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DEBORAH L PEYTON, RECORDER/REGISTRAR
DELAWARE COUNTY IOWA

EKW

Return to: Ty Mann – Universal Field Services, 3815 NW 109th Street, Urbandale, Iowa 50322 (515) 334-3334
Prepared By: Jeanne Archie – ITC Midwest LLC, 123 5th Street, SE, Cedar Rapids, Iowa 52401 (319) 297-6764

ELECTRIC LINE EASEMENT

For and in consideration of the sum of One Dollar ($1.00) and other valuable consideration, the receipt of which is hereby acknowledged, **Steven L. Dircks and Lisa D. Dircks, husband and wife**, 202 Helen Street Northeast, Hopkinton, Iowa 52237, ("Grantor(s)"), do(es) hereby warrant and convey unto ITC Midwest LLC, a Michigan limited liability company, 27175 Energy Way, Novi, MI 48377, its successor and assigns, ("Grantee"), a perpetual easement with the right, privilege and authority to construct, reconstruct, maintain, operate, repair, patrol and remove an electric and telecommunications line or lines, consisting of poles, towers, crossarms, insulators, wires, guy wires, anchors and other necessary fixtures, equipment and construction for transmitting electricity, communications and all Corporate purposes together with the power to extend to any other party the right to use, jointly with the Grantee, 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:

Legal Description: Lots One (1), Two (2) and Three (3), Block Six (6), Hopkinton Addition by H.A. Carter, according to plat recorded in Book E.L.D., Page 529.

The Easement Area being: Defined on attachment Exhibit A

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

Grantor(s) 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 line.

Grantor(s) also conveys the right and privilege to cut, trim, remove, destroy or otherwise control the growth of any trees or other vegetation on said described land and such other trees and vegetation adjacent thereto as in the judgment of the Grantee may interfere with construction, reconstruction, maintenance, operation, repair, use of, or which in falling might touch the said line or lines.

Grantee, its contractor or agent, may enter said premises for the purpose of making surveys and preliminary estimates immediately upon the execution of this easement.

The Grantor(s) also grants to the Grantee the right of ingress and egress to said line or lines, over/under lands now owned by the Grantor(s), 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(s) or its tenants all damages done to the lands (except the cutting and trimming of trees or other vegetation), fences, livestock or crops of the Grantor(s) or its tenants, by the Grantee or its employees while constructing, reconstructing, patrolling or repairing said line or lines.

Signed this 24TH day of June, 2013.

GRANTOR(S)

By: Steven L. Dircks
Steven L. Dircks

By: Lisa D. Dircks 6/24/13
Lisa D. Dircks

ALL PURPOSE ACKNOWLEDGMENT

STATE OF Iowa)

COUNTY OF Delaware) ss:

On this 24 day of June, AD. 2013 before me, the undersigned, a Notary Public in and for said State, personally appeared

_____

_____

✓ 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 Mark Feldman
(Sign in Ink)

Mark Feldman
(Print/type name)

Notary Public in and for the State of Iowa

NOTARIAL SEAL IOWA
MARK FELDMAN
Commission Number 752499
My Commission Expires
6-29-14

