

OFFICE OF

Sheriff of Madison County

PAUL D. WELCH, SHERIFF
LARRY B. ZEUTENHORST, CHIEF DEPUTY
PHONE: (515) 462-3575

1012 N. JOHN WAYNE DRIVE • WINTERSET, IOWA 50273



IN THE MATTER OF THE)
CONDEMNATION OF EASEMENT)
RIGHTS IN LAND BY MIDAMERICAN)
ENERGY COMPANY, TO CONSTRUCT,)
OPERATE AND MAINTAIN A 345 kv)
ELECTRIC TRANSMISSION LINE IN)
MADISON COUNTY, IOWA)

SHERIFF'S FILING OF RECORD FILED NO. 914

REC: 475 BOOK 136 PAGE 662
AUD: 100 96 OCT -2 AM 10:25
R.M.F. \$ 1.00

TO: MICHELLE UTSLER, MADISON COUNTY RECORDER

MICHELLE UTSLER
RECORDER
MADISON COUNTY, IOWA

PLEASE FIND ATTACHED THE FOLLOWING PAPERS REGARDING THE ABOVE NAMED CONDEMNATION

WHICH WAS HELD IN MY OFFICE ON THE 29th DAY OF SEPTEMBER, 1996: COMPUTER ☒ RECORDED ☐ COMPARED ☐

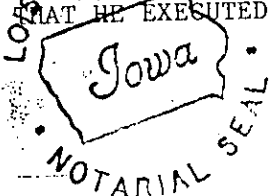
A CERTIFIED COPY OF THE APPLICATION FOR CONDEMNATION;
ALL NOTICES, TOGETHER WITH ALL RETURNS OF SERVICE ENDORSED ON THE RETURNS;
OR ATTACHED TO THE RETURNS;
ALL OTHER PAPERS FILED WITH THE SHERIFF IN THE PROCEEDINGS

I FURTHER CERTIFY THAT I HAVE IN MY POSSESSION: WARRANT NO. 00004961 IN THE
AMOUNT OF \$400.00, PAYABLE TO WILLIAM C. and DOROTHY JOHNSON. THIS
APPLICATION FOR CONDEMNATION WAS FILED WITH THE COUNTY RECORDER ON THE 2nd day
of MAY, 1996, IN BOOK NUMBER 136 PAGE NUMBER 205. THESE FUNDS
WERE RECEIVED FROM MIDAMERICAN ENERGY.

Paul D. Welch
SHERIFF
MADISON COUNTY, IOWA

STATE OF IOWA)
MADISON COUNTY) SS

ON THIS 1st DAY OF October, 1996, BEFORE ME, A NOTARY PUBLIC
IN THE STATE OF IOWA, PERSONALLY APPEARED PAUL D. WELCH, SHERIFF TO ME KNOWN
TO BE THE PERSON NAMED IN AND WHO EXECUTED THE FOREGOING INSTRUMENT, AND ACKNOWLEDGED
THAT HE EXECUTED THE SAME AS HIS VOLUNTARY ACT AND DEED.



Lois E. Thompson
LOIS E. THOMPSON, NOTARY PUBLIC
IN AND FOR THE STATE OF IOWA

FILED NO. 2998

BOOK 136 PAGE 205

96 MAY -2 AM 11: 09

MICHELLE UTSLER
RECORDER
MADISON COUNTY, IOWA

**IN THE MATTER OF THE
CONDEMNATION OF
EASEMENT RIGHTS IN LAND
BY MIDAMERICAN ENERGY COMPANY
TO CONSTRUCT, OPERATE AND MAINTAIN
A 345 kV ELECTRIC TRANSMISSION LINE
IN MADISON COUNTY, IOWA**

REC 5.27
AUG 2
P.M.F. 1.00

COMPUTER ✓
RECORDED ✓
COMPARED ✓

**APPLICATION TO THE CHIEF JUDGE
OF THE FIFTH JUDICIAL DISTRICT FOR CONDEMNATION
AND FOR THE APPOINTMENT OF A
COMMISSION TO APPRAISE DAMAGES**

COMES NOW MidAmerican Energy Company, successor by merger to Midwest Power Systems Inc., sometimes hereinafter the "Applicant" or "MidAmerican", pursuant to Iowa Code § 6B.3 (1995) and hereby makes application for the appointment of a Commission to appraise damages to real estate hereinafter described and, in support thereof and in connection therewith, states as follows:

1. MidAmerican Energy Company is an Iowa corporation with its principal place of business at 666 Grand Avenue, Des Moines, Iowa 50309. MidAmerican is an investor-owned public utility incorporated under the laws of the State of Iowa, and is the corporate successor by merger to Midwest Power Systems Inc. (hereinafter "Midwest Power").

2. On March 9, 1993, the Iowa Utilities Board issued to Midwest Power a Decision and Order in Docket Nos. E-21043, E-21044, and E-21045, in which the Iowa Utilities Board granted Midwest Power the power of eminent domain over certain real property, including that property sought to be condemned herein. Said power of eminent domain is reflected in the Franchise issued to Midwest Power on March 31, 1993, a copy of which is attached hereto as Attachment "A." The power of eminent domain granted to Midwest Power by the Iowa Utilities Board is now vested in MidAmerican as a result of the merger of Midwest Power into MidAmerican.

3. MidAmerican seeks to acquire, by the process of eminent domain, a permanent and perpetual easement one hundred fifty (150) feet in width upon, over, along, across and through the real estate hereinafter set forth to construct, reconstruct, maintain, operate, enlarge, inspect, repair, locate, replace, or remove wires and cables for the transmission of electric energy, and for communications purposes, and any poles, structures, foundations, and other equipment incidental thereto. MidAmerican shall have the right of ingress to and egress from said strip of land across the described tract for these purposes. MidAmerican shall further have the right to sell, lease, apportion, or subdivide its rights (or any part thereof) hereunder. The owners and other affected persons may

continue to use and enjoy the grounds within the easement areas, but subject to MidAmerican's rights as set forth above; provided, however, that no building, structure, or other improvement shall be constructed upon the easement strip.

4. The easement rights of MidAmerican to be acquired pursuant to this Application and the resultant assessment of damages shall be and are limited to the following:

(a) That MidAmerican will pay for any damages to crops, fences, or other property caused by the construction of the line, and will also pay for damages to growing crops caused by the inspection repair, replacement, removal, maintenance or operation of MidAmerican's facilities on the land described above; provided, however, that MidAmerican shall have the right (without liability for damages) from time to time after initial construction of the transmission line to re-clear the right-of-way by trimming and removing therefrom trees, brush, other vegetation, and other obstructions that may, in MidAmerican's judgment, interfere with MidAmerican's use of the easement strip.

