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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. **Michael Harold Frey a/k/a Michael H. Frey and Penny Lynn Frey a/k/a Penny L. Frey a/k/a Penny Frey, 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 February 2, 2018, a Memorandum (the "Memorandum") of which was recorded February 27, 2018 in Book 2018, Page 631, 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

SE1/4 SE1/4, AND W1/2 SE1/4 Section 11-77-29, EXCEPT a tract of land located in the SE 1/4 SE 1/4, AND EXCEPT S1/2 SE1/4 SW1/4 SE1/4 of said Section 11, AND S1/2 NE1/4 and N1/2 SE1/4 and SE1/4 SE1/4, all in Section 13-77-29, AND A parcel of land located in N1/2 SW1/4 and in SE NW of Section 13-77-29, AND The Southeast Quarter (SE1/4) of Section 14-77-29, EXCEPT the East 584 feet of the North 825 feet, and also the South 506.7 feet of the North 1331.7 feet of the East 333 feet of the Southeast Quarter (SE1/4) of Section 14-77-29, AND EXCEPT a tract in East quarter corner of Section Fourteen (14) AND The East Half (E1/2) of the Northwest Quarter (NW1/4) of Section 23-77-29, AND The East Half (E1/2) of the Southeast Quarter (SE1/4) of Section 23-77-29 AND Parcel "A" in the Northeast Quarter of the Southeast Quarter (NE1/4 SE1/4) of Section 24-77-29, AND, AND The North Half (N1/2) of the Northeast Quarter (NE1/4) of Section 34-77-29 AND The Northeast Quarter (NE1/4) and the East One-Half (E1/2) of the Northwest Quarter (NW1/4), EXCEPT the West 14 rods of the North 8 rods thereof for a cemetery, of Section 36-76-29 AND The Southeast Quarter of the Southeast Quarter (SE1/4 SE1/4) of Section 1-76-29, EXCEPT Parcel "A" located therein, containing 3.000 acres, as shown in Plat of Survey filed in Book 2007, Page 2677 on July 3, 2007, AND The South One-half (S1/2) of the West Fractional One-half (Wfrl.1/2) of the Southwest Quarter (SW1/4) of Section 6-76-28 AND Parcel "F" located in the Southeast Quarter (SE1/4) of the Southwest Quarter (SW1/4) of Section Six (6) and the Northeast Quarter (NE1/4) of the Northwest Quarter (NW1/4) of Section Seven (7), Township 76 North, Range 28 West of the 5th P.M., Madison County, Iowa, more particularly described on Warranty Deed recorded in Book 2014, Page 2840, on November 7, 2014, in the Office of the Madison County Recorder, Madison County, Iowa.