

MICHELLE "MICKI" UTSLER, COUNTY RECORDER
MADISON IOWA

COMPUTER	✓
RECORDED	✓
COMPARED	✓

PLEASE RETURN TO:

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

Prepared by: Anne M. King (515) 281-2202

**MIDAMERICAN ENERGY COMPANY
OVERHEAD ELECTRIC LINE EASEMENT**

Folder No. 448-04
Work Req. No. DR1732831
Project No. 41125
Sub No. DR172831

State of Iowa
County of Madison
Section 16
Township 77 North
Range 26 West of the 5th P.M.

KNOW ALL MEN BY THESE PRESENTS:

For and in consideration of the sum of One and no/100-----Dollar (\$1.00), and other valuable consideration, in hand paid by MIDAMERICAN ENERGY COMPANY, an Iowa Corporation, receipt of which is hereby acknowledged, the undersigned **Everett L. Kenoyer, Jr. and Doni M. Kenoyer, husband and wife, as joint tenants with full rights of survivorship, and not as tenants in common** (Grantors), heirs and assigns, do hereby grant to MIDAMERICAN ENERGY COMPANY (Grantee), its successors or assigns, the right to construct, maintain, and operate an electrical supply line, and communications lines or cables and including the necessary poles, wires, guys, guy stubs, anchors and other necessary equipment, upon, over, along, and across certain real estate described below, together with the right to enter upon the said real estate for the purpose of constructing, maintaining, or removing said lines or cables, and the right to trim or remove, with reasonable care, such trees as may interfere with the proper maintenance or operation thereof, and the right to remove from the strip of land specifically described below any obstruction, including buildings and other structures, which interfere with proper maintenance and operation of said lines or cables. Grantors agree that they will not construct or place any permanent buildings, structures, trees, plants, or other objects on the property described below. Grantors agree not to perform any construction that would change the existing grade resulting in a violation of the minimum clearance requirements of the National Electric Safety Code or that would interfere with the operation and maintenance of the lines or cables.

EASEMENT DESCRIPTION:

An overhead electric line easement consisting of a strip of land ten (10) feet in width, situated in the property described as follows:

The North Half (N½) of the South Half (S½) of the Southeast Quarter (SE¼) of Section 16, Township 77 North, Range 26 West of the 5th P.M., Madison County, Iowa, containing 39.70 acres, more or less, including 0.50 acres, more or less, for road right-of-way over the west 33 feet thereof;

the centerline of said electric easement being more particularly described as follows: Beginning at a point on the centerline of Upland Lane, as it is presently established, that is 55 feet, more or less, northerly of the south property line; thence easterly for a distance of 233 feet, more or less, to the Point of Terminus that is 45 feet, more or less, north of said south property line, as generally depicted on Exhibit "A", attached hereto and made a part hereof.

MIDAMERICAN ENERGY COMPANY will repair or pay for any damage which may be caused to fences, or other property of the undersigned by the construction, maintenance, operation, or removal of said lines or cables, and this easement shall be binding upon the heirs, successors, and assigns of both parties. Grantors shall have the right of full enjoyment and use of the above-described property except as such that will be inconsistent with this easement.

Dated this 1 day of Nov, 2004

Everett L. Kenoyer, Jr.
Everett L. Kenoyer, Jr.

Doni M. Kenoyer
Doni M. Kenoyer

ACKNOWLEDGMENT

STATE OF Iowa)
COUNTY OF Polk) ss

On this 1 day of November, 2004, before me, a Notary Public, personally appeared Everett L. Kenoyer, Jr. and Doni M. Kenoyer, to me known to be the persons who are named in and who executed the foregoing instrument, and acknowledged that they executed the same as a voluntary act and deed.