(b) That MidAmerican will restore the surface of all disturbed areas on said land to its original condition as nearly as practicable and will replace or rebuild to the reasonable satisfaction of the owner or of his representatives any and all damaged portions of all drainage or irrigation systems, the damage to which shall have been occasioned by the construction, maintenance, operation, repair, inspection, replacement, or removal of said transmission line through the acquired right-of-way.

5. The rights sought and the resultant assessment of damages are subject to the requirements of the Code of Iowa, as may be amended from time to time, which shall be separately and subsequently settled and paid following construction.

6. Exhibit "B" attached hereto, and by this reference made a part hereof, is a list showing and describing all property affected or sought to be condemned in Madison County by MidAmerican. Such property is located outside the limits of any city and should be appraised as agricultural.

7. Exhibit "C" attached hereto, and by this reference made a part hereof, is a plat specifically describing the property affected or sought to be condemned in Madison County by MidAmerican. The plat further shows the location of the right-of-way with reference to such description and the names of all record owners of the tract of land sought to be condemned or otherwise affected by these proceedings, and the names of all record holders of liens and encumbrances on such land, together with the place of residence of all such persons so far as known to MidAmerican.

9. MidAmerican has been unable to secure the described rights in said real estate by purchase and conveyance and, therefore, requests the appointment of a commission to appraise damages.

WHEREFORE, MidAmerican Energy Company hereby requests the appointment of a compensation commission to view the real estate involved and appraise the damages which the owners thereof, lienholders, encumbrances, or other persons interested therein will sustain by reason of the appropriation of the easement rights for the purposes herein stated, and make their report to the Sheriff as provided by law, all in accordance with the terms and provisions of Iowa Code Chapter 6B, as amended.

Dated this 30th day of April, 1996.

MIDAMERICAN ENERGY COMPANY

By: David J. Lynch

David J. Lynch
MidAmerican Energy Company
666 Grand Avenue
P.O. Box 657
Des Moines, IA 50303
Telephone: 515/281-2379

**ATTORNEY FOR APPLICANT
MIDAMERICAN ENERGY COMPANY**

Applicant approved this 1 day of May, 1996.

Arthur E. Lamb

CHIEF JUDGE, 5th JUDICIAL DISTRICT OF IOWA

CERTIFICATION

STATE OF IOWA)
OFFICE OF THE)
UTILITIES BOARD) ss:

I, Raymond K. Vawter, Jr., Executive Secretary of the Utilities Board, hereby certify that the attached is a true and correct copy of Franchise No. 17051, Docket No. E-21043, granted by the Board on the 31st day of March, 1993, to Midwest Power, a division of Midwest Power Systems, Inc., f/k/a Iowa Power, Des Moines, Iowa, for the construction, operation, and maintenance of an electric transmission line in Madison County.

IN TESTIMONY WHEREOF, witness my signature and seal of the Utilities Board at Des Moines, Iowa, this 31st day of March, 1993.


Executive Secretary
UTILITIES BOARD

EXHIBIT A

Docket No. E-21043
Franchise No. 17051

FRANCHISE

WHEREAS, on the 4th day of June, 1991, the Midwest Power, a division of Midwest Power Systems, Inc., f/k/a Iowa Power, Des Moines, Iowa, which is authorized to transact business in the State of Iowa, filed a petition with the Utilities Division of the Department of Commerce, for franchise to erect, maintain and operate 7.80 miles of 362,250-volt transmission line as provided in and under the provisions of IOWA CODE Chapter 478 (1993). Upon notice in accordance with the provisions of said statute, the Board found that the application should be granted and that a franchise should be issued to applicant.

Pursuant to the order of this Board and pursuant to the provisions of the said IOWA CODE Chapter 478 (1993), this franchise is issued and permission and authority thereunder are hereby granted unto the above named applicant to erect, maintain and operate a transmission line on routing as specifically described herein for the transmission, distribution, use and sale of electric current outside of cities and towns, and for such purpose to erect, use and maintain poles, wires, guy wires, towers, cables, conduits and other fixtures and appliances necessary for conducting electric current for light, heat and power, over, along and across any public lands, highways, streams, or the lands of any person, company or corporation, and to acquire necessary interest in real estate for such purposes, on and along the route particularly described to-wit:

(Insert attached legal description)

Docket No. E-21043
Franchise No. 17051

Page 2

This franchise is granted and issued for a period of twenty-five years from and after the date hereof unless sooner revoked, modified or terminated as provided by law, and it is expressly stated herein that this franchise shall be subject to and governed by all the provisions, conditions and requirements of IOWA CODE Chapter 478 (1993) and by all of the provisions, rules and regulations of the Utilities Board, insofar as the same may be applicable. Provided, however, should the facilities herein authorized not be built in whole or in part within two years from the date hereof, this franchise shall be void, and of no further force or effect.

During the period of time this franchise is in force the holder hereof is vested with the right of eminent domain to such extent as may be necessary and as prescribed and approved by the Utilities Board in its Order granting this franchise.

It is provided and understood that this franchise is granted subject to the provisions of IOWA CODE § 319.5 (1993).

It is further provided and is a condition of this franchise that the Utilities Board retains jurisdiction and may at any time hereafter and during the period of this franchise make such further orders and regulations as may be necessary.

Signed and sealed as provided by law on March 31, 1993.

UTILITIES BOARD

Thomas J. Nagel
Chairperson

ATTEST:

Raymond H. Van der ...
Executive Secretary

revised December 22, 1991

EXHIBIT A
MADISON COUNTY

Maximum operating voltage of 362,250, three phase, wye connected, neutral grounded at source.

The approximate centerline of said transmission line will begin approximately .07 miles west of the Northeast Corner of the Southwest Quarter (SW 1/4) of Section 36, Township 76 North, Range 27 West of the 5th P.M., Madison County, Iowa, also being the point of attachment to a proposed Iowa Power Switching station, thence north across a road into the Northwest Quarter (NW 1/4) of said Section 36 onto private property a distance of approximately .10 miles, thence continuing on private property in a northeasterly direction into the Northeast Quarter (NE 1/4) of said Section 36 a distance of .30 miles to a point that is approximately .05 miles east and .12 miles south of the northwest corner of the Northeast Quarter (NE 1/4) of said Section 36 where it will intersect an existing Iowa Power 161 kV transmission line, thence continuing northeast through said Section 36 and the Southeast Quarter (SE 1/4) of Section 25 a distance of approximately .60 miles to a point that is .17 miles north of the southeast corner of said Section 25, all in the last named township and range.

Beginning approximately .17 miles north of the Southwest Corner of Section 30, Township 76 North, Range 26 West of the 5th P.M., Madison County, Iowa, thence continuing in a northeast direction through said Section 30, and Sections 29, 20, 21, 22, 15, 14, 11, and 12, to a point that is approximately .40 miles south of the Northeast Corner of said Section 12 a total distance of approximately 6.80 miles, all in last named township and range. The continuation of the proposed line into Warren

E-21043

Exhibit A
Madison County
Revised 9-27-91
Page 2

County and Polk County is identified and filed under Dockets No. E-21044 and E-20145 respectively. Said proposed transmission line continues northeast through Warren County and Polk County and will terminate at a proposed substation located near the southeast corner of Des Moines.

