

BK: 2022 PG: 3581
Recorded: 12/12/2022 at 9:23:14.0 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:

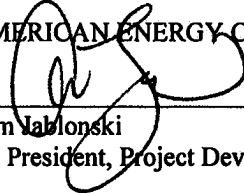
- A. **Byron C. DeVries and Beth A. DeVries a/k/a Beth Ann DeVries, husband and wife, as Joint Tenants with Full Rights of Survivorship, and not as tenants in common** ("Owner") and MidAmerican Energy Company, an Iowa corporation ("Developer") entered into that certain unrecorded Windpark Easement Agreement (the "Agreement") dated as of March 3, 2018, a Memorandum (the "Memorandum") of which was recorded March 28, 2018 in Book 2018, Page 943, 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.

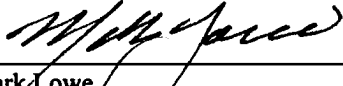
NOW, THEREFORE, effective as of the Effective Date, Developer hereby cancels and terminates the Agreement and the Memorandum. This Termination shall bind and insure to the benefit of the Owner and Developer and their respective heirs, legal representatives, successors and assigns.

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

DEVELOPER

MIDAMERICAN ENERGY COMPANY

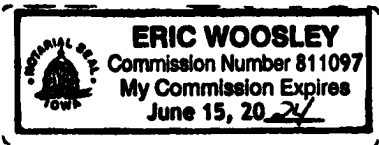
By: 
Adam Jablonski
Vice President, Project Development


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

Tract 1: That part of the West Half (W1/2) of the Southeast Quarter (SE1/4) of Section Two (2), in Township Seventy-seven (77) North, Range Twenty-nine (29) West of the 5th P.M., Madison County, Iowa.

Tract 2: The East Half (E1/2) of the Southwest Quarter (SW1/4) of Section Two (2), in township Seventy-seven (77) North, Range Twenty-nine (29) West of the 5th P.M., Madison County, Iowa, described as follows: Beginning at the Northwest corner of the East Half (E1/2) of the Southwest Quarter (SW1/4) of said Section Two (2), thence East 375.8 feet along the Quarter Section line to the point of intersection with the South line of the Chicago, Rock Island & Pacific Railroad right-of-way, thence South 82°59'45" East, 2267.9 feet along said right-of-way line to the point of intersection with the East line of the West Half (W1/2) of the Southeast Quarter (SE1/4) of said Section Two (2); thence South, 00°10'30" West, 99.6 feet along said East line; thence North, 86°56' West, 528.6 feet; thence South 89°33' West, 1483 feet; thence South 04°54' East, 37.9 feet; thence South 89°36' West 620 feet to the West line of the East Half (E1/2) of the Southwest Quarter (SW1/4) of said Section Two (2); thence North, 00°09' East, 401.6 feet to the point of beginning, and containing 14.93 acres, more or less; and beginning at a point on the South line of Section Two (2), 836.4 feet East of the Southwest corner of the said East Half (E1/2) of the Southwest Quarter (SW1/4); proceed North 62°48' East, 837 feet; thence North, 47°48' East, 322 feet; thence North, 06°11' West, 494 feet, thence North, 87°05' East, 295.1 feet; thence North, 39°19' East, 61.6 feet; thence North, 00°17' East 1132.8 feet; thence South, 86°56' East, 528.6 feet to a point on the East line of said West Half (W1/2) of the Southeast Quarter (SE1/4); thence South 00°10'30" West, 2258.4 feet to the Southeast corner of said West Half (W1/2) of the Southeast Quarter (SE1/4); thence North, 89°57' West, 1790 feet to the point of beginning, and containing 40.95 acres, more or less.

Tract 3: The Southeast Quarter of the Southeast Quarter (SE1/4 SE1/4) and that part of the Northeast Quarter of the Southeast Quarter (NE1/4 SE1/4) lying South of the Railroad right-of-way all in Section Two (2), Township Seventy-seven (77) North, Range Twenty-nine (29) West of the 5th P.M., Madison County, Iowa containing 68.127 acres.