION AND SUPPLY FACILITIES TO CENTRAL IOWA WATER WORKS

WHEREAS, the Board of Water Works Trustees of the City of Des Moines, Iowa (“Water Board”), is the governing body of the municipal water utility of the same name and popularly known as the Des Moines Water Works, a municipal water utility organized and operating in accordance with Iowa Code Chapter 388 (“DMWW”);

WHEREAS, DMWW and certain other water utilities, rural water districts and governmental entities have created a new regional water authority as a separate public entity created under Chapter 28E and Chapter 28F, Iowa Code, known as the "Central Iowa Water Works" ("CIWW") to act as a regional water wholesale production and supply entity under the material terms and conditions as set forth in the Central Iowa Water Works 28E/28F Agreement, filed with the Iowa Secretary of State on April 11, 2024 with Filing Number M516883 (the "CIWW Agreement");

WHEREAS, the conditions of membership of DMWW in CIWW, include the transfer by DMWW to CIWW of certain water production and supply assets owned by DMWW that are listed and described in Schedule IV-7 to the CIWW Agreement (“DMWW Water Supply Facilities”);

WHEREAS, the transfer of the DMWW Water Supply Facilities to CIWW as described in Schedule IV-7 to the CIWW Agreement has been previously approved by resolution of the Water Board after a public hearing conducted in accordance with Iowa Code Section 364.7 pursuant to public notice, but such notice did not include the legal description of real estate to be transferred by quit claim deed and did not contain legal descriptions of certain tracts owned by DMWW within which CIWW is to be granted easements and other rights;

WHEREAS, counsel to DMWW and CIWW have advised that it is in the best interests of the parties to transfer the land upon which the Fleur Water Treatment Plant is located by quit claim deed rather than by easement, as provided in the CIWW Agreement;

WHEREAS, in compliance with Iowa Code 364.7, the Board of Trustees of DMWW has set forth its proposal to dispose of real estate interests in the DMWW Water Supply Facilities located on or within tracts of real estate described in Exhibits A, Exhibit B, and Exhibit C hereto by publication of notice of a public hearing;

WHEREAS, pursuant to said notice published as required by law, this Board has held a further public hearing upon the proposal to transfer interests in real estate included as part of the

DMWW Water Supply Facilities and, the following actions are now considered to be in the best interests of the DMWW and its customers; and

WHEREAS, forms of deed, bill of sale, assignment, and other documents of transfer have been prepared by counsel to DMWW and CIWW to document the contemplated asset transfers and the documents of transfer have been reviewed and approved by DMWW counsel and staff.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Water Works Trustees of the City of Des Moines, Iowa hereby finds that the transfer of interests in the specific real estate as described in Exhibit A, Exhibit B and Exhibit C to the CIWW under the CIWW Agreement and as approved in these Resolutions is in the best interest of the customers of DMWW;

BE IT FURTHER RESOLVED, that (1) the transfer to CIWW by quit claim deed of the parcel described in Exhibit A hereto rather than by easement in accordance with the CIWW Agreement, but otherwise under the terms and provisions of the CIWW Agreement is hereby approved; (2) the previously approved transfer by quit claim deed of the parcels described in Exhibit B under the terms and provisions of the CIWW Agreement is hereby ratified and confirmed; (3) the previously approved transfer by grant of easements and access rights in and to the parcels described in Exhibit C under the terms and provisions of the CIWW Agreement is hereby ratified and confirmed; and (4) all other transfers to CIWW of real and personal property that comprise the DMWW Water Supply Facilities as described in Schedule IV-7 to the CIWW Agreement are hereby ratified and confirmed;

BE IT FURTHER RESOLVED, that the forms of deed, bill of sale, assignment, and other documents of transfer that have been prepared to document the contemplated asset transfers and reviewed and approved by DMWW counsel and staff are hereby approved by the Board with such changes and additions thereto as may be approved by both DMWW Counsel and by the CEO and General Manager; and

BE IT FURTHER RESOLVED, that the CEO and General Manager, the Board Chair, and the Board Secretary be, and are hereby each authorized, empowered and directed both singly and collectively to approve, execute, attest, and/or deliver any and all documents (including but not limited to any conveyance and assignment documentation, agreements, consents, permits, title or other affidavits or the like) required or deemed advisable for the transfer of the DMWW Water Supply Facilities to CIWW in accordance with these resolutions and the CIWW Agreement for and on behalf of DMWW, and that the CEO and General Manager, the Board Chair and the Board Secretary are hereby each authorized, empowered and directed to do all such acts and things and to execute all such documents as may be necessary to carry out and comply with this Resolution.

