

BK: 2018 PG: 3852
Recorded: 11/27/2018 at 3:24:09.0 PM
Pages 2
County Recording Fee: \$12.00
Iowa E-Filing Fee: \$3.22
Combined Fee: \$15.22
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, Madison COUNTY: ss

Martens Farms, LLC, being first duly sworn, states that:

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

The Northwest Quarter (1/4) of Section Sixteen (16), Township Seventy-seven (77) North, Range Twenty-nine (29) West of the 5th P.M., Madison 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 is subject to the following Oil and Gas Lease:


Oil and Gas Lease in favor of Benchmark Resources Corporation dated January 28, 1985, filed April 10, 1985 in Book 36, Page 408 by and between Eugene W. Martens, a widower, as lessor, and Benchmark Resources Corporation, as lessee, recorded in the Madison County 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.

1 Arbor Hill, Parcel #AH070

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. The Lease has expired.

MARTENS FARMS, LLC, AN IOWA LIMITED LIABILITY COMPANY

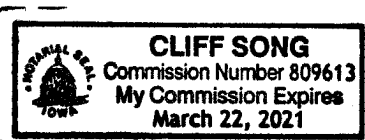


Steven K. Martens, Member

Signed and sworn to (or affirmed) before me on 11/27, 2018, by Steven K. Martens, Member of Martens Farms, LLC, an Iowa limited liability company.



Notarial Officer



STAMP