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MICHELLE 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: Jay Peterson 515-281-2713

**MIDAMERICAN ENERGY COMPANY
 UNDERGROUND ELECTRIC LINE EASEMENT**

Folder No. 484-05
 Work Req. No. 1866827
 Project No. 51145
 Sub No. 1866827

State of Iowa
 County of Madison
 Section 3
 Township 77 North
 Range 28 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 **Phillip J. Nemmers and Rhonda L. Nemmers, 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 install, construct, lay, maintain, operate, repair, and remove electrical supply lines and the poles, guys, guy stubs, anchors, under and/or above ground wires, cables, conduit, and other necessary equipment incident thereto through, upon, over, under, 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 and plants 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 lines, except such property placed subsequent to the granting of this easement that interferes with the operation and maintenance of the line and associated equipment.

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


EASEMENT DESCRIPTION:

A ten (10) foot wide by seven hundred fifty (750) foot long, more or less, easement strip in the Southwest Quarter (1/4) of the Northwest Quarter (1/4) of Section Three (3), in Township Seventy-seven (77) North, Range Twenty-eight (28) West of the 5th P.M., Madison County, Iowa, except for a 2.543 acre tract.

Said easement is generally depicted on Exhibit "A", attached hereto and made a part hereof.

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 17 day of NOVEMBER, 2005.


Phillip J. Nemmers


Rhonda L. Nemmers

ACKNOWLEDGMENT

STATE OF Iowa
COUNTY OF Polk)^{ss}

On this 17th day of November, 2005, before me, a Notary Public, personally appeared **Phillip J. Nemmers and Rhonda L. Nemmers**, 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 their voluntary act and deed.


Notary Public in and for said State

EXHIBIT "A"

TRANSFORMER



0010986816

A PHS 50 KVA
120/240

BUILD PRIMARY RISER AND INSTALL
750' 1/0 AL UG TO 50KVA
TRANSFORMER

10-FOOT-BY-750-FOOT-EASEMENT

LINE LOCATED EAST OF EAST EDGE OF DRIVE.

MADISON COUNTY
MADISON TWP, SEC 3
77-28-03-85
CROSS ST - KIOWA AVE

D461

0003951794

000 1793

0003951792

← 541 FEET FROM WEST PROPERTY LINE →

105TH ST.

998



Cust: PHIL NEMMERS
Addr: 1899 105TH



WMS-REV: 1866827-1
Date: 8/1/2005
Scale: 1 in = 100 ft
Designer: WING, ANNA R

Crew HQ: DMWR

City: MADISON COUNTY

X,Y Grid: 1483864, 545718

Job Desc: BUILD PRIMARY RISER AND INSTALL 750' 1/0 AL UG TO 50KVA TRANSFORMER.