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Recorded: 12/9/2022 at 8:26:46.0 AM
Pages 3
County Recording Fee: \$17.00
Iowa E-Filing Fee: \$3.32
Combined Fee: \$20.32
Revenue Tax:
LISA SMITH RECORDER
Madison County, Iowa

PLEASE RETURN TO:

MIDAMERICAN ENERGY ATTN: RIGHT-OF-WAY SERVICES P.O. BOX 657 DES MOINES, IA 50303-0657

Prepared by: Eric Woosley 515-281-2914 MIDAMERICAN ENERGY COMPANY P.O. BOX 657 DES MOINES, IA 50303-0657

**TERMINATION OF WINDPARK EASEMENT AGREEMENT AND
MEMORANDUM OF WINDPARK EASEMENT AGREEMENT**

THIS TERMINATION OF WINDPARK EASEMENT AGREEMENT AND MEMORANDUM OF WINDPARK EASEMENT AGREEMENT (this "Termination") is executed as of the 23 day of November, 2022 (the "Effective Date") by MidAmerican Energy Company, an Iowa Corporation ("Developer"), with reference to the following facts:

- A. **Nickolas L. Boyle and Beverly A. Boyle, husband and wife** ("Owner") and MidAmerican Energy Company, an Iowa corporation ("Developer") entered into that certain unrecorded Windpark Easement Agreement (the "Agreement") dated as of July 17, 2017, a Memorandum (the "Memorandum") of which was recorded September 7, 2017 in Book 2017, Page 2814, in Official Records of Madison County, Iowa, whereby Owner granted to Developer certain easement rights and related uses over, under and across certain real property located in Madison County, Iowa, as more particularly described in Exhibit A 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 written notice to Owner.
- C. Developer has provided written notice to Owner of the termination of the Agreement and the Memorandum and desires to execute this Termination so as to evidence the termination of the Agreement and the Memorandum.

NOW, THEREFORE, effective as of the Effective Date, Developer hereby cancels and terminates the Agreement and the Memorandum. This Termination shall bind and insure to the benefit of the Owner and Developer and their respective heirs, legal representatives, successors and assigns.

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

DEVELOPER

MIDAMERICAN ENERGY COMPANY

By: 
Adam Jablonski
Vice President, Project Development


By: 
Mark Lowe
Vice President, General Counsel and
Assistant Secretary

ACKNOWLEDGEMENTS

STATE OF IOWA)
) SS
COUNTY OF POLK)

This record was acknowledged before me on November 23, 2022, by Adam Jablonski as Vice President, Project Development for MidAmerican Energy Company.




Signature of Notary Public

STATE OF IOWA)
) SS
COUNTY OF POLK)

This record was acknowledged before me on November 21, 2021, by Mark Lowe as Vice President, General Counsel and Assistant Secretary for MidAmerican Energy Company.


Signature of Notary Public



EXHIBIT A

The South 110 Acres of the Northeast Quarter (NE1/4) of Section 21, Township 77 North, Range 29 West of the 5th P.M., Madison County, Iowa, EXCEPT a tract described as follows: Commencing at the Northeast corner of the South 110 Acres of the Northeast Quarter (NE1/4) of Section 21, Township 77 North, Range 29 West of the 5th P.M., running thence South 5 chains, thence West 6 chains, thence North 5 chains, thence East 6 chains to the point of beginning, AND EXCEPT a tract described as follows: Commencing at a point 458 feet North of the Southeast Corner of the Northeast Quarter (NE1/4) of Section 21, Township 77 North, Range 29 West of the 5th P.M., thence West 340 feet, thence North 246 feet, thence West 52 feet, thence North 263 feet, thence East 255 feet, thence North 47 feet, thence East 137 feet to the East line of said NE1/4, thence South along the East line of said NE1/4 556 feet to the point of beginning, AND EXCEPT Parcel "C" containing 3.009 acres, as shown in Plat of Survey filed in Book 3, Page 611 on July 31, 2000, in the office of the Recorder of Madison County, Iowa, AND EXCEPT Parcel "D" containing 0.54 acres as shown in Plat of Survey filed in Book 2008, Page 103 on January 10, 2008 in the Office of the Recorder of Madison County, Iowa.