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MICKI UTSLER RECORDER MADISON COUNTY, 10WA

PLEASE RETURN TO:

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

Prepared by: Denny Buyert 515-281-2334

## **MIDAMERICAN ENERGY COMPANY UNDERGROUND AND OVERHEAD ELECTRIC LINE EASEMENT**

Folder No. 186-03 1589325 Work Req. No.

Project No. <u>31124</u> Sub No.

1589325

State of Iowa

County of Madison Section <u>30</u>

Township 76 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----other valuable consideration, in hand paid by MIDAMERICAN ENERGY COMPANY, an Iowa Corporation, receipt of which is hereby acknowledged, the undersigned Alan J. Wilson and Diana M. Wilson, husband and wife, (Grantors), heirs and assigns, do hereby grant to MIDAMERICAN ENERGY COMPANY (Grantee), its successors or assigns, the right to lay, construct, maintain, operate, repair, and remove underground conduit, wires, cables, poles, guys, guy stubs, anchors and other necessary equipment incident thereto (including associated surface mounted equipment) through, upon, over, along and across certain property described below, together with ingress and egress to and from the same, and the right to trim or remove, with reasonable care, such trees as may interfere with the proper maintenance or operation thereof, and all the rights and privileges incident and necessary to the enjoyment of this grant. 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.

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

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Parcel "F", located in the North Fractional Half of the Northwest Quarter of Section 30, Township 76 North, Range 26 West of the 5<sup>th</sup> P.M., Madison County, Iowa, as shown by the Plat of Survey recorded in Book 3, Page 639 of the Recorder's office of Madison County, Iowa, the centerline of said easement strip of land is more particularly described as follows:

Commencing at a point on the East right-of-way line of 201st Trail, as it is presently established, said point is a distance of 350 feet, more or less, North of the South line of said property; thence Easterly a distance 175 feet, more or less, to the Point of Termination at a pad-mounted transformer.

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 2 day of JUNE, 2003.

iali J. Wijstell

**ACKNOWLEDGMENT** 

STATE OF Jowa ) ss COUNTY OF Madison )

On this 21 day of 32003, before me, a Notary Public, personally appeared Alan J. Wilson and Diana M. Wilson, 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.

Notary Public in and for said State

LARRY D. WATTS
Commission Number 176716
My Commission Expires

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