EXHIBIT A

Fleur Drive Water Treatment Plant and Laboratory Parcel (Assets 29 and 30 on Schedule IV-7)

A PART OF GOVERNMENT LOT 9 AND A PART OF GOVERNMENT LOT 10 OF SECTION 8, TOWNSHIP 78 NORTH, RANGE 24 WEST OF THE 5TH P.M., NOW INCLUDED IN AND FORMING

A PART OF THE CITY OF DES MOINES, POLK COUNTY, IOWA AND DESCRIBED AS FOLLOWS;

COMMENCING AT THE NORTH 1/4 CORNER OF SAID SECTION 8; THENCE SOUTH 0°30'35" WEST ALONG THE EAST LINE OF THE NORTHWEST 1/4 OF SAID SECTION 8, A DISTANCE OF 2,060.72 FEET; THENCE NORTH 89°29'25" WEST, 131.79 FEET TO THE POINT OF BEGINNING; THENCE SOUTH 0°26'20" WEST, 247.09 FEET; THENCE SOUTH 40°38'58" WEST, 113.13 FEET; THENCE NORTH 89°13'10" WEST, 81.19 FEET; THENCE NORTH 89°57'52" WEST, 132.04 FEET; THENCE SOUTH 0°18'38" WEST, 370.92 FEET; THENCE NORTH 89°41'22" WEST, 38.23 FEET; THENCE NORTH 0°22'54" EAST, 67.84 FEET; THENCE NORTH 24°02'15" WEST, 4.03 FEET; THENCE NORTH 0°56'28" EAST, 30.90 FEET; THENCE SOUTH 89°31'08" WEST, 109.65 FEET; THENCE SOUTH 0°34'03" WEST, 230.32 FEET; THENCE SOUTHEASTERLY ALONG A CURVE CONCAVE SOUTHWESTERLY WHOSE RADIUS IS 240.79 FEET, WHOSE ARC LENGTH IS 160.20 FEET AND WHOSE CHORD BEARS SOUTH 54°31'40" EAST, 157.26 FEET; THENCE SOUTH 33°46'40" EAST, 18.81 FEET; THENCE NORTH 88°57'58" EAST, 10.35 FEET; THENCE SOUTH 1°02'02" EAST, 37.69 FEET; THENCE NORTH 89°36'38" WEST, 25.75 FEET; THENCE NORTH 47°25'50" WEST, 71.06 FEET; THENCE NORTH 54°56'31" WEST, 71.12 FEET; THENCE NORTH 58°20'54" WEST 72.81 FEET; THENCE SOUTH 89°36'08" WEST, 255.17 FEET; THENCE SOUTH 0°38'42" WEST 26.42 FEET; THENCE NORTH 89°24'36" WEST, 84.63 FEET; THENCE NORTH 6°01'30" EAST, 61.26 FEET; THENCE NORTH 0°23'35" EAST, 74.34 FEET; THENCE NORTH 21°28'50" WEST, 141.31 FEET; THENCE NORTH 9°10'20" WEST, 41.07 FEET; THENCE NORTH 2°58'08" WEST, 134.83 FEET; THENCE NORTHEASTERLY ALONG A CURVE CONCAVE SOUTHEASTERLY WHOSE RADIUS IS 75.00 FEET, WHOSE ARC LENGTH IS 45.17 FEET AND WHOSE CHORD BEARS NORTH 14°17'10" EAST, 44.49 FEET; THENCE NORTH 31°32'27" EAST, 76.40 FEET; THENCE NORTH 32°43'30" EAST, 94.53 FEET; THENCE NORTH 30°41'45" EAST, 85.85 FEET; THENCE NORTHERLY ALONG A CURVE CONCAVE WESTERLY WHOSE RADIUS IS 200.00 FEET, WHOSE ARC LENGTH IS 77.83 FEET AND WHOSE CHORD BEARS NORTH 19°32'49" EAST, 77.34 FEET; THENCE NORTH 8°23'54" EAST, 79.91 FEET; THENCE NORTH 10°49'37" EAST, 24.85 FEET; THENCE NORTHEASTERLY ALONG A CURVE CONCAVE SOUTHEASTERLY WHOSE RADIUS IS 79.71 FEET, WHOSE ARC LENGTH IS 43.40 FEET AND WHOSE CHORD BEARS NORTH 28°08'19" EAST, 42.86 FEET; THENCE SOUTH 89°29'11" EAST, 290.78 FEET; THENCE SOUTH 57°38'40" EAST, 65.20 FEET; THENCE SOUTH 89°13'36" EAST, 334.68 FEET TO THE POINT OF BEGINNING AND CONTAINING 12.25 ACRES (533,602 S.F.)

