BK: 2021 PG: 2143

Recorded: 5/24/2021 at 2:31:26.0 PM

Pages 4

County Recording Fee: \$22.00 lowa E-Filing Fee: \$3.41 Combined Fee: \$25.41

Revenue Tax:

LISA SMITH RECORDER Madison County, Iowa

PREPARED BY AND RETURN TO: MATT OTT, MIDAMERICAN ENERGY ATTN: RESOURCE DEVELOPMENT DMU1 P.O. BOX 657 DES MOINES, IA 50306-0657, TELEPHONE: (515) 281-2203

PARTIAL TERMINATION OF WINDPARK EASEMENT AGREEMENT AND MEMORANDUM OF WINDPARK EASEMENT AGREEMENT

THIS PARTIAL TERMINATION OF WINDPARK EASEMENT AGREEMENT AND MEMORANDUM OF WINDPARK EASEMENT AGREEMENT (this "Partial Termination") is executed as of the only day of ________, 2021 (the "Termination Effective Date") by MidAmerican Energy Company, an Iowa Corporation ("Developer"), with reference to the following facts:

- A. <u>Jimmie Lee Easley a/k/a Jimmie L. Easley, and Debra Easley, his wife</u> ("**Original Landowner**") and Developer entered into that certain Windpark Easement Agreement dated as of <u>January 26, 2018</u> (the "**Agreement**"), a Memorandum of which (the "**Memorandum**") was recorded on <u>February 20, 2018</u>, as Book <u>2018</u> and Page <u>542</u>, Official Records, <u>Madison</u> County, Iowa, (the Agreement and Memorandum are collectively referred to as the "**Windpark Easement Agreement**"), and whereby Original Landowner granted to Developer certain easement rights and related uses over, under and across certain real property located in <u>Madison</u> County, Iowa, as more particularly described in <u>Exhibit A</u> attached hereto (the "**Property**").
- B. Section 8.3 of the Agreement provides that Developer may terminate the Agreement and the easements therein at any time, as to all or any part of the Property, by giving Original Landowner written notice.
- C. Developer has provided written notice to Original Landowner of the partial termination of the Windpark Easement Agreement and desires to execute this Partial Termination so as to evidence the partial termination of the Windpark Easement Agreement.

NOW, THEREFORE, effective as of the Termination Effective Date, Developer hereby cancels and terminates the Windpark Easement Agreement only with respect to the Terminated Easement Description described in Exhibit "A" and attached hereto. This Partial Termination shall bind and insure to the benefit of the Original Landowner and Developer and their respective heirs, legal representatives, successors and assigns.

IN WITNESS WHEREOF, Developer has executed this Partial Termination as of the date of first set forth above.

DEVELOPER

MIDAMERICAN ENERGY COMPANY

By: Adam N. Jablonski

Vice President, Resource Development

ACKNOWLEDGEMENT

STATE OF TOWA, COUNTY OF POLK, ss:	

This record was acknowledged before me on ________, 2021, by Adam N. Jablonski as Vice President, Resource Development of MidAmerican Energy Company.

Angela M. Sheeley-Gurwell
Commission Number 718466
My Commission Expires
September 13, 2023

21a M. MULLAGUNULL Signature of Notary Public

EXHIBIT A

DESCRIPTION OF THE PROPERTY

Easement Description:

Tract 1: The Southeast Quarter (SE1/4) of the Northwest Quarter (NW1/4) and the Southwest Quarter (SW1/4) of the Northwest Quarter (NW1/4) of Section Twenty-nine (29), Township Seventy-six (76) North, Range Twenty-nine (29) West of the 5th P.M., Madison County, Iowa.

Tract 2: The North Half (N1/2) of the Southwest Quarter (SW1/4) of Section Four (4), Township Seventy-seven (77) North, Range Twenty-nine (29) West of the 5th P.M., Madison County, Iowa.

Tract 3: The South 44 acres of the East Half (E1/2) of the Northeast Quarter (NE1/4) of Section Five (5), Township Seventy-seven (77) North, Range Twenty-nine (29) West of the 5th P.M., Madison County, Iowa.

Tract 4: The Southeast Quarter (SE1/4) of the Southwest Quarter (SW1/4) of Section Fourteen (14), in Township Seventy-seven (77) North, Range Twenty-nine (29) West of the 5th P.M., Madison County, Iowa.

Terminated Easement Description:

Tract 1: The Southeast Quarter (SE1/4) of the Northwest Quarter (NW1/4) and the Southwest Quarter (SW1/4) of the Northwest Quarter (NW1/4) of Section Twenty-nine (29), Township Seventy-six (76) North, Range Twenty-nine (29) West of the 5th P.M., Madison County, Iowa.

Tract 2: The North Half (N1/2) of the Southwest Quarter (SW1/4) of Section Four (4), Township Seventy-seven (77) North, Range Twenty-nine (29) West of the 5th P.M., Madison County, Iowa.

Tract 3: The South 44 acres of the East Half (E1/2) of the Northeast Quarter (NE1/4) of Section Five (5), Township Seventy-seven (77) North, Range Twenty-nine (29) West of the 5th P.M., Madison County, Iowa.

Tax Parcel ID No.: 290052946000000, 290052948000000, 251040462000000, 251040464000000, 251040522020000

Acreage: 201.00 Acres