The proposed transmission line is to be built along the route of an existing Iowa Power owned 161 kV line.

Total distance of proposed line in Madison County is approximately 7.8 miles, and will be on private right-of-way.

9
E-21043

MADISON COUNTY CONDEMNATIONS

William C. Johnson
Rural Route 1
P. O. Box 106A
Winterset, Iowa 50273

Easements on Property:

Iowa Power & Light Co. (Electrical Supply Line Easement)
now MidAmerican Energy Company (Applicant)
PO Box 657
Des Moines, Iowa 50303

EXHIBIT B

4

THE NORTHEAST QUARTER (NE 1/4) OF THE NORTHEAST QUARTER (NE 1/4) OF SECTION THIRTY-SIX (36), IN TOWNSHIP SEVENTY-SIX (76) NORTH, RANGE TWENTY-SEVEN (27) WEST OF THE 5TH P.M., MADISON COUNTY, IOWA

THE SOUTHWEST QUARTER (1/4) OF THE NORTHEAST QUARTER (NE 1/4) AND THE SOUTHEAST QUARTER (1/4) OF THE NORTHEAST QUARTER (1/4) IN SECTION THIRTY-SIX (36), TOWNSHIP SEVENTY-SIX (76) NORTH, RANGE TWENTY-SEVEN (27), WEST OF THE 5TH P.M., MADISON COUNTY, IOWA EXCEPT ONE (1) ACRE OUT OF THE SOUTHEAST (SE) CORNER THEREOF FOR SCHOOL PURPOSES, AND EXCEPT A PARCEL OF LAND COMMENCING AT THE NORTHEAST (NE) CORNER OF THE SOUTHWEST QUARTER (SE 1/4) OF THE NORTHEAST QUARTER (NE 1/4) OF SAID SECTION THIRTY-SIX (36), RUNNING THENCE WEST (W) 228.4 FEET ALONG THE NORTH LINE OF SAID SOUTHWEST QUARTER (SE 1/4) OF THE NORTHEAST QUARTER (NE 1/4), THENCE SOUTH (S) 03°01' EAST (E) 164.4 FEET, THENCE SOUTH (S) 16°52' WEST (W) 122.6 FEET, THENCE SOUTH (S) 45°52' WEST (W) 184.2 FEET, THENCE SOUTH (S) 06°17' EAST (E) 230.6 FEET, THENCE SOUTH (S) 00°50' EAST (E) 261.5 FEET, THENCE SOUTH (S) 44°35' EAST (E) 266.6 FEET, THENCE EAST (E) 156 FEET TO THE EAST (E) LINE OF SAID SOUTHWEST QUARTER (SE 1/4) OF THE NORTHEAST QUARTER (NE 1/4), THENCE NORTH (N) 10°41' FEET ALONG SAID EAST (E) LINE TO THE POINT OF BEGINNING, CONTAINING 7.4145 ACRES INCLUDING 0.8460 ACRES OF COUNTY ROAD RIGHT-OF-WAY. THIS PARCEL CONTAINS 71.9 ACRES MORE OR LESS. THIS DEED GIVEN IN FULLFILLMENT OF PURCHASE AGREEMENT DATED MAY 27, 1942 AND FILED IN BOOK 330, PAGE 34.

THAT PART OF A 150 FOOT WIDE STRIP OF LAND THAT IS WITHIN 15 FEET OF THE CENTERLINE OF A PROPOSED OVERHEAD TRANSMISSION LINE SAID CENTERLINE IS PARALLEL TO AND 150 FEET EAST-SOUTHEASTERLY OF AN EXISTING OVERHEAD TRANSMISSION LINE AND SAID PROPOSED CENTERLINE DOES NOT CROSS OVER THIS PROPERTY. THIS PARCEL IS MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NW PROPERTY CORNER, WHICH IS ALSO THE NW CORNER OF THE SW 1/4 OF THE NE 1/4 SECTION 36, TOWNSHIP 76 NORTH, RANGE 27 WEST OF THE 5TH P.M., THENCE SOUTHELY ALONG THE WEST PROPERTY LINE 175 FEET, MORE OR LESS; THENCE NORTHEASTERLY TO A POINT ON THE NORTH PROPERTY LINE; THENCE WESTERLY ALONG THE NORTH PROPERTY LINE 70 FEET MORE OR LESS, TO THE POINT OF BEGINNING, ALL BEING IN MADISON COUNTY, IOWA,

THAT PART OF A STRIP OF LAND 150 FEET IN WIDTH ACROSS THE ABOVE DESCRIBED PROPERTY, THE CENTERLINE OF SAID 150 FOOT STRIP IS MORE PARTICULARLY DESCRIBED AS FOLLOWS,

COMMENCING AT THE NW CORNER OF THE NW 1/4 OF THE NE 1/4 OF SECTION 36, T-16N R-37W OF THE 5TH PRINCIPAL MERIDIAN, THENCE SOUTHERLY ALONG THE WEST PROPERTY LINE 15 FEET, MORE OR LESS TO THE INTERSECTION OF SAID WEST LINE WITH THE CENTERLINE OF AN EXISTING OVERHEAD TRANSMISSION LINE, SAID POINT OF INTERSECTION IS THE POINT OF BEGINNING, THENCE NORTHEASTERLY ALONG THE CENTERLINE OF SAID TRANSMISSION LINE 20 FEET, MORE OR LESS TO A POINT ON THE NORTH PROPERTY LINE WHICH IS 15 FEET, MORE OR LESS, EAST OF THE NW PROPERTY CORNER, ALL BEING IN MADISON COUNTY, IOWA.