CAPACITY CLAIMED BY SIGNER

X 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

_____

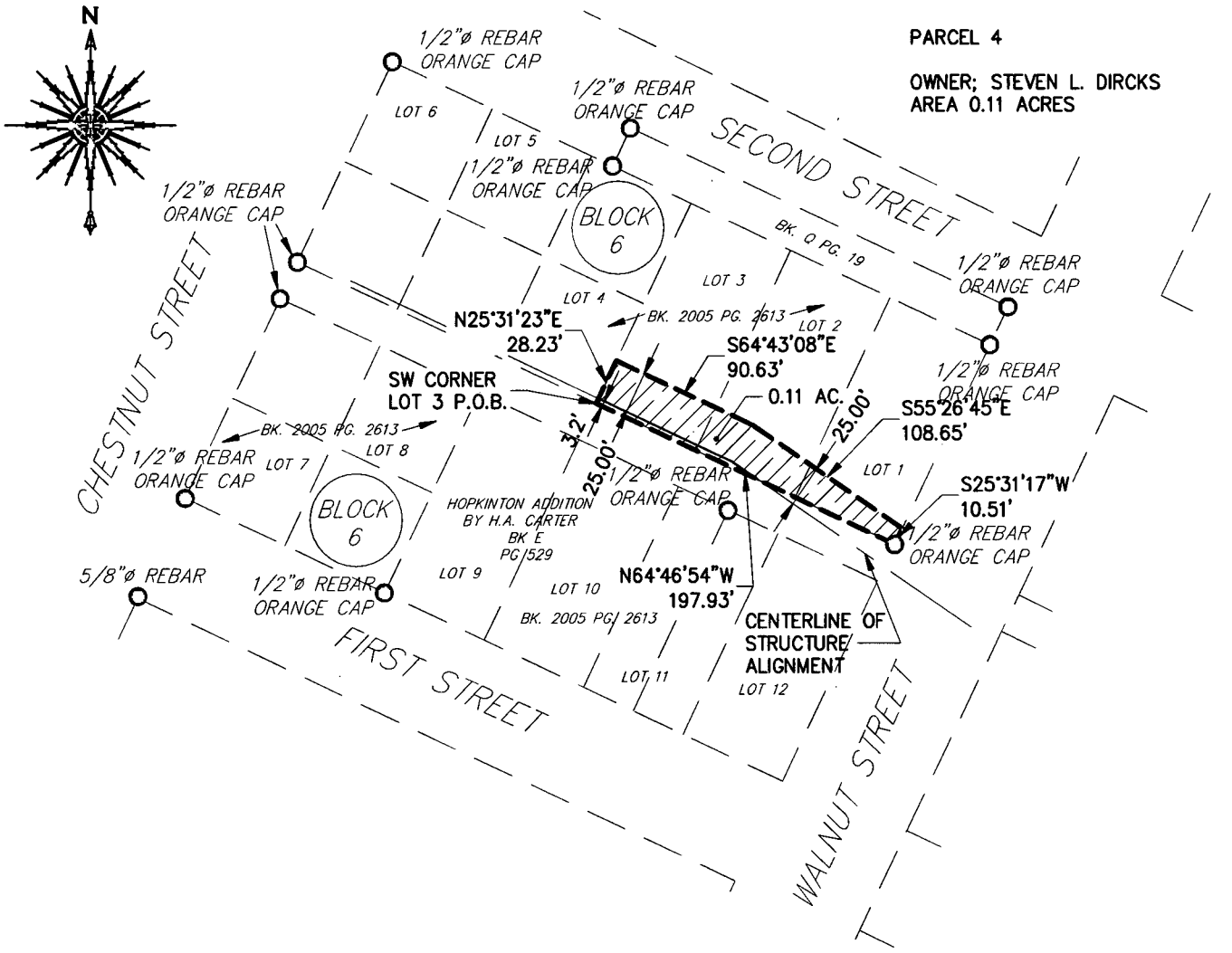
_____

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

_____

_____

ACQUISITION EASEMENT
EXHIBIT A
DELAWARE COUNTY, IOWA



UTILITY EASEMENT DESCRIPTION

That part of Lots 1, 2 and 3 of Block 6, Hopkinton Addition by H.A. Carter (Book E, Page 529), City of Hopkinton, Delaware County, Iowa, described as follows:

Beginning at the Southwesterly Corner of said Lot 3;
thence North 25° 31' 23" East 28.23 feet along the Northwesterly line of said Lot 3;
thence South 64° 43' 08" East 90.63 feet;
thence South 55° 26' 45" East 108.65 feet to the Northwesterly right of way line of Walnut Street;
thence South 25° 31' 17" West 10.51 feet along said Northwesterly line to the Southeast Corner of said Lot 1;
thence North 64° 46' 54" West 197.93 feet along the Northeasterly line of the alleyway of said Block 6 to the point of beginning, containing 0.11 acres.

For the purpose of this description, the Northwesterly line of said Lot 3 is assumed to bear North 25° 31' 23" East.

ACQUISITION EASEMENT
EXHIBIT A
DELAWARE COUNTY, IOWA

DRAWN:	LARRISON
APPROVED:	BONIFAZI
SCALE:	1"=100'
DATE:	04-25-13
PROJECT NO.:	13028

SCHNOOR-BONIFAZI
ENGINEERING & SURVEYING, LC
2750 FIRST AVE. NE, STE. 110
CEDAR RAPIDS, IA 52402
(319) 298-8888 (PHONE)
(319) 298-8889 (FAX)
s-b-engineering.com

Schnoor Bonifazi
Engineering & Surveying