



Jolly, Becky <becky.jolly@dnr.iowa.gov>

Fw: 1700-0457 Closed CCR Unit Affidavit

1 message

Evans, Kristin <kristin.evans@cityofames.org>

Mon, Jan 26, 2026 at 9:59 AM

To: "Rath, Brian" <brian.rath@dnr.iowa.gov>

Cc: Becky Jolly <becky.jolly@dnr.iowa.gov>, "Spence, Curtis" <Curtis.Spence@cityofames.org>

Brian,

Attached is the recorded affidavit showing the presence of a CCR unit on the City owned parcel. The City attorney assumes this information is adequate for documentation. Please let me know if you need anything additional to complete the CCR closure project.

Thank you.

Kris

**Kris Evans Ph.D., P.E.**

Power Plant Engineer

502 Carroll Avenue, Ames IA 50010

515.239.5173 direct

kristin.evans@cityofames.orgwww.CityofAmes.org

From: Feilmeyer, Victoria <victoria.feilmeyer@cityofames.org>**Sent:** Thursday, January 22, 2026 9:46 AM**To:** Evans, Kristin <kristin.evans@cityofames.org>**Cc:** Whitt, Andrea <andrea.whitt@cityofames.org>**Subject:** 1700-0457 Closed CCR Unit Affidavit

Kris: The City Clerk recorded the signed affidavit, and I have attached the file stamped copy. I am sending this to you via interoffice mail for your records, as set forth in the attached memo.

It seems to me that receiving a copy of the recorded document should be enough, but if not, let me know.



Victoria A. Feilmeyer
Assistant City Attorney

515.239.5146 *main* | 515.239.5142 *fax*

victoria.feilmeyer@cityofames.org | City Hall, 515 Clark Avenue | Ames, IA 50010

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2 attachments

 **Memo to Kris Evans for original.pdf**
43K

 **RECORDED Affidavit CCR Unit.pdf**
93K

Instr. Number: 2026-00596
Recorded: 1/22/2026 at 8:39:24.0 AM
County Recording Fee: \$12.00
Iowa E-Filing Fee: \$3.22
Combined Fee: \$15.22
Stacie L. Herridge - Recorder
Transfer Tax:
Story County, Iowa

S P A C E A B O V E R E S E R V E D F O R O F F I C I A L U S E

Return document to: City Clerk, 515 Clark Avenue, Ames, IA 50010

Document prepared by: Victoria A. Feilmeyer, City of Ames Legal Department, 515 Clark Ave., Ames, IA 50010 – 515-239-5146

Affidavit Regarding Closed CCR Unit

State of Iowa, Story County, ss.: I, the undersigned, being first duly sworn upon oath, depose and state as follows:

- 1 My name is Donald E. Kom, a resident of Story County, Iowa. I am the Director of Electric Services for the City of Ames, Iowa. I make this affidavit from my personal knowledge for the purpose of establishing of record certain facts known to me regarding the real property (hereinafter the "Real Property") locally known as 700 E. 5th Street, Ames, Iowa (Property ID No. 09-01-300-010).**
- 2 The City of Ames, Iowa, is owner in possession of the above identified Real Property.**
- 3 This Affidavit is given pursuant to the Standards for the Disposal of Coal Combustion Residuals in Landfills and Surface Impoundments, 40 C.F.R. §257.102(I) (2026), to satisfy a requirement that the owner of real property upon which a closed CCR Unit is located must record an instrument that is normally examined during a title search.**
- 4 A closed CCR surface impoundment unit is located upon a portion of the Real Property described as follows:**

PART OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER, SECTION 1, TOWNSHIP 83 NORTH, RANGE 24 WEST OF THE 5TH P.M., CITY OF AMES, STORY COUNTY, IOWA, DESCRIBED AS FOLLOWS: THE SOUTH 487 FEET OF THE NORTH 545 FEET OF THE EAST 486 FEET OF THE WEST 843 FEET.

- 5 Among other lawful restrictions on the use of said property, the use of the above described part of the Real Property is restricted under the post-closure care requirements as provided by §257.104(d)(1)(iii).**
- 6 Within 30 days of the recording of this Affidavit with the Recorder of Story County, Iowa, I authorize and direct the placement of this Affidavit in the Ames facility's operating record as required by §257.105(i)(9).**

[S I G N E D O N P A G E T H A T F O L L O W S]

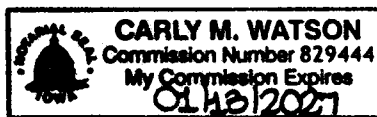
Dated January 21, 2026.



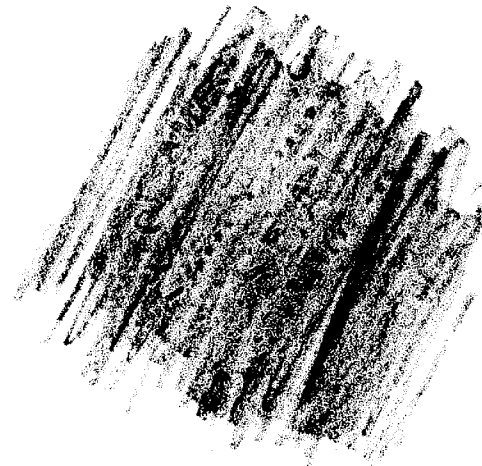
DONALD E. KOM

STATE OF IOWA, COUNTY OF STORY, SS.:

This instrument was acknowledged before me on January 21, 2026, by Donald E. Kom.



NOTARY PUBLIC



MEMO

Legal Department

To: Kris Evans, Ph.D., P.E., Power Plant Engineer

From: Victoria A. Feilmeyer, Assistant City Attorney

Date: January 22, 2026

Subject: Affidavit Regarding Closed CCR Unit

Attached is the original Affidavit Regarding Closed CCR Unit, recorded with the Story County Recorder's Office on January 22, 2026, Instrument No. 2026-00596. The City Clerk will maintain a copy of the recorded in her files, referencing the address 700 E 5th Street.

The federal rule suggests that the original is to be held in files at the Electric Department. Please place this original Affidavit in Ames facility's operating record for safekeeping as required by 40 C.F.R. §257.105(i)(9).

Please contact me if you have any questions.