EXHIBIT B
Maffitt Reservoir and Grounds
(Asset 8 on Schedule IV-7)

The Northeast Fractional Quarter (1/4) and the North Sixty-five (65) acres of the East Half (1/2) of the Northwest Quarter (1/4) of Section One (1), Township Seventy-seven (77) North, Range Twenty-six (26) West of the 5th P.M., Madison County, Iowa.; and

The Southeast Fractional Quarter (SE Frl 1/4) of Section 36, Township 78 North, Range 26 West of the 5th P.M., Dallas County, Iowa.; and

The South Half of Section 25, South of the Center of Raccoon River, in Township 78 North, Range 26 West of the 5th P.M.; and

The Northeast Fractional Quarter (NE Fr. 1/4) of Section 36, Township 78 North, Range 26 West of the 5th P.M., Dallas County, Iowa.; and

The Southeast 1/4 West of Interstate less road, in Section 31, Township 78 North, Range 25 West of the 5th P.M., Polk County, Iowa.; and

The Southwest 1/4 of the Southwest Fractional 1/4, less 1 acre road, in Section 31, Township 78 North, Range 25 West of the 5th P.M., Polk County, Iowa.; and

The Northwest 1/4 of the Southwest Fractional 1/4, less 2-acre road, in Section 31, Township 78 North, Range 25 West of the 5th P.M., Polk County, Iowa.; and

The East 1/2 of the Southwest Fractional 1/4, less 1.35 acre road, in Section 31, Township 78 North, Range 25 West of the 5th P.M., Polk County, Iowa, except commencing Center of Section thence West 254.6 feet, South 46.2 feet to the Southerly right-of-way lane of Maffitt Lake Drive and beginning thence West 625.6 feet Southeast 430.4 feet Northeast 201.1 feet to the point of beginning.

The NW 1/4 of Section 6, Township 77 North, Range 25 West of the 5" P.M., Warren County, Iowa EXCEPT that part deeded to the State of Iowa in Warranty Deed recorded in Book 125, Page 162 in the Office of the Warren County Recorder AND EXCEPT Parcel "A" of the survey of the E 1/2 of the NW 1/4 of Section 6, Township 77 North, Range 25 West of the 5" P.M., Warren County, Iowa, as shown in Irregular Plat Book 16, Page 1 of 77-25 and recorded in Book 2002 Page 6843 on June 17, 2002 in the office of the Warren County Recorder.

**Saylorville Water Treatment Plant Parcels
(Asset 32 on Schedule IV-7)**

Parcel "A" per Survey recorded in Book 10524 at Page 763 A parcel of land located in Lot 2 and Lot 5 of the Plat of the Estate of John Juvenal, an Official Plat recorded in Book D, Page 127 at the Office of the Polk County, Iowa Recorder, said parcel now located in and forming a part of Polk County, Iowa more particularly described as follows:

Commencing at the Northwest corner of said Lot 2 of the Plat of the Estate of John Juvenal, thence S 00° 55' 21" W, 1,200.00 feet along the West line of said Lot 2 and Lot 5 to the Point of Beginning; thence S 00° 55' 21" W, 118.02 feet along the West line of said Lot 5 to the Southwest corner of said Lot 5; thence S 89° 34' 57" E, 1,343.61 feet along the South line of said Lot 5 to the Southeast corner of said Lot 5; thence N 00° 17' 39" E, 967.35 feet along the East line of said Lot 5 to the Southeast corner of the land described in the Warranty Deed to Polk County, Iowa recorded on February 21, 1992 in Book 6508, Page 57 at the Office of the Polk County, Iowa Recorder; thence N 89° 42' 21" W, 300.91 feet along the South line of said described land; thence N 59° 56' 21" W, 460.35 feet along the Southwesterly line of said described land; thence S 00° 55' 21" W, 1,082.05 feet; thence N 89° 04' 39" W, 630.00 feet to the Point of Beginning, except that part deeded to Polk County, Iowa, in Quit Claim Deed filed November 27, 2017 and recorded in Book 16735 Page 21.

AND

Parcel "G" per Survey recorded in Book 10524 at Page 763 A parcel of land located in the SW1/4 of the SW1/4 of Section 4, Township 79 North, Range 24 West of the 5th Principal Meridian, Polk County, Iowa more particularly described as follows:

Commencing at the W1/4 corner of said Section 4, thence S 00° 55' 21" W, 1,318.02 feet along the West line of said Section 4 to the Northwest corner of the said SW1/4 of the SW1/4 of Section 4, the Point of Beginning; thence S 00° 55' 21" W, 362.91 feet along said West line; thence N 90° 00' 00" E, 1,347.60 feet to the East line of said SW1/4 of the SW1/4 of Section 4; thence, N 00° 17' 39" E, 353.07 feet along the said East line to the Northeast corner of said SW1/4 of the SW1/4 of Section 4; thence N 89° 34' 57" W, 1,343.61 feet along North line of said SW1/4 of the SW1/4 of Section 4 to the Point of Beginning, except that part deeded to Polk County, Iowa, in Quit Claim Deed filed November 27, 2017 and recorded in Book 16735 Page 21.

