

MICHELLE "MICKI" UTSLER. COUNTY RECORDER
MADISON IOWA

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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 50322
106 SE 6th St Greenfield, Iowa 50849 Ph: 641-743-6146 Or 1-800-397-4821

ELECTRIC LINE RIGHT-OF WAY EASEMENT
(Underground)

Madison County Union Twp 16-27 Section 7 & 18
Douglas Twp 7-26 Section 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, a perpetual right-of-way 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 to and from said lands situated in the County of Madison and State of Iowa, described as follows, to wit:

See attached

The grantor, his heirs, or assigns is to fully use and enjoy the premises except for the purposes herein above granted to 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 places directly above said power, transmission or distribution lines.

The undersigned covenants that he is the owner of the described lands and that all facilities erected hereunder shall remain the property of the Cooperative.

Special provisions, if any:

IN TESTIMONY WHEREOF, the undersigned have executed this instrument this 18 day of August, 20 05.

Don H. Brill

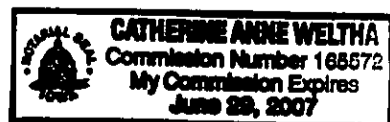
Brill Development LLC

State of Iowa

Madison

County:

Catherine A. Weltha



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, EXCEPTING 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 156.6 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 138.0 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.

1479.17'

1/4,

8-76-27