

MICHELLE "MICKI" UTSLER, COUNTY RECORDER
MADISON IOWA

COMPUTER	<input checked="" type="checkbox"/>
RECORDED	<input checked="" type="checkbox"/>
COMPARED	<input checked="" type="checkbox"/>

✓ RETURN
 Prepared by Don Brill 3044 104th ST
 Return to Farmers Electric Cooperative Inc URBANDALE IA 50355
 106 SE 6th St Greenfield, Iowa 50849 Ph: 641-743-6146 Or 1-800-397-4821

ELECTRIC LINE RIGHT-OF WAY EASEMENT
 (Overhead)

Madison County Union Twp 76-27 Range 7-18 Section
Douglas 76-28 12

Know all men by these present, that the undersigned _____ for a good and valuable consideration, the receipt whereof is hereby acknowledged, do hereby grant unto the Farmers's Electric Cooperative, Inc., a cooperative, whose post office address is Greenfield, Iowa, and to its successors or assigns, the right to enter upon the lands of the undersigned, situated in the County of Madison and the State of Iowa, and more particularly described as follows;

see attached

and to place, construct, operate, repair, maintain, relocate, and replace, thereon and in or upon all streets, roads or highways abutting said lands, and electric transmission or distribution line or system, and to cut and trim trees and shrubbery to the extent necessary to keep them clear of said electric line or system and to cut down from time to time all dead, weak, leaning or dangerous trees that are tall enough to strike the wires in falling.

In granting this easement it is understood that at pole locations, only a single pole and appurtenances will be used, and that the location of the poles will be such as to form the least possible interference to farm operations, so long as it does not materially increase the cost of construction.

The undersigned covenants that he is the owner of the above-described lands and that the said lands are free and clear of encumbrances and liens of whatsoever character except those held by the following person

It is further understood that, whenever necessary, words used in this instrument in the singular shall be construed to read in the plural and the words used in the masculine gender shall be construed to read in the feminine.

IN THE WITNESS WHEREOF, the undersigned has set his hand and seal this 18 day of August, 2005.

Don L. Brill
Brill Development LLC

State of Iowa :
Madison County :
 Personally came before me this the 18 day of August, AD 2005, the above named Don L. Brill, to me known to be the same persons who executed the foregoing instrument and acknowledged the same.



Catherine A. Weltha
 Notary Public, State of Iowa

Legal Description:

THE FRACTIONAL SOUTHWEST QUARTER (1/4) OF THE SOUTHWEST QUARTER (1/4) OF SECTION SEVEN (7) AND THE WEST 33.63 ACRES OF THE NORTHWEST QUARTER (1/4) OF THE NORTHWEST QUARTER (1/4) OF SECTION EIGHTEEN (18); ALL IN TOWNSHIP SEVENTY-SIX (76) NORTH, RANGE TWENTY-SEVEN (27) WEST OF THE 5TH P.M., MADISON COUNTY, IOWA;

AND

THE EAST HALF (1/2) OF THE SOUTHEAST QUARTER (1/4) OF SECTION TWELVE (12), EXCEPT ALL THAT PART OF THE SOUTHEAST QUARTER (1/4) OF THE SOUTHEAST QUARTER (1/4) WHICH LIES SOUTH AND WEST OF THE WEST LINE OF FEDERAL HIGHWAY #169 AS THE SAME PRESENTLY PASSES THROUGH SAID 40-ACRE TRACT, IN SECTION TWELVE (12); AND ALL THAT PART OF THE NORTHEAST QUARTER (1/4) OF THE NORTHEAST QUARTER (1/4) OF SECTION THIRTEEN (13) LYING NORTH AND EAST OF FEDERAL HIGHWAY #169 AS THE SAME PRESENTLY PASSES THROUGH SAID 40-ACRE TRACT, EXCEPT THEREFROM A TRACT OF LAND DESCRIBED AS COMMENCING AT THE SOUTHEAST CORNER OF THE NORTHEAST QUARTER (1/4) OF THE NORTHEAST QUARTER (1/4) OF SAID SECTION THIRTEEN (13), THENCE NORTH 376.2 FEET, THENCE NORTH 50°36' WEST 906.0 FEET, THENCE NORTHERLY 158.6 FEET ALONG THE ARC OF A 1637.1 FOOT RADIUS CURVE CONCAVE EASTERLY WITH A CENTRAL ANGLE OF 5°29' TO THE POINT OF BEGINNING, THENCE NORTHERLY 877.8 FEET ALONG THE ARC OF 1637.1 FOOT RADIUS CURVE CONCAVE EASTERLY WITH A CENTRAL ANGLE OF 30°45.5' AND WHOSE TANGENT AT THE POINT OF BEGINNING HAS A BEARING OF NORTH 45°07' WEST, THENCE NORTH 75°36.5' EAST 238.0 FEET, THENCE SOUTHERLY 645.3 FEET ALONG THE ARC OF A 1399.1 FOOT RADIUS CURVE CONCAVE EASTERLY WITH A CENTRAL ANGLE OF 26°25.5' AND WHOSE TANGENT AT THE POINT OF BEGINNING HAS A BEARING OF SOUTH 14°23.5' EAST, THENCE SOUTH 0°21' EAST 147.6 FEET, THENCE SOUTH 44°53' WEST 138.00 FEET TO THE POINT OF BEGINNING CONTAINING 1.93 ACRES MORE OR LESS EXCLUSIVE OF PRESENT ESTABLISHED HIGHWAY; ALL IN TOWNSHIP SEVENTY-SIX (76) NORTH, RANGE TWENTY-EIGHT (28) WEST OF THE 5TH P.M., MADISON COUNTY, IOWA.