**McMullen Water Treatment Plant; McMullen Raw Water – Collector Wells; McMullen ASR Well; and Joint Maffitt Lake Booster Station
(Assets 7, 21, 26 and 31 on Schedule IV-7)**

Lots 5, 6 and 7, USS West 1/2 and South of the River in Section 30, Township 78 North, Range 25 West of the 5th P.M., Polk County, Iowa.;

The Northwest Fractional 1/4, except the Southeast 1/4, of Section 31, Township 78 North, Range 25 West of the 5th P.M., Polk County, Iowa.

**LP Moon ASR Well and Booster & Ground Storage Reservoir
(Assets 20 and 24 on Schedule IV-7)**

A tract of land in the Southwest 1/4 of Section 25, Township 79 North, Range 26 West of the 5th P.M., in Dallas County, Iowa as described in Survey filed on May 27, 1993 and recorded in Book 741 Page 854; Except that part conveyed to the City of Clive, Iowa in Quit Claim Deed recorded in Book 2004 Page 3713 and Except that part conveyed to the City of Clive, Iowa in Quit Claim Deed recorded in Book 2010 Page 15226.

**Army Post ASR Well
(Asset 19 on Schedule IV-7)**

A parcel of land located in the NE1/4 of the NE1/4 of Section 35 and in the NW1/4 of the NW1/4 of Section 36, all in Township 78 North, Range 25 West of the 5th P.M., Polk County, Iowa, more particularly described as follows:

Commencing at the Northeast Corner of said Section 35; thence S 00°13'15" E along the East line of said Section 35, a distance of 254.16 feet to the point of beginning; thence departing said East line of Section 35, N 73°58'30" E, a distance of 526.10 feet to a point of the South Right-of-Way line of Iowa Highway 5; thence S 89°58'00" E along said Right-of-Way, a distance of 50.00 feet; thence departing said Right-of-Way line S 00°02'00" W, a distance of 37.64 feet; thence S 73°58'30" W, a distance of 577.89 feet to the East line of said Section 35; thence S 00°13'15" E along the East line of said Section 35, a distance of 398.04 feet; thence departing East line of said

Section 35, S 89°46'45" W, a distance of 450.00 feet; thence N 00°13'15" W, a distance of 423.04 feet to the former Southerly Right-of-Way line of the C & NW Railroad; thence N 67°21'30" E along said Southerly Right-of-Way line, a distance of 75.15 feet; thence S 89°58'00" E, a distance of 380.50 feet to the point of beginning; containing 5.28 acres, more or less.

Crystal Lake Parcels
(Asset 9 in Schedule IV-7)

Lot 9 South of River USS West 1/2 of Section 30, Township 78 North, Range 25 West of the 5th P.M., Polk County, Iowa.

Beginning North 1/4 corner of Section then South 914.14 feet East 210.04 feet Southeast 241 feet Northeasterly 686.85 feet Easterly 300.08 feet Northwest 181.15 feet Northeasterly 426.96 feet Northwest 260.1 feet North to the North line of Section, West to the point of beginning, in Section 31, Township 78 North, Range 25 West of the 5th P.M., Polk County, Iowa.

Government Lots 2, 10, and 11 in USS & Southeast 1/4 Southeast 1/4 lying South of River and West of Interstate I-35, Except the road easement commencing Southeast corner of Section, then West 990.6 feet Southwest 216.8 feet then Northwest 260.1 feet North 276.5 feet Northeast 278.8 feet to the Westerly right-of-way lane Interstate I-35 Northeast 242.3 feet Southeast 526.9 feet to the point of beginning, in Section 30, Township 78 North, Range 25 West of the 5th P.M., Polk County, Iowa.

Purple Martin Lake Water Resource Area
(Asset 10 in Schedule IV-7)

Parcel 2021-217 of Plat of Survey filed December 16, 2021 in Book 18910 Page 715 described as follows:

Beginning at the Northwest corner of Section 32, Township 78 North, Range 25 West of the 5th P.M., Polk County, Iowa thence South 89°26'00" East along the North line of the Northwest 1/4 of said Section 32, 1201.03 feet; thence South 00°04'19" East, 91.59 feet to the North line of Parcel 2016-198, as shown on the Plat of Survey thereof recorded in Book 16214 on Page 28 in the Polk County Recorder's Office; thence South 85°41'56" West along said North line, 552.36 feet; thence South 78°38'01" West along said North line, 217.42 feet; thence South along said North line, to the Northwest corner of said Parcel 2016-198, said point also being on the North Right-of-Way line of ramp "B" as shown on said Plat of Survey; thence North 86°45'43" West along said North Right-of-Way of ramp "B", 167.23 feet to the West line of said Northwest 1/4; thence North 00°14'46" West along said West line, 254.38 feet to the point of beginning.