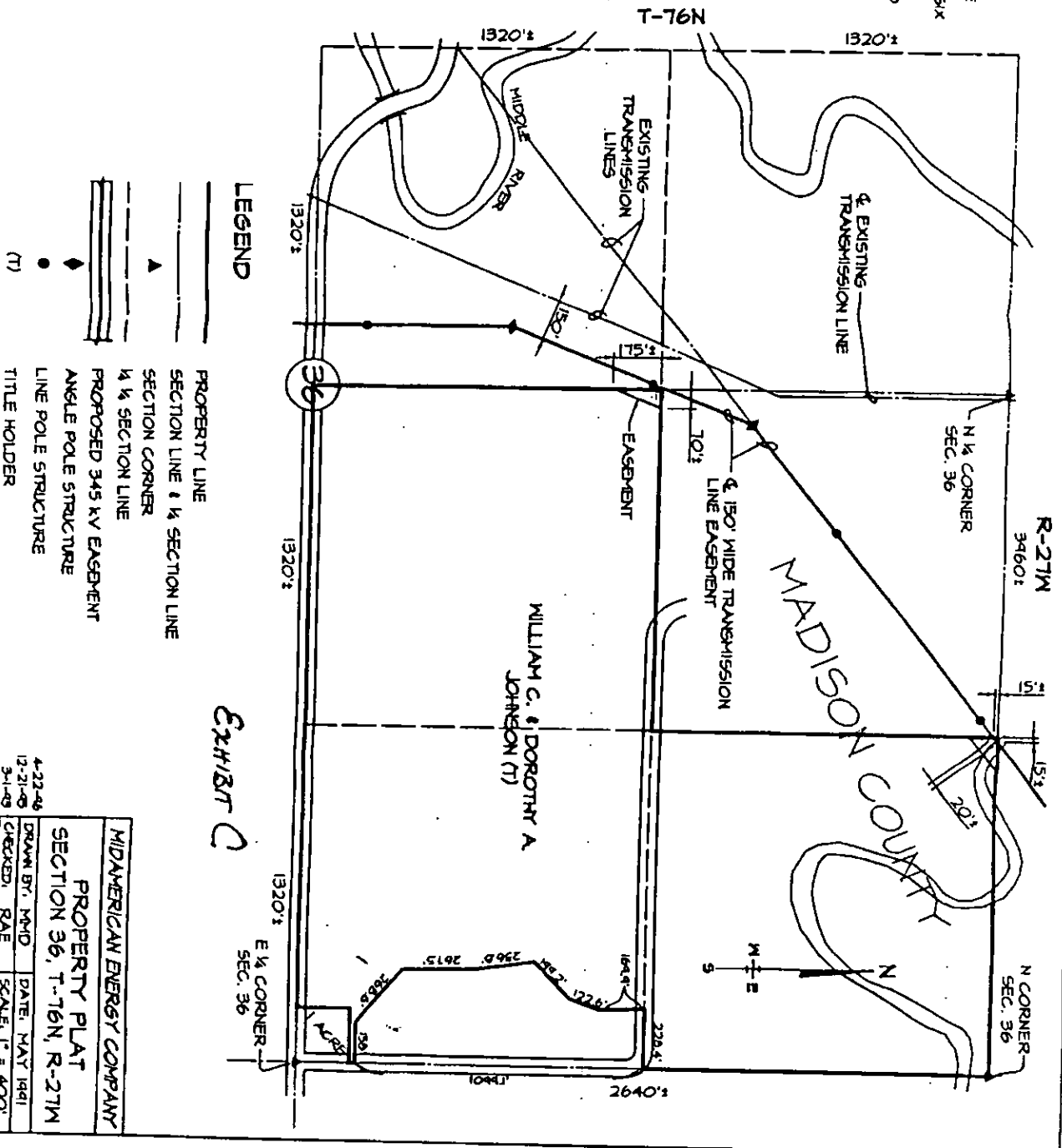


Exhibit C

MID-AMERICAN ENERGY COMPANY	
PROPERTY PLAT	
SECTION 36, T-16N, R-27W	
DRAWN BY: MMD	DATE: MAY 1941
CHECKED: RAE	SCALE: 1" = 400'
APPROVED:	
APPROVED:	#61-2

IN THE MATTER OF THE
CONDEMNATION OF
EASEMENT RIGHTS IN LAND
BY MIDAMERICAN ENERGY COMPANY
TO CONSTRUCT, OPERATE AND MAINTAIN
A 345 kV ELECTRIC TRANSMISSION LINE
IN MADISON COUNTY, IOWA

CERTIFICATION OF APPROVAL
OF APPLICATION BY CHIEF JUDGE

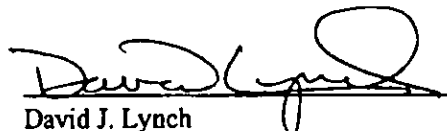
STATE OF IOWA)
) ss:
COUNTY OF MADISON)

I, David J. Lynch, being first duly sworn on oath, depose and state that I am attorney for MidAmerican Energy Systems, Applicant in the above-captioned condemnation proceeding, and that I make the following certifications upon the direction of and on behalf of the Applicant.

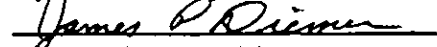
I hereby certify that the Application for Condemnation by MidAmerican Energy Systems, has been approved by the Chief Judge for the Fifth Judicial District, which includes Madison County, Iowa, on the ~~2nd~~ day of ~~April~~^{1st May}, 1996.

I further certify that the original approved application has been filed with the Madison County Recorder in the manner required under Iowa Code Section 6A.37, all pursuant to Section 6A.3(7) to constitute constructive notice to all parties that a proceeding to condemn the property is pending and that the Applicant has the right to acquire the property.

Dated at Des Moines, Iowa this 30th day of April, 1996.


David J. Lynch

Subscribed and sworn to before me by the said David J. Lynch this 30th day of APRIL, 1996.


Notary Public in and for
the State of Iowa



IN THE MATTER OF THE CONDEMNATION OF
EASEMENT RIGHTS IN LAND BY MID AMERICAN
ENERGY COMPANY TO CONSTRUCT, OPERATE AND MAINTAIN
A 345KV ELECTRIC TRANSMISSION LINE IN MADISON
COUNTY, IOWA

SELECTION AND APPOINTMENT OF
COMPENSATION COMMISSIONERS BY
THE CHIEF JUDGE OF THE FIFTH
JUDICIAL DISTRICT

Madison County

An Application and Notice of Condemnation having been filed with me by
MidAmerican Energy Company for the selection and
appointment, by lot, of six suitable persons as the law provides to act as
a compensation commission to assess and appraise the damages sustained by
reason of the condemnation of certain specified rights in certain land
described by Applicant, in the Notice of Condemnation filed in the above
entitled matter, I hereby DESIGNATE, SELECT and APPOINT as the members of
said compensation commission required in this matter the following persons:

NAME	ADDRESS	QUALIFICATIONS
1. Don Noack	Booneville	LICENSED REAL ESTATE BROKERS/SALESPERSON
2. Jim Kress	Earlham	
1. Margaret Schafer	Earlham	KNOWLEDGEABLE OF PROPERTY BY VIRTUE OF OCCUPATION
2. Loren Myers	Macksburg	
1. Raymond Clark	Booneville	AGRICULTURAL/ OTHER THAN AGRICULTURAL
2. James Camp	Peru	

I further DESIGNATE, SELECT and APPOINT the above named DON NOACK
to act as Chairperson of said Commission and JIM KRESS is
appointed as Alternate Chairperson.

TO THE SHERIFF OF MADISON COUNTY, IOWA: Attached hereto
please find a duplicate of the Application for Condemnation in the above
entitled matter.

DATED at Des Moines, Iowa this 1 day of May, 1996.

