DELAWARE COUNTY IOWA
FILED
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BOOK 2008 PAGE 191
DEBORAH L. PEYTON
DELAWARE CO. RECORDER

11.00

EAV:

Prepared By: Roger Van Zee Interstate Power and Light Company – 200 First Street, SE – Cedar Rapids, IA 52406 (319) 398-8167

UNDERGROUND ELECTRIC LINE EASEMENT

For and in consideration of the sum of One Dollar ($1.00) and other valuable considerations, the receipt of which is hereby acknowledged, Clifford D. Bunting and Marilyn M. Bunting, husband and wife Grantor(s), Address 1002 New Street, Manchester, Iowa, does hereby warrant and convey unto Interstate Power and Light Company, Grantee, its successor and assigns, a perpetual easement with the right, privilege and authority to construct, reconstruct, maintain, operate, patrol and remove an electric transmission line and the necessary fixtures, equipment and construction related thereto for transmitting electricity, pursuant to the provisions hereof, upon, under, over and across the following described lands located in the County of Delaware, and the State of Iowa:

The East 18 feet of the West 63 feet of the South 5 feet of Lot 2 of Gales Subdivision, City of Manchester, Delaware County, Iowa.

together with all the rights and privileges for the full enjoyment or use thereof for the aforesaid purpose.

Underground wires constructed pursuant to this easement grant shall be not less than the minimum depth as required by the National Electrical Safety Code below the surface of the ground. So long as the wires are at such minimum depth Grantee shall have the exclusive right to the space occupied by said wires and such of the space under to provide reasonably safe isolation of the wires from contact by any persons or objects. The Grantor agrees not to place, or allow to be placed, any buildings, structures over said wires. Grantor(s) further agrees that it will not construct or place any buildings, structures, plants, or other obstructions on the property described above which would result in a violation of the minimum clearance requirements of the National Electric Safety Code or would interfere with the operation and maintenance of the overhead lines.

The Grantor also grants to the Grantee the right of ingress and egress on a route designated by the owner at the time of ingress and egress to said line or lines, over/under the land owned by Grantor, adjacent to the easement area, for the purpose of constructing, reconstructing, maintaining, operating, patrolling, repairing and removing, said line or lines, and the Grantee agrees to pay to the Grantor or his tenants all damages done to the lands, buildings and other improvements, fences, livestock or crops of the Grantor or his tenants, by the Grantee or its employees while constructing, reconstructing, patrolling or repairing said line or lines. If the parties do not agree such damages shall be determined by courts.

This agreement shall be binding upon the parties hereto, their heirs, successors, or assigns, and continue so long as Grantee or its successors and assigns shall desire to use said line or lines for the above stated purposes.

Signed this 14th day of February, 2002.

GRANTORS

By: Clifford D. Bunting
Clifford D. Bunting

By: Marilyn M. Bunting
Marilyn M. Bunting

ALL PURPOSE ACKNOWLEDGMENT

STATE OF Iowa)

COUNTY OF Delaware) ss:

On this 14 day of February AD. 2002, before me, the undersigned, a Notary Public in and for said State, personally appeared

Clifford Bunting
Marilyn Bunting

✓ to me personally known

or _____ provided to me on the basis of satisfactory evidence

to be the persons(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

NOTARY SEAL Barbara P. Ogden
(Sign in Ink)

Barbara P. Ogden
(Print/type name)

Notary Public in and for the State of _____

BARBARA P. OGDEN
Iowa Notarial Seal
Commission Number: 151343
My Commission Expires: 5-4-2004

CAPACITY CLAIMED BY SIGNER

✖ INDIVIDUAL
_____ CORPORATE
Title(s) of Corporate Officers(s):

_____

_____

_____ N/A
_____ Corporate Seal is affixed
_____ No Corporate Seal procured

_____ PARTNER(s)
_____ Limited Partnership
_____ General Partnership

_____ ATTORNEY-IN-FACT
_____ EXECUTOR(s),
_____ ADMINISTRATOR(s),
_____ or TRUSTEE(s):
_____ GUARDIAN(s)
_____ or CONSERVATOR(s)
_____ OTHER

_____

_____

SIGNER IS REPRESENTING:
List name(s) of persons(s) or entity(ies):

_____

_____