15.50 acres lying East and adjacent to Interstate, Southeast 1/4 Southeast 1/4 of River in Section 30, Township 78 North, Range 25 West of the 5th P.M., Polk County, Iowa.

Government Lot 11 USS, lying East of Interstate 35, in Section 30, Township 78 North, Range 25 West of the 5th P.M., Polk County, Iowa.

The East 200 feet West 1,460 feet North 200 feet South 317.76 feet West line and North 200 feet South 319.5 feet East line, Southwest 1/4 in Section 29, Township 78 North, Range 25 West of the 5th P.M., Polk County, Iowa.

The South 10 acres of Lot 5 and all of Lot 6 USS South of River and except the East 200 feet West 1,460 feet North 200 feet South 317.76 feet West line and North 200 feet South 319.5 feet East line, South 1/2 Southwest 1/4 less 5.56-acre road in Section 29, Township 78 North, Range 25 West of the 5th P.M., Polk County, Iowa.

The North 30 acres of Lot 5 USS Southwest 1/4, South of River in Section 29, Township 78 North, Range 25 West of the 5th P.M., Polk County, Iowa.

All of Lot 4 USS South of River Official Plat, and the North 1/2 Southwest 1/4 of Section 29, Township 78 North, Range 25 West of the 5th P.M., Polk County, Iowa.

Hallet Lake Parcel
(Asset 11 in Schedule IV-7)

A portion of Government Lot 7, all of Government Lot 8, and a portion of Government Lot 9, all in Section 29, Township 78 North, Range 25, West of the 5th P.M., Polk County, Iowa; and a portion of Lot 8 in the Official Plat of Section 29, T78, R25 (also known as the Official Plat of the North One-Half of Section 29 T78 R25) Polk County, Iowa; and a portion of the SW 1/4 of the NW 1/4 of Section 28, Township 78 North, Range 25 West of the 5th P.M., Polk County, Iowa; all lying East of the Easterly right-of-way line of SW 105th Street, as it is presently established and South of the Southerly right-of-way line of SW 52nd Avenue, as it is presently established, all of which is more accurately described as follows:

Commencing at the Southwest Corner of the SE 1/4 of said Section 29; thence N00°00'00"E (bearing assumed for the purpose of this description), along the West line of the SE 1/4 of said Section 29, a distance of 1320.00 feet to the Southwest Corner of said Government Lot 7; thence S89°00'48"E, along the South line of said Government Lot 7, a distance of 33.00 feet to the East right-of-way line of said SW 105th Street and to the point of beginning; thence N00°00'00"E, along the East right-of-way line of said SW 105th Street and along a line parallel with and 33.00 feet East of the West line of said Government Lot 7, a distance of 1083.03 feet; thence Northeasterly, along the Easterly right-of-way line of said SW 105th Street and along the Southerly right-of-way line of said SW 52nd Avenue and along a 848.47 feet radius curve concave Southeasterly, a distance of 1336.54 feet said curve having a chord bearing of N45°07'37"E and a chord length of 1202.58 feet; thence S89°44'45"E, along the Southerly right-of-way line of said SW 52nd Avenue, a distance of 700.05 feet; thence Northeasterly along the Southerly right-of-way line of said SW 52nd Avenue and along a 1450.38 feet radius curve concave Northerly, a distance of 278.56 feet, said curve having a chord bearing of N84°45'07"E and a chord length of 278.13 feet; thence N79°15'00"E along the Southerly right-of-way line of said SW 52nd Avenue, a distance of 325.00 feet; thence Northeasterly along the Southerly right-of-way line of said SW 52nd Avenue and along a 2298.99 feet radius curve concave Northwesterly, a distance of 605.22 feet, said curve having a chord bearing of N71°42'30"E and a chord length of 603.47 feet; thence N64°10'00"E along the Southerly right-of-way line of said SW 52nd Avenue, a distance of 600.00