Arthur E. Lumb
JUDGE OF THE FIFTH JUDICIAL DISTRICT OF IOWA

Filed in my office at Winterset, Iowa this 1st day of MAY
1996.
R. D. [Signature]
SHERIFF OF MADISON COUNTY, IOWA

IN THE MATTER OF THE CONDEMNATION OF
EASEMENT RIGHTS IN LAND BY MID AMERICAN
ENERGY COMPANY TO CONSTRUCT, OPERATE AND
MAINTAIN A 345KV ELECTRIC TRANSMISSION LINE IN
MADISON COUNTY, IOWA

SUPPLEMENTARY ORDER APPOINTING
ALTERNATE COMPENSATION COMMISSIONERS

Madison County

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MidAmerican Energy Company for the selection and
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described by Applicant, in the Notice of Condemnation filed in the above
entitled matter, I hereby DESIGNATE, SELECT and APPOINT as the members of
said compensation commission required in this matter the following persons:

NAME	ADDRESS	QUALIFICATIONS
1. Gene Vierling	Winterset	LICENSED REAL ESTATE BROKERS / SALESPERSON
2. George Bown	Winterset	
1. Irvin Martens	Winterset	KNOWLEDGEABLE OF PROPERTY BY VIRTUE OF OCCUPATION
2. Gail Leeper	Winterset	
1. Vincent Wildin	Winterset	AGRICULTURAL / OTHER XXXXXX AGRICULTURAL
2. Darrell Daggett	Winterset	

The Sheriff of Madison County, Iowa shall upon being informed of
a vacancy in the compensation commission, notify the alternate member
appointed having the same qualifications as the person unable to serve in
the same manner as the original commissioners were notified.

DATED this 1 day of May, 1996.

Arthur E. Lumb

CHIEF JUDGE OF THE FIFTH JUDICIAL DISTRICT OF IOWA

Filed in my office at Winterset, Iowa this 1st day of MAY,
1996.

R. D. [Signature]
SHERIFF OF MADISON COUNTY, IOWA

**IN THE MATTER OF THE
CONDEMNATION OF
EASEMENT RIGHTS IN LAND
BY MIDAMERICAN ENERGY COMPANY
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(b) That MidAmerican will restore the surface of all disturbed areas on said land to its original condition as nearly as practicable and will replace or rebuild to the reasonable satisfaction of the owner or of his representatives any and all damaged portions of all drainage or irrigation systems, the damage to which shall have been occasioned by the construction, maintenance, operation, repair, inspection, replacement, or removal of said transmission line through the acquired right-of-way.

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Dated this 30th day of April, 1996.

MIDAMERICAN ENERGY COMPANY

By: David J. Lynch
 David J. Lynch
 MidAmerican Energy Company
 666 Grand Avenue
 P.O. Box 657
 Des Moines, IA 50303
 Telephone: 515/281-2379

**ATTORNEY FOR APPLICANT
 MIDAMERICAN ENERGY COMPANY**

Applicant approved this 1 day of May, 1996.

Carroll J. Linder
 CHIEF JUDGE, 5th JUDICIAL DISTRICT OF IOWA

CERTIFICATION

STATE OF IOWA)
)
OFFICE OF THE) ss:
)
UTILITIES BOARD)

I, Raymond K. Vawter, Jr., Executive Secretary of the Utilities Board, hereby certify that the attached is a true and correct copy of Franchise No. 17051, Docket No. E-21043, granted by the Board on the 31st day of March, 1993, to Midwest Power, a division of Midwest Power Systems, Inc., f/k/a Iowa Power, Des Moines, Iowa, for the construction, operation, and maintenance of an electric transmission line in Madison County.

IN TESTIMONY WHEREOF, witness my signature and seal of the Utilities Board at Des Moines, Iowa, this 31st day of March, 1993.


Executive Secretary
UTILITIES BOARD

EXHIBIT A

Docket No. E-21043
Franchise No. 17051

FRANCHISE

WHEREAS, on the 4th day of June, 1991, the Midwest Power, a division of Midwest Power Systems, Inc., f/k/a Iowa Power, Des Moines, Iowa, which is authorized to transact business in the State of Iowa, filed a petition with the Utilities Division of the Department of Commerce, for franchise to erect, maintain and operate 7.80 miles of 362,250-volt transmission line as provided in and under the provisions of IOWA CODE Chapter 478 (1993). Upon notice in accordance with the provisions of said statute, the Board found that the application should be granted and that a franchise should be issued to applicant.

Pursuant to the order of this Board and pursuant to the provisions of the said IOWA CODE Chapter 478 (1993), this franchise is issued and permission and authority thereunder are hereby granted unto the above named applicant to erect, maintain and operate a transmission line on routing as specifically described herein for the transmission, distribution, use and sale of electric current outside of cities and towns, and for such purpose to erect, use and maintain poles, wires, guy wires, towers, cables, conduits and other fixtures and appliances necessary for conducting electric current for light, heat and power, over, along and across any public lands, highways, streams, or the lands of any person, company or corporation, and to acquire necessary interest in real estate for such purposes, on and along the route particularly described to-wit:

(Insert attached legal description)

Docket No. E-21043
Franchise No. 17051

Page 2

This franchise is granted and issued for a period of twenty-five years from and after the date hereof unless sooner revoked, modified or terminated as provided by law, and it is expressly stated herein that this franchise shall be subject to and governed by all the provisions, conditions and requirements of IOWA CODE Chapter 478 (1993) and by all of the provisions, rules and regulations of the Utilities Board, insofar as the same may be applicable. Provided, however, should the facilities herein authorized not be built in whole or in part within two years from the date hereof, this franchise shall be void, and of no further force or effect.

During the period of time this franchise is in force the holder hereof is vested with the right of eminent domain to such extent as may be necessary and as prescribed and approved by the Utilities Board in its Order granting this franchise.

It is provided and understood that this franchise is granted subject to the provisions of IOWA CODE § 319.5 (1993).

It is further provided and is a condition of this franchise that the Utilities Board retains jurisdiction and may at any time hereafter and during the period of this franchise make such further orders and regulations as may be necessary.

Signed and sealed as provided by law on March 31, 1993.

UTILITIES BOARD

Thomas J. Nagel
Chairperson

ATTEST:

Thomas H. Van der ...
Executive Secretary

revised December 23, 1961

EXHIBIT A
MADISON COUNTY

Maximum operating voltage of 362,250, three phase, wye connected, neutral grounded at source.

The approximate centerline of said transmission line will begin approximately .07 miles west of the Northeast Corner of the Southwest Quarter (SW 1/4) of Section 36, Township 76 North, Range 27 West of the 5th P.M., Madison County, Iowa, also being the point of attachment to a proposed Iowa Power Switching station, thence north across a road into the Northwest Quarter (NW 1/4) of said Section 36 onto private property a distance of approximately .10 miles, thence continuing on private property in a northeasterly direction into the Northeast Quarter (NE 1/4) of said Section 36 a distance of .30 miles to a point that is approximately .05 miles east and .12 miles south of the northwest corner of the Northeast Quarter (NE 1/4) of said Section 36 where it will intersect an existing Iowa Power 161 kV transmission line, thence continuing northeast through said Section 36 and the Southeast Quarter (SE 1/4) of Section 25 a distance of approximately .60 miles to a point that is .17 miles north of the southeast corner of said Section 25, all in the last named township and range.