Mary Beth Kodis
Notary Public in and for said State

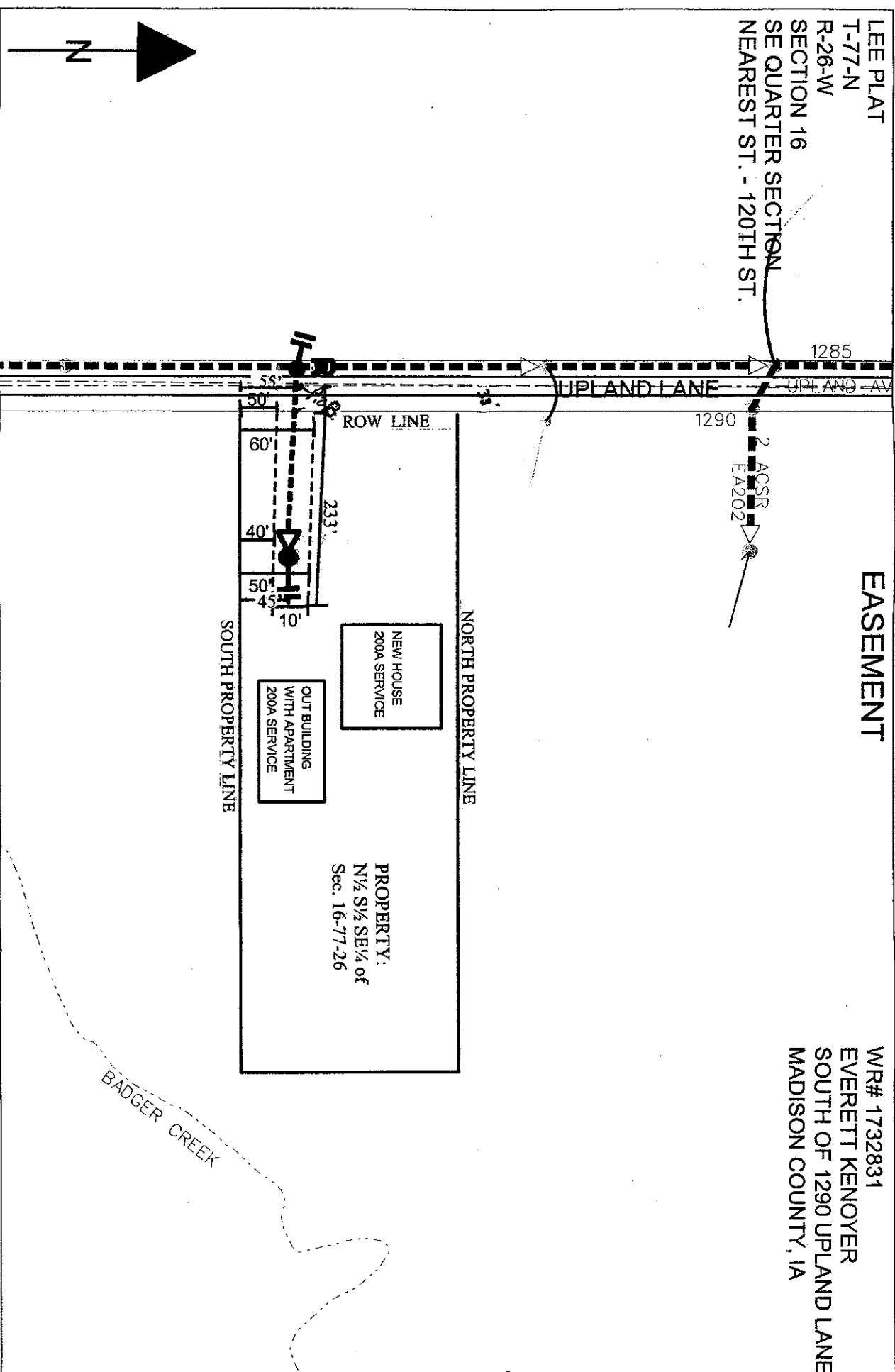


EXHIBIT "A"

LEE PLAT
T-77-N
R-26-W
SECTION 16
SE QUARTER SECTION
NEAREST ST. - 120TH ST.

EASEMENT

WR# 1732831
EVERETT KENOYER
SOUTH OF 1290 UPLAND LANE
MADISON COUNTY, IA



Date: 10/15/2004
MIDAMERICANENERGY X:1542899 Y:534206

JDAMMAST: T44872

NOT TO SCALE