feet; thence Northeasterly along the Southerly right-of-way line of said SW 52nd Avenue and along a 882.57 feet radius curve concave Southeasterly, a distance of 393.00 feet, said curve having a chord bearing of N76°55'23"E and a chord length of 389.76 feet to a point 33.00 feet South of the centerline of SW 52nd Avenue; thence N89°40'47"E, along the Southerly right-of-way line of said SW 52nd Avenue and along a line parallel with and 33.00 feet South of the Centerline of said SW 52nd Avenue, a distance of 269.73 feet to the East line of the SW 1/4 of the NW 1/4 of said Section 28; thence S00°00'00"W, along the East line of the SW 1/4 of the NW 1/4 of said Section 28 and along an existing fence line, a distance of 1282.00 feet to the Southeast Corner of the SW 1/4 of the NW 1/4 of said Section 28; thence S89°48'05"W, along the South line of the SW 1/4 of the NW 1/4 of said Section 28 and along an existing fence line, a distance of 1327.93 feet to the Southwest Corner of the SW 1/4 of the NW 1/4 of said Section 28 and to the NE Corner of said Government Lot 8; thence S00°16'00"E along the East line of said Government Lot 8, a distance of 1313.00 feet to the Southeast Corner of said Government Lot 8; thence N89°00'48"W along the South line of said Government Lots 8 and 7, a distance of 2589.52 feet to the point of beginning.

**Tenny Standpipe Parcel
(Asset 23 in Schedule IV-7)**

Lot 4 in Merle Hay-Aurora Place, an Official Plat, now included in and forming a part of the City of Des Moines, Polk County, Iowa.

**NW 26th Street Booster Station
(Asset 27 in Schedule IV-7)**

Lot 18 in HOFFMAN ESTATES, an Official Plat, in Polk County, Iowa.

EXHIBIT C

**Des Moines Water Works (Partial) Tract – General Access Easement
(Assets 2, 3 and 29)**

ALL W OF ML KING JR PKWY ROW GOV LT 10 SEC 8-78-24 [Parcel No. 782408176002]

LAND LYG E OF ML KING JR PKWY ROW & N OF FLEUR DR ROW & S OF RACCOON RIVER GOV LT 10 SEC 8-78-24 [Parcel No. 782408251002]

EXCEPTION 1 FROM ROW DEDICATION PLAT SHEET 4 BK 12736 PG 582 LYG E OF ML KING, N OF W ML KING, W OF NORTHBOUND FLEUR & S OF SOUTHBOUND FLEUR ROW GOV LT 10 SEC 8-78-24 [Parcel No. 782408252001]

LAND LYING S OF FLEUR DR ROW & N OF W ML KING JR PKWY ROW & W OF RACCOON RIVER GOV LOT 10 SEC 8-78-24 [Parcel No. 782408253001]

THT PRT E OF FLEUR DR & S OF W ML KING JR PKWY GOV LT 10 SEC 8-78-24 [Parcel No. 782408255001]

EXCEPTION 2 FROM ROW DEDICATION PLAT SHEET 4 BK 12736 PG 582 LYG E OF ML KING JR PKWY, W OF NORTHBOUND FLEUR DR & S OF W ML KING JR PKWY GOV LOTS 10 & 11 SEC 8-78-24 [Parcel No. 782408254001]

-EX FLEUR DR & ML KING JR PKWY ROW- GOV LOT 9 SEC 8-78-24 [Parcel No. 782408300005]

ALL E OF FLEUR DR ROW & ML KING JR PKWY ROW GOV LOT 11 SEC 8-78-24 [Parcel No. 782408400010]

LT 5 OP NW 1/4 SEC 8-78-24 [Parcel No. 782408151001]

E 12.08 A -EX N 60 F ST- LT 20 OP PRT SEC 7-78-24 [Parcel No. 782407430001]

USS LOT 6 SEC 8-78-24 [Parcel No. 782408300001]

E 10.09 A LT 21 OP PRT SEC 7-78-24 [Parcel No. 782407430002]

LTS 22 & 23 OP PRT SEC 7-78-24 [Parcel No. 782407476001]

LT 24 OP PRT SEC 7-78-24 [Parcel No. 782407476002]

PRT GOV LOT 7 SEC 8 SE OF RIVER NOW LYING IN SE 1/4 SE 1/4 SEC 7-78-24 [Parcel No. 782407477001]

LOT 11 OP GOVT LOTS 2-3 & 4 SEC 18-78-24 [Parcel No. 782418201002]

LOT 10 OP GOVT LOTS 2-3 & 4 SEC 18-78-24 [Parcel No. 782418201001]

LOT 12 OP GOVT LOTS 3 & 4 SEC 18-78-24 [Parcel No. 782418126003]

LOT 13 OP GOVT LOTS 3 & 4 SEC 18-78-24 [Parcel No. 782418126002]

LOT 14 OP GOVT LOTS 3 & 4 SEC 18-78-24 [Parcel No. 782418126001]

USS LOT 7 SEC 8-78-24 [Parcel No. 782408300003]

-EX FLEUR DR- GOV LOT 8 SEC 8-78-24 [Parcel No. 782408300004]

ALL NW 1/4 N OF VALLEY DR SEC 17-78-24 [Parcel No. 782417101001]

-EX S OF N ROW VALLEY DR- LOT 9 USS NE 1/4 SEC 18-78-24 [Parcel No. 782418226001]