Beginning approximately .17 miles north of the Southwest Corner of Section 30, Township 76 North, Range 26 West of the 5th P.M., Madison County, Iowa, thence continuing in a northeast direction through said Section 30, and Sections 29, 20, 21, 22, 15, 14, 11, and 12, to a point that is approximately .40 miles south of the Northeast Corner of said Section 12 a total distance of approximately 6.80 miles, all in last named township and range. The continuation of the proposed line into Warren

E-21043

Exhibit A
Madison County
Revised 9-27-91
Page 2

County and Polk County is identified and filed under Dockets No. E-21044 and E-20145 respectively. Said proposed transmission line continues northeast through Warren County and Polk County and will terminate at a proposed substation located near the southeast corner of Des Moines.

The proposed transmission line is to be built along the route of an existing Iowa Power owned 161 kV line.

Total distance of proposed line in Madison County is approximately 7.8 miles, and will be on private right-of-way.

E-21043

MADISON COUNTY CONDEMNATIONS

William C. Johnson
Rural Route 1
P. O. Box 106A
Winterset, Iowa 50273

Easements on Property:

Iowa Power & Light Co. (Electrical Supply Line Easement)
now MidAmerican Energy Company (Applicant)
PO Box 657
Des Moines, Iowa 50303

EXHIBIT B

PROPERTY LEGAL DESCRIPTION

THE NORTHEAST QUARTER (NE 1/4) OF THE NORTHEAST QUARTER (NE 1/4) OF SECTION THIRTY-SIX (36) IN TOWNSHIP SEVENTY-SIX (76) NORTH, RANGE TWENTY-SEVEN (27), WEST OF THE 5TH P.M., MADISON COUNTY, IOWA

AND
THE SOUTHWEST QUARTER (1/4) OF THE NORTHEAST QUARTER (NE 1/4) AND THE SOUTHEAST QUARTER (1/4) OF THE NORTHEAST QUARTER (1/4) IN SECTION THIRTY-SIX (36), TOWNSHIP SEVENTY-SIX (76) NORTH, RANGE TWENTY-SEVEN (27), WEST OF THE 5TH P.M., MADISON COUNTY, IOWA EXCEPT ONE (1) ACRE OUT OF THE SOUTHEAST (SE) CORNER THEREOF FOR SCHOOL PURPOSES, AND EXCEPT A PARCEL OF LAND COMMENCING AT THE NORTHEAST (NE) CORNER OF THE SOUTHEAST QUARTER (SE 1/4) OF THE NORTHEAST QUARTER (NE 1/4) OF SAID SECTION THIRTY-SIX (36), RUNNING THENCE WEST (W) 228.4 FEET ALONG THE NORTH LINE OF SAID SOUTHEAST QUARTER (SE 1/4) OF THE NORTHEAST QUARTER (NE 1/4), THENCE SOUTH (S) 03°01' EAST (E) 164.4 FEET, THENCE SOUTH (S) 18°52' WEST (W) 122.6 FEET, THENCE SOUTH (S) 45°52' WEST (W) 194.2 FEET, THENCE SOUTH (S) 08°17' EAST (E) 236.8 FEET, THENCE SOUTH (S) 00°56' EAST (E) 261.5 FEET, THENCE SOUTH (S) 44°55' EAST (E) 268.6 FEET, THENCE EAST (E) 158 FEET TO THE EAST (E) LINE OF SAID SOUTHEAST QUARTER (SE 1/4) OF THE NORTHEAST QUARTER (NE 1/4), THENCE NORTH (N) 104.1 FEET ALONG SAID EAST (E) LINE TO THE POINT OF BEGINNING, CONTAINING 7.1445 ACRES INCLUDING 0.8460 ACRES OF COUNTY ROAD RIGHT-OF-WAY. THIS PARCEL CONTAINS 11.9 ACRES MORE OR LESS. THIS DEED GIVEN IN FULFILLMENT OF PURCHASE AGREEMENT DATED MAY 21, 1942 AND FILED IN BOOK 130, PAGE 34.

