

Alliant Energy 4902 North Biltmore Lane P.O. Box 77007 Madison, WI 53707-1007

1-800-ALLIANT (800-255-4268) alliantenergy.com

January 4, 2018

To: CCR Operating Record

Re: Recording of Deed Notation pursuant to 40 CFR 257.102(i)

On December 22, 2017, the attached affidavit was recorded by the Clinton County Recorder's Office to satisfy the requirements of 40 CFR 257.102(i). The affidavit notifies any potential purchaser of the property that the land has been used as a CCR unit and its use is restricted under the post-closure care requirements as provided by 40 CFR 257.104(d)(1)(iii). This documentation has been developed and placed in the facility Operating Record in accordance with 40 CFR 257.105(i)(9).

This document applies to the following CCR units at this facility:

CCR Surface Impoundments

M. L. Kapp Main Ash Pond Area

Signed

| Print Name Jeff Maxted | Title Lead Environmental Specialist |
|---|-------------------------------------|
| Phone No. or Email Address | |
| (608) 458-3853; jeffreymaxted@alliantenergy.com | |



2017-09260
SCOTT JUDD
CLINTON COUNTY RECORDER
CLINTON, IA
RECORDED ON
12/22/2017 01:29:22 PM
RECORDING FEE 12.00

Prepared By: Victoria L. Kitelinger Interstate Power and Light Company – P. O. Box 351 – Cedar Rapids, IA 52406-9949 (319) 786-4619

Return To: Victoria L. Kitelinger Interstate Power and Light Company – P. O. Box 351 – Cedar Rapids, IA 52406-9949 (319) 786-4619

SPACE ABOVE THIS LINE FOR RECORDER

AFFIDAVIT

Grantor:

Interstate Power and Light Company, a Subsidiary of Alliant Energy

200 First Street, SE

Cedar Rapids, IA 52401-1409

By virtue of this recorded Affidavit, Interstate Power and Light Company ("IPL") enters into federal compliance by satisfying that requirement in (1) below to record a notation on the deed to the property for the purpose of compliance with the closure requirements of the Coal Combustion Residual Rule ("CCR") (40 C.F.R. §257.102 (i)):

- (1) ...following closure of a CCR unit, the owner or operator must record a notation on the deed to the property, or some other instrument that is normally examined during title search.
- (2) The notation on the deed must in perpetuity notify any potential purchaser of the property that:
 - (i) The land has been used as a CCR unit; and
 - (ii) Its use is restricted under the post-closure care requirements as provided by §257.104(d)(1)(iii).
- 1. Affected Property. Grantor is the fee simple title owner of the property located at:

2001 Beaver Channel Parkway Clinton, IA 52732 (the "Property").

The Property is legally described as:

The NE 1/4 of Section 22, T81N, R06E, Clinton County, Iowa.

2. <u>Deed Notation.</u> Any future deed shall reflect that the Property has been used as a CCR Unit as defined in 40 C.F.R. §257.53. The CCR Unit has been closed pursuant to 40 C.F.R. §257.101 and is subject to post closure care obligations as listed in Section 4 of this Affidavit.

- 3. Running with the Land. Compliance with this federal rule is perpetual and runs with the land and is binding on Grantor and all successors in interest, assigns, and transferees acquiring or owning any right, title, lien, or interest in the Property. The term "transferee," as used in this Affidavit, shall mean any future owner of any interest in the Property or any portion thereof, including, but not limited to, owners of an interest in fee simple, contract buyers, mortgagees, easement holders, and/or lessees.
- **4.** Post Closure Care Obligations. The Property is subject to following the post-closure care obligations pursuant to 40 C.F.R. §257.104(b):
 - (b) Post-closure care maintenance requirements. Following closure of the CCR unit, the owner or operator must conduct post-closure care for the CCR unit, which must consist of at least the following:
 - (1) Maintaining the integrity and effectiveness of the final cover system, including making repairs to the final cover as necessary to correct the effects of settlement, subsidence, erosion, or other events, and preventing run-on and run-off from eroding or otherwise damaging the final cover;
 - (3) Maintaining the groundwater monitoring system and monitoring the groundwater in accordance with the requirements of §§257.90 through 257.98.
- 5. <u>Effective Date.</u> The effective date shall be the date upon which this fully executed Affidavit has been properly recorded with the Clinton County Recorder's Office.

GRANTOR:

...

| Signature: D.R. Koppe |
|--|
| Printed Name: _Douglas R. Kopp |
| Title: President, Interstate Power and Light Company |
| Date: 12 20 2017 |
| STATE OF WISCONSIN) |
| COUNTY OF DANE) ss. |
| On this 20 day of December , 2017, before me personally |
| appeared Douglas R. Kopp, known to me to be the President of Interstate Power and |
| <u>Light Company</u> , and acknowledged that he executed the same as his voluntary act and deed. |
| hand a High |
| Margaret I. Hoefer, Notary Public |
| My commission expires on perma new |