

Recorded: 4/30/2018 at 7:49:49.0 AM
Fee Amount: \$17.00
Revenue Tax:
Polk County, Iowa
Julie M. Haggerty RECORDER
Number: 201700082796
BK: 16899 PG: 869

UPON RECORDING PLEASE
RETURN TO:

BATIS DEVELOPMENT COMPANY

Attn: Mark Wittenburg
2933 SW Woodside Dr., Suite 200
Topeka, KS 66614

RELEASE OF EASEMENT

This RELEASE OF EASEMENT (this "**Agreement**") is made effective this 25 day of April 2018, by and between **WESTLAKE PROPERTIES, LLC**, a Montana limited liability company with offices for this transaction located at 4015 Ross Road, Ames, Iowa, 50014 ("**Westlake**") and **BATIS DEVELOPMENT COMPANY**, a Kansas corporation with offices for the transaction of business at 2933 SW Woodside Dr., Suite 200, Topeka, KS 66614 ("**Batis**").

RECITALS

- A. Westlake is the owner of Lots 4 & 5 in Parkview Boulevard Plat No. 1, an Official Plat of the Southeast Quarter of Section 14, Township 80 North, Range 24 West of the 5th P.M., Ankeny, Polk County, Iowa. Westlake's property shall hereinafter be referred to as the "**Westlake Property**."
- B. Batis is the owner of Lot 3 in Parkview Boulevard Plat No. 1, an Official Plat of the Southeast Quarter of Section 14, Township 80 North, Range 24 West of the 5th P.M., Ankeny, Polk County, Iowa. Batis' property shall hereinafter be referred to as the "**Batis Property**."
- C. The Westlake Property and the Batis Property shall each be a "**Property**" and collectively be referred to herein as the "**Properties**".
- D. Westlake, as Grantor, and Batis, as Grantee, entered into that certain Easement and Maintenance Agreement dated March 20, 2017 and recorded March 23, 2017 as Instrument Number 201600078640, at Book 16414, Page 334, with the Polk County,

Iowa Recorder ("the **Easement**"). It is the intention and desire Westlake and Batis, for the mutual considerations contained herein, to release the Easement as to the Properties.

AGREEMENT

1. Recitals. The Recitals set forth above are hereby incorporated herein.
2. Release of Easement. Batis and Westlake hereby release and remise all of their respective rights, title and interests under the Easement and Batis and Westlake hereby vacate the Easement on the Properties.

In WITNESS WHEREOF, the parties hereto have executed this Agreement by their respective duly officers as of the date and year first above set forth.

WESTLAKE:

WESTLAKE PROPERTIES, LLC,
a Montana limited liability company

By: Andrew Westlake
Name: Andrew Westlake
Title: MEMBER

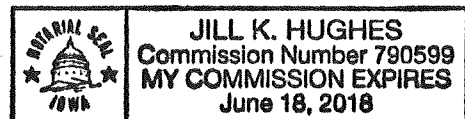
STATE OF Iowa)
) SS.
COUNTY OF Polk)

BE IT REMEMBERED that on this 26 day of April, 2018, before me, the undersigned, a Notary Public in and for the County and State aforesaid, came Andrew Westlake, Member of Westlake Properties, LLC, a Montana limited liability company, who is personally known to me to be the same person who executed the foregoing instrument of writing as such officer, and duly acknowledged the execution of the same to be the act of that limited liability company on behalf of the limited liability company.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal, the day and year last above written.

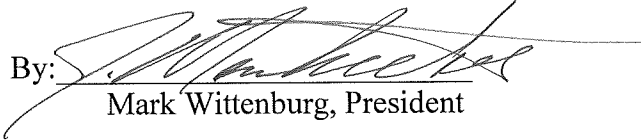
6.18.18
My Commission Expires

Jill K. Hughes
Notary Public



BATIS:

BATIS DEVELOPMENT COMPANY,
a Kansas corporation

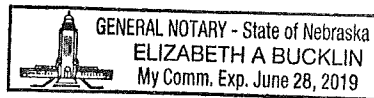
By: 
Mark Wittenburg, President

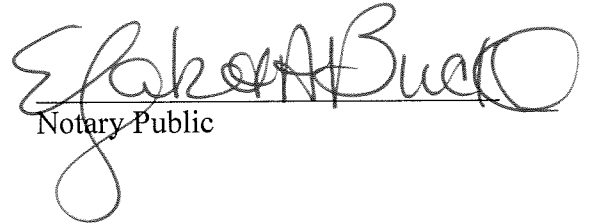
EAB STATE OF ~~KANSAS~~ ^{Nebraska})
COUNTY OF ~~SHAWNEE~~ ^{Douglas}) SS.
)

BE IT REMEMBERED that on this 26 day of April, 2018, before me, the undersigned, a Notary Public in and for the County and State aforesaid, came Mark Wittenburg, President of Batis Development Company, who is personally known to me to be the same person who executed the foregoing instrument of writing as such officer, and duly acknowledged the execution of the same to be the act of that company.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal, the day and year last above written.

6-28-19
My Commission Expires




Notary Public