

REC \$ 15⁰⁰
AUD \$ 10
R.M.F. \$ 10

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BOOK 2003 PAGE 721
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MICKI UTSLER
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: Rod Patterson (515) 281-2713

**MIDAMERICAN ENERGY COMPANY
UNDERGROUND ELECTRIC LINE EASEMENT**

Folder No. 400-02
Work Req. No. DR1542783
Project No. 21125
Sub No. DR1542783

State of Iowa
County of Madison
Section 28
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 **Independent School District of Earlham Iowa** (Grantors), heirs and assigns, do hereby grant to MIDAMERICAN ENERGY COMPANY (Grantee), its successors or assigns, the right to lay, maintain, operate, repair, and remove underground conduit, wires, and other necessary equipment incident thereto (including associated surface mounted equipment) through and across certain property described below, together with ingress and egress to and from the same, and all the rights and privileges incident and necessary to the enjoyment of this grant.

In consideration of such grant, MIDAMERICAN ENERGY COMPANY agrees that it will repair or pay for any damage which may be caused to real and personal property of the undersigned by the construction, maintenance, operation, or removal of said line, except such property placed subsequent to the granting of this easement that interferes with the operation and maintenance of the line and associated equipment.

Additionally, MIDAMERICAN ENERGY COMPANY shall have the right to remove from the strip of land specifically described below, any obstructions; including trees, plants, undergrowth, buildings, and structures that interfere with the proper operation and maintenance of said line and equipment.

Grantors agree that they will not construct or place any permanent buildings, structures, trees, plants, or other objects on the property described below.

EASEMENT DESCRIPTION:

An underground electric line easement to consist of a strip of land ten (10) feet in width, situated in the property described as follows: Lot Number one (1) of Out Lots to Academy Addition to the original town of Earlham, Madison County, Iowa; the centerline of said easement strip of land being more particularly described as follows:

Beginning at a point on the Westerly road right-of-way line of N Chestnut Avenue, as it presently exists, that is 120 feet, more or less, North of the South line of said Lot Number one; thence in a Westerly direction a distance of 90 feet, more or less, to the Point of Termination at a pad-mounted transformer; the centerline of said easement strip of land shall coincide with the location of the customer installed conduit and is generally depicted on Exhibit "A", attached hereto and made a part hereof.

This grant shall also cover those areas where the location of customer installed conduit deviates from the areas described in this document and depicted on said Exhibit "A".

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 11 day of December, 2002.