-EX N OF S ROW VALLEY DR- LOT 9 USS NE 1/4 SEC 18-78-24 [Parcel No. 782418227001]

-EX S OF N ROW VALLEY DR- LOT 8 USS NE 1/4 SEC 18-78-24 [Parcel No. 782418276001]

-EX W OF E ROW SW 30TH ST- & -EX N OF S ROW VALLEY DR- & -EX S OF N ROW OF RR- LOT 8 USS NE 1/4 SEC 18-78-24 [Parcel No. 782418279001]

-EX N OF S ROW VALLEY DR- & -EX E OF W ROW SW 30TH ST- & -EX S OF N ROW RR- & -EX N 30F OF SWLY 410F MEAS ON N LN OF C & NW RR ROW THRU SE 1/4 NE 1/4- LOT 8 USS NE 1/4 SEC 18-78-24 [Parcel No. 782418277001]

-EX S OF N ROW VALLEY DR- LOT 7 USS NE 1/4 SEC 18-78-24 [Parcel No. 782418251001]

-EX N OF S ROW VALLEY DR- LOT 7 USS NE 1/4 SEC 18-78-24 [Parcel No. 782418252001]

-EX S 1461.43F- W 107A OF SE 1/4 LYG N OF RR ROW & S OF VALLEY DR SEC 18-78-24
[Parcel No. 782418402001]

-EX S 1461.43F- W 107A OF SE 1/4 LYG S OF RR ROW SEC 18-78-24 [Parcel No.
782418403001]

-EX S 1461.43F- W 107A OF SE 1/4 LYG N OF VALLEY DR SEC 18-78-24 [Parcel No.
782418401001]

THT PRT GOV LT 6 S OF RR ROW SEC 18-78-24 [Parcel No. 782418328001]

THT PRT GOV LT 6 S OF VALLEY DR ROW & N OF RR ROW SEC 18-78-24 [Parcel No.
782418327001]

THT PRT GOV LT 6 N OF N ROW VALLEY DR SEC 18-78-24 [Parcel No. 782418326001]

GOV LOT 5 SEC 18-78-24 [Parcel No. 782418151001]

W 1/2 SW 1/4 N OF VAC RY LESS 2 A RD SEC 18-78-24 [Parcel No. 782418301001]

LTS 7 & 8 USS & -EX N 76F S 126F E 132F W 1229F & BEG 50F N & 1228.87F E OF S 1/4
COR OF SEC THN N 11.5F E 66.92F SWLY 30.2F W 39.01F TO POB & BEG 50F N OF S 1/4
COR OF SEC THN N 17F ELY 1096.88F S 11.5F W 1096.87F TO POB- SW1/4 SE1/4 & -EX
N 906F S 1024.2F ON W LN & N 491F S 1024.2F ON E LN W 558F E 1275.9F LYG N OF
VALLEY DR- E1/2 SE1/4 LESS 4.5A RD SEC 13-78-25 [Parcel No. 782513400014]

-EX BEG 50F N OF S 1/4 COR OF SEC THN W 476.52F N 17F E 476.53F S 17F TO POB- E
OF LN BEG 850F E OF SW COR THN N 1024.9F W 596F NW 1010F TO RR ROW NW TO N
LN PRT GOV LTS 5 & 6 & SE1/4 SW1/4 LESS .33A RD SEC 13-78-25 [Parcel No.
782513300014]

N & W OF LN BEG SW COR GOV LT 5 THN E 498F S 144F E 45.2F NELY 790.29F TO PT
33F W OF RR ROW THN NW TO RIV SW 1/4 SW 1/4 & GOV LT 5 SEC 13-78-25 [Parcel No.
782513300001]

N 130F W 15A SW 1/4 SW 1/4 SEC 13-78-2 [Parcel No. 782513300005]

N 130F E 1512.5F S 1/2 SE 1/4 S OF RIVER SEC 14-78-25 [Parcel No. 782514476001]

S OF RACCOON RIVER & E OF RIVER OAKS TOWNHOMES & E OF RIVER OAKS
CENTRE GOV LT 9 SEC 14-78-25 [Parcel No. 782514427001]

GOV LT 8 & -EX S 900F- GOV LT 7 & N OF RIVER OAKS CENTRE & N OF RIVER OAKS
TOWNHOMES & W OF RACCOON RIVER GOV LT 9 SEC 14-78-25 [Parcel No.
782514276001]

LTS 9, 10 & 11 LYG S OF M & ST L RR ROW OP GOVT LTS 1 & 2 SEC 13-78-25 [Parcel No. 782513202001]

LTS 9, 12 & 13 LYG SW OF C M ST P & P RR & N OF CRI & P RR OP GOV LTS 1 & 2 SEC 13-78-25 [Parcel No. 782513201001]