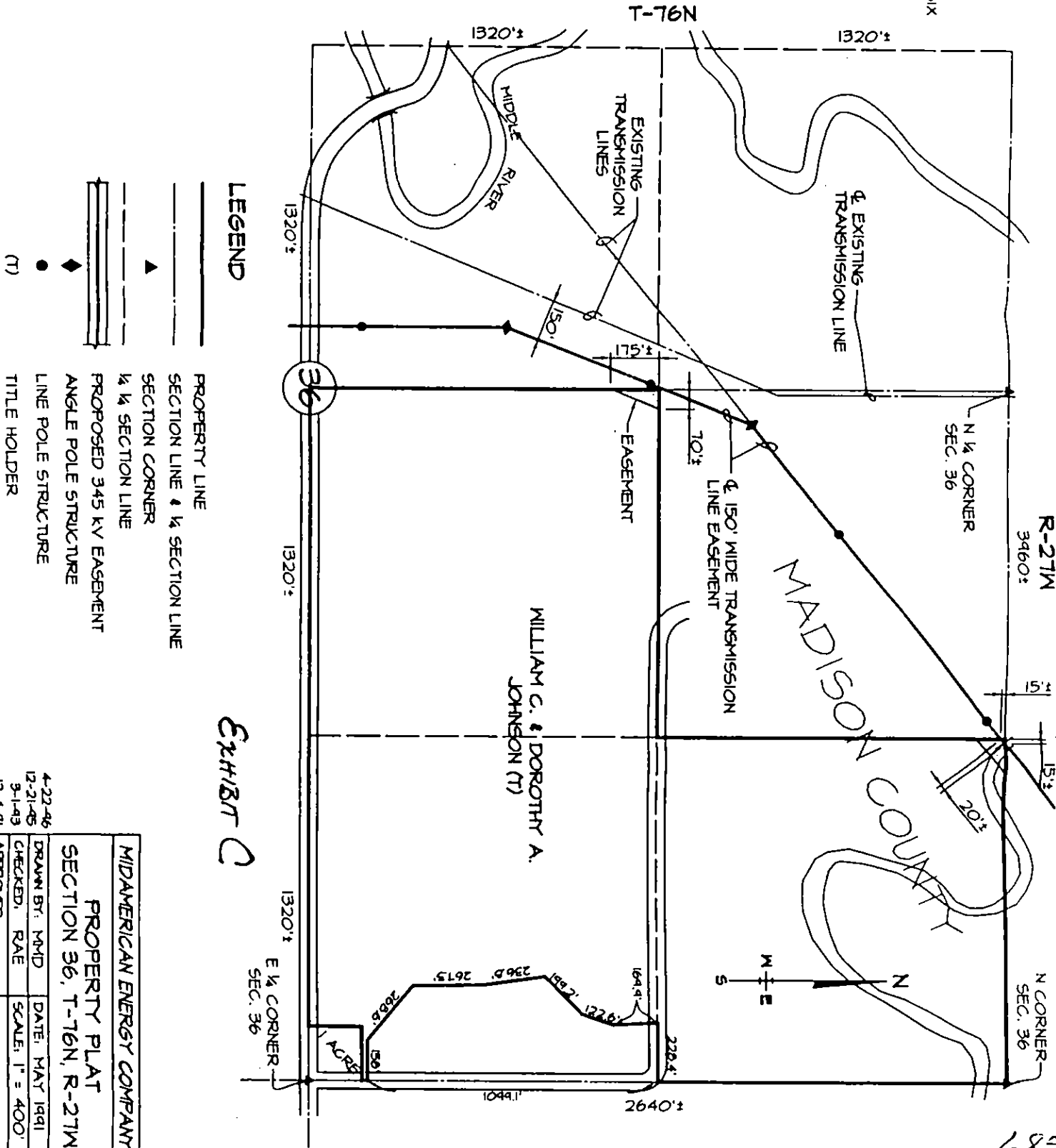
EASEMENT LEGAL DESCRIPTIONS

THAT PART OF A 150 FOOT WIDE STRIP OF LAND THAT IS WITHIN 75 FEET OF THE CENTERLINE OF A PROPOSED OVERHEAD TRANSMISSION LINE, SAID CENTERLINE IS PARALLEL TO AND 150 FEET EAST-SOUTHEASTERLY OF AN EXISTING OVERHEAD TRANSMISSION LINE AND SAID PROPOSED CENTERLINE DOES NOT CROSS OVER THIS PROPERTY. THIS PARCEL IS MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NW PROPERTY CORNER, WHICH IS ALSO THE NW CORNER OF THE SW 1/4 OF THE NE 1/4 SECTION 36, TOWNSHIP 76 NORTH, RANGE 27 WEST OF THE 5TH P.M., THENCE SOUTHERLY ALONG THE WEST PROPERTY LINE 175 FEET, MORE OR LESS; THENCE NORTHEASTERLY TO A POINT ON THE NORTH PROPERTY LINE; THENCE WESTERLY ALONG THE NORTH PROPERTY LINE 10 FEET MORE OR LESS, TO THE POINT OF BEGINNING, ALL BEING IN MADISON COUNTY, IOWA.


AND
THAT PART OF A STRIP OF LAND 150 FEET IN WIDTH ACROSS THE ABOVE DESCRIBED PROPERTY, THE CENTERLINE OF SAID 150 FOOT STRIP IS MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NW CORNER OF THE NE 1/4 OF THE NE 1/4 OF SECTION 36, T-76N, R-27W OF THE 5TH PRINCIPAL MERIDIAN, THENCE SOUTHERLY ALONG THE WEST PROPERTY LINE 15 FEET, MORE OR LESS TO THE INTERSECTION OF SAID WEST LINE WITH THE CENTERLINE OF AN EXISTING OVERHEAD TRANSMISSION LINE, SAID POINT OF INTERSECTION IS THE POINT OF BEGINNING, THENCE NORTHEASTERLY ALONG THE CENTERLINE OF SAID TRANSMISSION LINE 20 FEET MORE OR LESS, TO A POINT ON THE NORTH PROPERTY LINE WHICH IS 15 FEET MORE OR LESS, EAST OF THE NW PROPERTY CORNER, ALL BEING IN MADISON COUNTY, IOWA.



IN THE MATTER OF THE
CONDEMNATION OF
EASEMENT RIGHTS IN LAND
BY MIDAMERICAN ENERGY COMPANY
TO CONSTRUCT, OPERATE AND MAINTAIN
A 345 kV ELECTRIC TRANSMISSION LINE
IN MADISON COUNTY, IOWA

CERTIFICATION OF APPROVAL
OF APPLICATION BY CHIEF JUDGE

RECEIVED
MADISON COUNTY SHERIFF
WINTERSET, IOWA
MAY - 1 1996
3:45
BY 

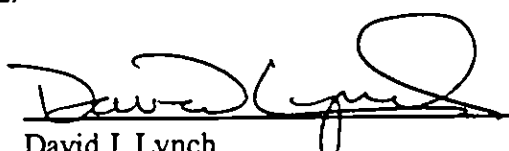
STATE OF IOWA)
) ss:
COUNTY OF MADISON)

I, David J. Lynch, being first duly sworn on oath, depose and state that I am attorney for MidAmerican Energy Systems, Applicant in the above-captioned condemnation proceeding, and that I make the following certifications upon the direction of and on behalf of the Applicant.

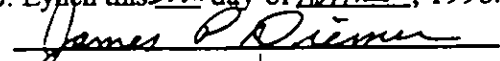
I hereby certify that the Application for Condemnation by MidAmerican Energy Systems, has been approved by the Chief Judge for the Fifth Judicial District, which includes Madison County, Iowa, on the 30th day of April, 1996.

I further certify that the original approved application has been filed with the Madison County Recorder in the manner required under Iowa Code Section 6A.37, all pursuant to Section 6A.3(7) to constitute constructive notice to all parties that a proceeding to condemn the property is pending and that the Applicant has the right to acquire the property.

Dated at Des Moines, Iowa this 30th day of April, 1996.


David J. Lynch

Subscribed and sworn to before me by the said David J. Lynch this 30th day of April, 1996.


Notary Public in and for
the State of Iowa


JAMES P. DIEMER
MY COMMISSION EXPIRES
9-22-98

IN THE MATTER OF THE CONDEMNATION OF
EASEMENT RIGHTS IN LAND BY MID AMERICAN
ENERGY COMPANY TO CONSTRUCT, OPERATE AND MAINTAIN
A 345kv ELECTRIC TRANSMISSION LINE IN MADISON
COUNTY, IOWA

SELECTION AND APPOINTMENT OF
COMPENSATION COMMISSIONERS BY
THE CHIEF JUDGE OF THE FIFTH
JUDICIAL DISTRICT

Madison County

An Application and Notice of Condemnation having been filed with me by
MidAmerican Energy Company for the selection and
appointment, by lot, of six suitable persons as the law provides to act as
a compensation commission to assess and appraise the damages sustained by
reason of the condemnation of certain specified rights in certain land
described by Applicant, in the Notice of Condemnation filed in the above
entitled matter, I hereby DESIGNATE, SELECT and APPOINT as the members of
said compensation commission required in this matter the following persons:

NAME	ADDRESS	QUALIFICATIONS
1. Don Noack	Booneville	LICENSED REAL ESTATE BROKERS/SALESPERSON
2. Jim Kress	Earlham	
1. Margaret Schafer	Earlham	KNOWLEDGEABLE OF PROPERTY BY VIRTUE OF OCCUPATION
2. Loren Myers	Macksburg	
1. Raymond Clark	Booneville	AGRICULTURAL/ OTHER THAN AGRICULTURAL
2. James Camp	Peru	

I further DESIGNATE, SELECT and APPOINT the above named DON NOACK
to act as Chairperson of said Commission and JIM KRESS is
appointed as Alternate Chairperson.

