Document 2024 1733

Book 2024 Page 1733 Type 06 001 Pages 2
Date 7/19/2024 Time 10:31:49AM
Rec Amt $12.00

INDX
ANNO
SCAN

BRANDY MACUMBER, COUNTY RECORDER
MADISON COUNTY IOWA

CHEK

Prepared by and Return to Farmers Electric Cooperative Inc., Attn: Paul Paxton, Staking Technician 2389 HWY 92, Greenfield, Iowa 50849 Ph: 1-800-397-4821

ELECTRIC LINE RIGHT-OF-WAY EASEMENT
(Underground)

Madison County 74-26 Township 10 Section

Know all men by these presents that the undersigned Cinda & James Whitten

whose address is

2846 260th st St Charles, IA 50240

for good and valuable consideration, the receipt whereof is hereby acknowledged, do hereby grant unto Farmers Electric Cooperative, Inc., a cooperative ("**grantee**"), whose post office address is P.O. Box 330, Greenfield, Iowa 50849-0330, and to its successors or assigns, a perpetual right-of-way ("**easement**") running with the land to, from time to time, construct, lay, maintain, operate and remove an underground electric transmission or distribution line or lines, conduits, pedestals, or other appurtenances desirable in connection therewith, with the right to ingress and egress thereto, with said Easement to be located 20 feet on either side of the electric line approximately 200 feet in length to point of service, as installed, on, over, and across the property legally described as follows, to-wit:

NE NE SECTION TEN (10), TOWNSHIP SEVEVTY-FOUR (74) NORTH, RANGE TWENTY-SIX (26) WEST OF THE 5TH P.M. MADISON COUNTY IOWA.

PARCEL # 770161022000000

The grantor, his heirs, or assigns is to fully use and enjoy the premises except for the purposes herein above granted to the grantee. The grantee hereby agrees to pay any damage which may arise to crops and fences from said construction, operations, or

removal of said transmission or distribution lines; the damages if not mutually agreed upon are to be ascertained and determined by three disinterested persons, one thereof to be appointed by the grantor, his heirs or assigns, one by the said grantee, its successors or assigns, and the third by the two appointed as aforesaid, and the award of such three persons shall be final and conclusive.

The said transmission or distribution lines covered by this grant shall be buried at such a depth as not to interfere with the ordinary cultivation of said lands and upon grantor's request, the grantee shall provide the grantor with a plat showing the location of said buried cables and the grantor agrees that no building, structures, or other obstructions shall be placed directly above said power, transmission or distribution lines.

The undersigned covenants that they are the owners of the described lands and that all facilities erected hereunder shall remain the property of the Cooperative. This easement binds the undersigned, as well as its/their successors in title, including assigns, heirs and all subsequent titleholders.

Words and phrases herein shall be construed as in the singular or plural number, and as masculine, feminine or neutral gender, according to the context.

Special provisions, if any:

IN WITNESS WHEREOF, the undersigned have executed this instrument this 15th day of July, 2024.

James Whitten
Grantor PRINT

SIGN

Cinda Whitten
Grantor PRINT

SIGN

State of Iowa Madison County:

Personally came before me this 15th day of July, A.D. 2024, the above named James & Cinda Whitten, to me known to be the persons who executed the foregoing instrument and acknowledged the same.

Stacey Lowe
Notary Public, State of Iowa

Commission Expires 9-12-2023

NOTARIAL SEAL IOWA
STACEY LOWE
Commission Number 806432
My Commission Expires 9-12-2024