-EX W 1/2 NW 1/4 NW 1/4- NW1/4 LYING N OF CRI & P RY SEC 13-78-25 [Parcel No. 782513100002]

GOV LOTS 3 & 4 & NW 1/4 NW1/4 LYING S OF CRI & P RY & E OF M & STL. RR SEC 13-78-25 [Parcel No. 782513100005]

GOV LOT 4 & NW1/4 NW 1/4 LYING W & S RR ROWS & E OF RIVER SEC 13-78-25 [Parcel No. 782513100004]

-EX N12.05A- GOV LOT 1 E 1/2 N OF RIVER SEC 14-78-25 [Parcel No. 782514426001]

GOV LOT 1 S OF RR ROW & N OF RIVER SEC 14-78-25 [Parcel No. 782514227001]

LOTS 6, 7, 8 & 9 CLIFFSIDE [Parcel No. 782512351001]

W 1/2 NW 1/4 NW 1/4 LYG N OF C R I & P RY N OF RIVER SEC 13-78-25 [Parcel No. 782513100001]

BEG NW COR THN E 120.4F N 16F E 465.3F SWLY 434.25F NW 327.43F TO POB LT 11 TYLER PLACE [Parcel No. 782514203013]

BEG NW COR LT 11 TYLER PLACE THN NW 20.41F E 134.97F S 16F W 120.4F TO POB NE 1/4 NW 1/4 SEC 14-78-25 [Parcel No. 782514203015]

-EX BEG NW COR THN E 84.3F S 16F W 84.6F N 16F TO POB- LT 9 TYLER PLACE [Parcel No. 782514213008]

BEG NE COR LT 5 THN S131F W243.49F N 120.56F E55.3F N12.14F NE 28.02F S25.66F E 177.87F TO POB LTS 4 & 5 TYLER PLACE [Parcel No. 782514203017]

-EX N 131F & S 353.51F MEAS ON W LN LYG W OF LT 7- & -EX BEG 131F S OF NW COR THN S 149F E 377F N 149.3F W 377F TO POB- LOT 5 TYLER PLACE [Parcel No. 782514203010]

LOT 10 & ACCRETIONS TYLER PLACE [Parcel No. 782514203014]

BEG NE COR LT 7 THN S 443.4F SWLY 296.42F W 45.81F NWLY 291.85F NLY 145.99F SE 3.54F NELY 323.34F E 59.52F N60.05F E43.29F NE25.68F SE 241.3F TO POB LTS 5 & 7 TYLER PLACE [Parcel No. 782514203019]

PASSED AND APPROVED the 26th day of November 2024.

BOARD OF WATER WORKS TRUSTEES OF
THE CITY OF DES MOINES, IOWA

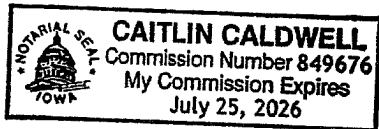
Andrea Boulton
By: Andrea Boulton, Board Chair

ATTEST:

Ted Corrigan
Ted Corrigan, CEO, General Manager,

STATE OF IOWA)
) SS:
COUNTY OF POLK)

On this 26th day of November, 2024, before me, a Notary Public in and for the State of Iowa, personally appeared Andrea Boulton and Ted Corrigan to me personally known, and, who being by me duly sworn, did say that they are the Board Chairperson and the CEO and General Manager of the BOARD OF WATER WORKS TRUSTEES OF THE CITY OF DES MOINES, IOWA, that no seal has been procured by the entity; that the attached instrument was signed on behalf of the said entity by authority of its Board as contained in the resolution adopted by the Board on November 26, 2024, and that Andrea Boulton and Ted Corrigan acknowledged the execution of the instrument to be the voluntary act and deed of the BOARD OF WATER WORKS TRUSTEES OF THE CITY OF DES MOINES, IOWA, by it and by them voluntarily executed.



Caitlin Caldwell
Notary Public in and for the State of Iowa

CERTIFICATE

I, the undersigned, Secretary to the Board of Water Works Trustees of the City of Des Moines, Iowa ("DMWW") do hereby certify that the attached and foregoing is a true and complete copy of a portion of the records of the DMWW showing proceedings of the Board, and the same is a true and complete copy of an action taken by the Board at a duly called and conducted meeting of the Board on November 26, 2024, after a public hearing and with a quorum present with respect to the matter set forth above, which resolutions remain in full force and effect, and have not been amended or rescinded in any way; that meeting and all proceeding therein were duly and publicly held in accordance with applicable law.

Dated this 26th day of November, 2024.



Ted Corrigan Secretary to the Board of Water
Works Trustees of the City of Des Moines,
Iowa