

11/22

REC \$ 10⁰⁰
AUD \$ _____
R.M.F. \$ 1⁰⁰

COMPUTER
RECORDED
COMPARED

FILED NO. 3369

BOOK 63 PAGE 13

99 FEB 18 PM 12:41

MICHELLE 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 J.E. Moureau 515-281-2203

**MIDAMERICAN ENERGY COMPANY
UNDERGROUND ELECTRIC LINE EASEMENT**

Parcel No. 316-98
Work Req. No. _____
Project No. 81001
Sub No. 8027358
Draft No. _____

State of Iowa
County of Madison
Section 6
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 Kevin and Sally Waechter

(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, communications lines or cables 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 crops, fences, or other 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 ten (10) foot wide strip of land which is described as follows:

The East 5.0 feet of the South 120 feet of Lot 3, and the West 5.0 feet of the South 120 feet of Lot 4, Smith's Addition to the City of Earlham, Iowa, an official plat, now in and forming a part of the City of Earlham, Madison County, Iowa.

This easement shall be binding upon the heirs, successors, and assigns of both parties and shall continue until canceled by mutual consent, or the removal and abandonment of said line. 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 2, 1999.

Kevin Waechter
Kevin Waechter

Sally Waechter
Sally Waechter

ACKNOWLEDGMENT

STATE OF IOWA)
) ss
COUNTY OF Madison)

On this 4th day of February, 1999, before me, a Notary Public, personally appeared Kevin and Sally Waechter

to me known to be the person(s) who are named in and who executed the foregoing instrument, and acknowledged that they executed the same as a voluntary act and deed.

Debra K Miller
Notary Public in and for said County