Independent School District of Earlham Iowa

By: Carma Herring
Carma Herring
President of the Board

ACKNOWLEDGMENT

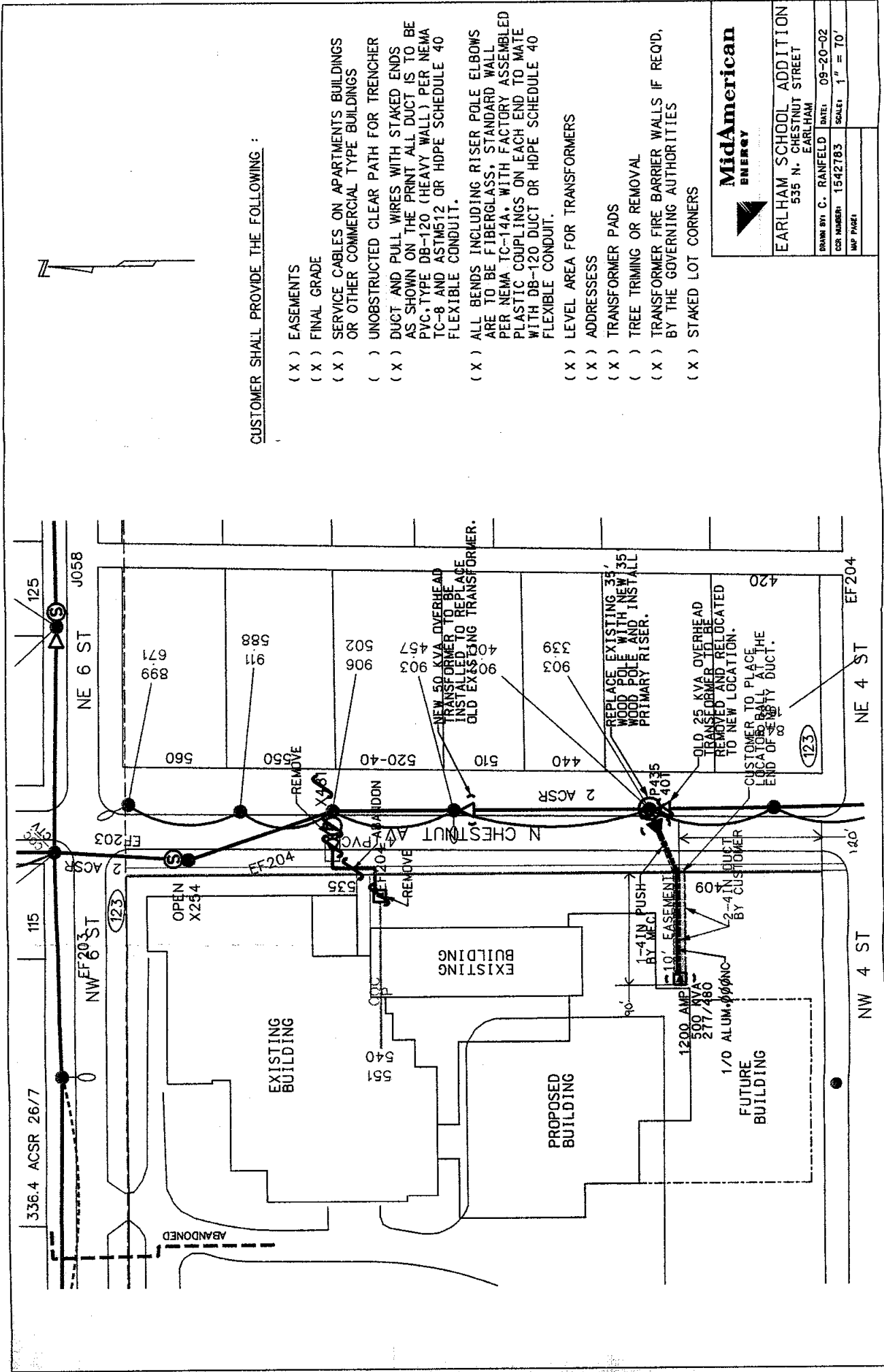
STATE OF Iowa)
COUNTY OF Madison)^{ss}



On this 11 day of December, 2002, before me, a Notary Public, personally appeared Carma Herring, to me personally known, who being by me duly sworn or affirmed, did say that she is President of the Board for the Independent School District of Earlham Iowa, and that said instrument was signed and sealed on behalf of the Independent School District of Earlham Iowa, and the said President of the Board acknowledged that she executed the same as a voluntary act and deed.

Dianna Lillie
Notary Public in and for the said State

EXHIBIT A



CUSTOMER SHALL PROVIDE THE FOLLOWING :

- (X) EASEMENTS
- (X) FINAL GRADE
- (X) SERVICE CABLES ON APARTMENTS BUILDINGS OR OTHER COMMERCIAL TYPE BUILDINGS
- () UNOBSTRUCTED CLEAR PATH FOR TRENCHER
- (X) DUCT AND PULL WIRES WITH STAKED ENDS AS SHOWN ON THE PRINT ALL DUCT IS TO BE PVC, TYPE DB-120 (HEAVY WALL) PER NEMA TC-8 AND ASTM512 OR HDPE SCHEDULE 40 FLEXIBLE CONDUIT.
- (X) ALL BENDS INCLUDING RISER POLE ELBOWS ARE TO BE FIBERGLASS, STANDARD WALL PER NEMA TC-14A, WITH FACTORY ASSEMBLED PLASTIC COUPLINGS ON EACH END TO MATE WITH DB-120 DUCT OR HDPE SCHEDULE 40 FLEXIBLE CONDUIT.
- (X) LEVEL AREA FOR TRANSFORMERS
- (X) ADDRESSES
- (X) TRANSFORMER PADS
- () TREE TRIMMING OR REMOVAL
- (X) TRANSFORMER FIRE BARRIER WALLS IF REQ'D, BY THE GOVERNING AUTHORITIES
- (X) STAKED LOT CORNERS

MidAmerican ENERGY

EARLAM SCHOOL ADDITION
535 N. CHESTNUT STREET
EARLAM

DRAWN BY: C. RANFELD DATE: 09-20-02
CSR NUMBER: 1542783 SCALE: 1" = 70'
MAP PAGE: