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DEBORAH L PEYTON, RECORDER/REGISTRAR
DELAWARE COUNTY IOWA

CW

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, **The City of Hopkinton, Iowa,** 115 First Street SE, 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 Three (3), Four (4), Five (5), Six (6), Seven (7), Eight (8), Nine (9), Ten (10), Eleven (11), Twelve (12), Thirteen (13), and Fourteen (14) in Public Square Addition to Hopkinton, Iowa, according to plat recorded in Book 19, L.D., Page 103; also all that part of the South thirty four (34) feet of Depot Street adjoining said Lots on the North, except that part included in Parcel N Part of Public Square Addition, in City of Hopkinton, Iowa, according to plat recorded in Book 2003, Page 3013.

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.

The easement granted to ITC Midwest, LLC, is to be used consistent with and without interference to utility easements currently located on the above described property. The grant of easement herein is not exclusive and shall be available for other public utilities.

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 11th day of July, 2013.

GRANTOR(S)

By: Cathy Harris

Title: Mayor, City of Hopkinton

ALL PURPOSE ACKNOWLEDGMENT

STATE OF IOWA)

COUNTY OF DELAWARE) ss:

On this 11th day of July, AD. 2013, before me, the undersigned, a Notary Public in and for said State, personally appeared

Cathy Harris

_____

XX 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 Amy M. Ries
(Sign in Ink)

Amy M. Ries
(Print/type name)

Notary Public in and for the State of Iowa

NOTARIAL SEAL IOWA AMY M. RIES COMMISSION NUMBER 755792 MY COMMISSION EXPIRES 11-13-2014

NOTARIAL SEAL IOWA AMY M. RIES COMMISSION NUMBER 755792 MY COMMISSION EXPIRES 11-13-2014

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

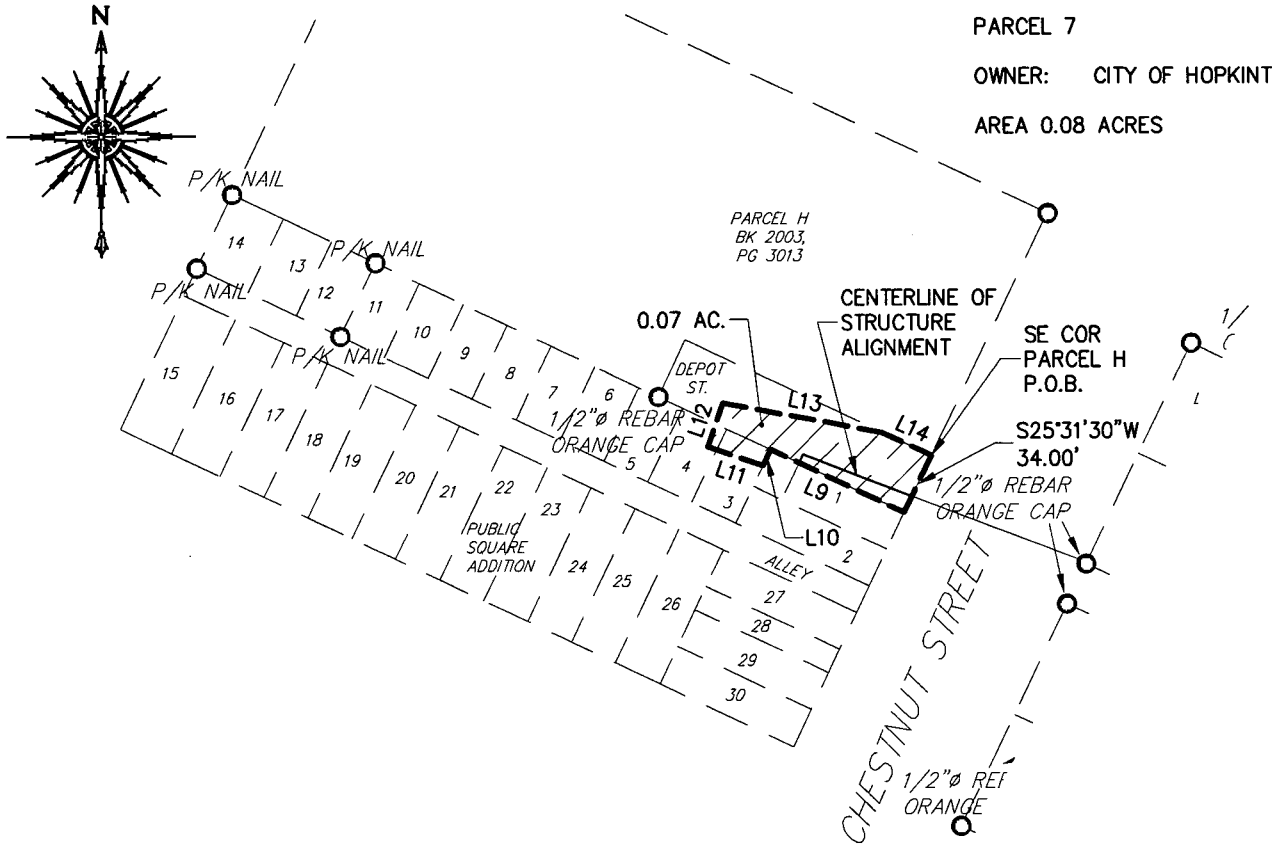
SIGNER IS REPRESENTING:
List name(s) of persons(s) or entity(ies):

ACQUISITION EASEMENT
EXHIBIT A
DELAWARE COUNTY, IOWA

PARCEL 7

OWNER: CITY OF HOPKINTON

AREA 0.08 ACRES



UTILITY EASEMENT DESCRIPTION

That part of the South 34 feet of Depot Street and that part of Lots 3 and 4 of Public Square Addition to Hopkinton, City of Hopkinton, Delaware County, Iowa, described as follows:

Beginning at the Southeast Corner of Parcel H as recorded in Book 2003, Page 3013 in the Office of the Recorder of Delaware County, Iowa;
thence South 25° 31' 30" West 34.00 feet along the Northwest line of Chestnut Street;
thence North 64° 46' 08" West 80.00 feet along the Northeast line of Lot 1;
thence South 25° 31' 30" West 9.53 feet along the Southeast line of said Lot 3;
thence North 71° 15' 54" West 31.45 feet;
thence North 18° 44' 06" East 25.00 feet;
thence South 79° 27' 11" East 87.77 feet to the Southwesterly line of said Parcel H;
thence South 64° 46' 08" East (N 63° 43' 58" W record) 29.40 feet along said Southwesterly line to the point of beginning, containing 0.08 acres.

For the purpose of this description, the Southeasterly line of said Parcel H is assumed to bear South 25° 31' 30" West.

LINE TABLE

LINE	LENGTH	BEARING
L9	80.00'	N 64°46'08" W
L10	9.53'	S 25°31'30" W
L11	31.45'	N 71°15'54" W
L12	25.00'	N 18°44'06" E
L13	87.77'	S 79°27'11" E
L14	29.40'	S 64°46'08" E

ACQUISITION EASEMENT
EXHIBIT A
DELAWARE COUNTY, IOWA

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

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Schnoor Bonifazi
Engineering & Surveying