THE AFORESAID DESCRIPTION IS BASED ON THE DEED RECORDED AT BOOK 2003, PAGE 6579. PURSUANT TO SURVEY THIS PROPERTY IS ALL NOW MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE WEST 1/4 CORNER OF SAID SECTION 18-76-27; THENCE N 00°00' 00" E, 1,325.61 FEET TO THE NORTH 1/16 CORNER (NW CORNER, FRACTIONAL SW 1/4, NW 1/4) ON THE WEST LINE OF SAID SECTION 18 WHICH IS THE POINT OF BEGINNING;

THENCE NORTH 00°00' 00" EAST, 379.54 FEET ALONG THE SECTION LINE;
THENCE NORTH 90°00' 00" WEST, 33.00 FEET ALONG THE RIGHT-OF-WAY LINE OF HIGHWAY 169 (SUBSEQUENT COURSES ALSO RUN ALONG SAID EASTERLY RIGHT-OF-WAY LINE UNTIL NOTED OTHERWISE), TO THE POINT OF CURVATURE OF A NON-TANGENTIAL CURVE;
THENCE ALONG A CURVE TO THE LEFT HAVING A RADIUS OF 605.96 FEET, A DELTA OF 23°36' 55", AN ARC LENGTH OF 249.76 FEET, AND A CHORD WHICH BEARS NORTH 38°47' 15" WEST HAVING A CHORD DISTANCE OF 247.99 FEET;
THENCE NORTH 49°53' 16" WEST, 66.42 FEET;
THENCE NORTH 39°24' 00" EAST, 5.00 FEET;
THENCE NORTH 50°41' 39" WEST, 200.07 FEET;
THENCE NORTH 39°24' 00" EAST, 5.00 FEET;
THENCE NORTH 49°07' 53" WEST, 296.83 FEET;
THENCE NORTH 39°10' 13" WEST, 90.55 FEET;
THENCE NORTH 55°31' 09" WEST, 132.46 FEET;
THENCE NORTH 42°11' 53" EAST, 87.29 FEET;
THENCE NORTH 00°21' 00" WEST, 147.60 FEET;
THENCE ALONG A NON-TANGENTIAL CURVE TO THE RIGHT HAVING A RADIUS OF 1,399.10 FEET, A DELTA OF 26°21' 35", AN ARC LENGTH OF 643.68 FEET, AND A CHORD WHICH BEARS NORTH 27°33' 08" WEST HAVING A CHORD DISTANCE OF 638.01 FEET TO A POINT ON A LINE;
THENCE SOUTH 75°53' 06" WEST, 147.02 FEET;
THENCE NORTH 00°48' 28" WEST, 837.65 FEET;
THENCE NORTH 19°53' 29" EAST, 242.80 FEET;
THENCE NORTH 25°45' 10" EAST, 252.08 FEET;
THENCE NORTH 20°05' 28" EAST, 515.00 FEET;
THENCE NORTH 41°06' 06" EAST, 324.03 FEET;
THENCE NORTH 29°45' 12" EAST, 83.54 FEET;
THENCE SOUTH 89°03' 44" EAST ALONG THE NORTH LINE OF THE NE 1/4, SE 1/4 (NO LONGER ALONG THE EASTERLY RIGHT-OF-WAY LINE OF HIGHWAY 169), SAID SECTION 12, 551.37 FEET TO THE WEST 1/4 CORNER OF SAID SECTION 7 (EAST 1/4 CORNER SECTION 12), TOWNSHIP 76 NORTH, RANGE 27 WEST;
THENCE SOUTH 00°06' 05" WEST, 1,298.30 FEET TO THE SOUTH 1/16 CORNER ON THE WEST LINE OF SAID SECTION 7, TOWNSHIP 76 NORTH, RANGE 27 WEST;
THENCE SOUTH 89°13' 22" EAST ALONG THE NORTH LINE OF THE FRACTIONAL SW 1/4, SW 1/4, 1,466.12 FEET TO THE SW 1/16 CORNER OF SAID SECTION 7, TOWNSHIP 76 NORTH, RANGE 27 WEST;
THENCE (DEPARTING HIGHWAY ROW) SOUTH 00°19' 44" EAST ALONG THE 1/4, 1/4 SECTION LINE, 1,303.91 FEET TO THE W 1/16 CORNER COMMON TO SAID SECTIONS 7 & 18;
THENCE NORTH 89°00' 39" WEST ALONG THE SECTION LINE, 361.42 FEET;
THENCE SOUTH 00°00' 00" EAST, 1,309.83 FEET;
THENCE NORTH 89°29' 41" WEST ALONG THE 1/4, 1/4 SECTION LINE, 1,114.45 FEET TO THE POINT OF BEGINNING, AND CONTAINING 146.468 ACRES, MORE OR LESS.

479.17'

1/4,

8-76-27