TO THE SHERIFF OF MADISON COUNTY, IOWA: Attached hereto
please find a duplicate of the Application for Condemnation in the above
entitled matter.

DATED at Des Moines, Iowa this 1 day of May, 1996.

Arthur E. Lumb
JUDGE OF THE FIFTH JUDICIAL DISTRICT OF IOWA

Filed in my office at Winterset, Iowa this 1st day of MAY
1996.

Paul D. Welch
SHERIFF OF MADISON COUNTY, IOWA

IN THE MATTER OF THE CONDEMNATION OF
EASEMENT RIGHTS IN LAND BY MID AMERICAN
ENERGY COMPANY TO CONSTRUCT, OPERATE AND
MAINTAIN A 345KV ELECTRIC TRANSMISSION LINE IN
MADISON COUNTY, IOWA

SUPPLEMENTARY ORDER APPOINTING
ALTERNATE COMPENSATION COMMISSIONERS

Madison County

An Application and Notice of Condemnation having been filed with me by
MidAmerican Energy Company for the selection and
appointment, by lot, of six suitable persons as the law provides to act as
a compensation commission to assess and appraise the damages sustained by
reason of the condemnation of certain specified rights in certain land
described by Applicant, in the Notice of Condemnation filed in the above
entitled matter, I hereby DESIGNATE, SELECT and APPOINT as the members of
said compensation commission required in this matter the following persons:

NAME	ADDRESS	QUALIFICATIONS
1. Gene Vierling	Winterset	LICENSED REAL ESTATE BROKERS /SALESPERSON
2. George Bown	Winterset	
1. Irvin Martens	Winterset	KNOWLEDGEABLE OF PROPERTY BY VIRTUE OF OCCUPATION
2. Gail Leeper	Winterset	
1. Vincent Wildin	Winterset	AGRICULTURAL/ OTHER KNOWLEDGEABLE AGRICULTURAL
2. Darrell Daggett	Winterset	

The Sheriff of Madison County, Iowa shall upon being informed of
a vacancy in the compensation commission, notify the alternate member
appointed having the same qualifications as the person unable to serve in
the same manner as the original commissioners were notified.

DATED this 1 day of May, 1996.

Arthur E. Lumb

CHIEF JUDGE OF THE FIFTH JUDICIAL DISTRICT OF IOWA

Filed in my office at Winterset, Iowa this 1st day of MAY,
1996.

Paul D. Welch
SHERIFF OF MADISON COUNTY, IOWA

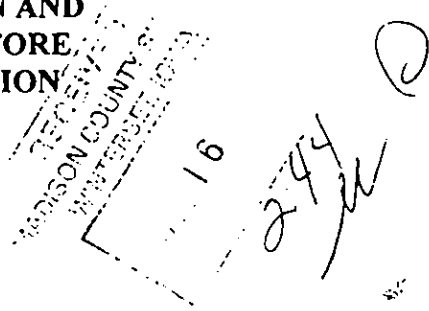
68.

**IN THE MATTER OF THE
CONDEMNATION OF
EASEMENT RIGHTS IN LAND
BY MIDAMERICAN ENERGY COMPANY
TO CONSTRUCT, OPERATE AND MAINTAIN
A 345 kV ELECTRIC TRANSMISSION LINE
IN MADISON COUNTY, IOWA**

**NOTICE OF CONDEMNATION AND
ASSESSMENT HEARING BEFORE
COMPENSATION COMMISSION**

TO: William C. Johnson
Dorothy A. Johnson
Rural Route 1
P.O. Box 106A
Winterset, Iowa 50273

Madison County Treasurer
County Courthouse
Winterset, Iowa



and to all other persons, companies, or corporations having any interest in or owning any of the following described real estate:

[See attached legal description and plat]

You and each of you are hereby notified that MidAmerican Energy Company, successor by merger to Midwest Power Systems Inc. ("Applicant") desires condemnation of certain rights in the land described above, as more specifically described herein and in the Application filed with the Chief Judge of the Fifth Judicial District including Madison County, Iowa, and in the Office of the Sheriff of Madison County, Iowa, to which you are referred.

The Applicant seeks to acquire, by the process of eminent domain, a permanent and perpetual easement one hundred fifty (150) feet in width on, over, along, across, and through the real estate hereinafter set forth to construct, re-construct, maintain, operate, enlarge, inspect, repair, locate, replace, or remove wires and cables for the transmission of electric energy, and for communication purposes, and any poles, structures, foundations and other equipment incidental thereto. MidAmerican Energy Company shall have the right of ingress to and egress from said strip of land across the described tract for these purposes. MidAmerican shall further have the right to sell, lease, apportion, or subdivide its rights (or any part thereof) hereunder. The owners

and other affected persons may continue to use and enjoy the grounds within the easement areas, but subject to Applicant's rights as set forth above; provided, however, that no building, structure, or other improvement shall be constructed upon the easement strip which would directly interfere with Applicant's rights hereby acquired, including access to the easement strip and the safe operation of its electric transmission line.

The easement is shown on the plat attached hereto and is described in the attached document.

That such condemnation is sought to construct, operate, and maintain an electric transmission line and appurtenances thereto as provided in the relevant Provisions of the Code of Iowa.

That a Commission has been appointed as provided by law for the purpose of appraising and awarding damages which will be caused by said condemnation. That said Commission will, on the 29th day of August, 1996, at 9:00 o'clock A.M. convene at the Madison County Sheriff's Office, 1012 N. John Wayne Drive, Winterset, Iowa, and immediately thereafter view said premises. They will then return to the Sheriff's Office and proceed to appraise and award said damages. You may participate in these proceedings before the commissioners, if you care to do so.

Dated this 10th day of July, 1996.

MIDAMERICAN ENERGY COMPANY

By: Antonio Colacino

Antonio Colacino
BRADSHAW, FOWLER, PROCTOR & FAIRGRAVE, P.C.
801 Grand Avenue, Suite 3700
Des Moines, IA 50309-2727
(515) 243-4191

ATTORNEYS FOR APPLICANT

PROPERTY LEGAL DESCRIPTION

THE NORTHEAST QUARTER (NE 1/4) OF THE NORTHEAST QUARTER (NE 1/4) OF SECTION THIRTY-SIX (36) IN TOWNSHIP SEVENTY-SIX (76) NORTH, RANGE TWENTY-SEVEN (27) WEST OF THE 5TH P.M., MADISON COUNTY, IOWA

AND

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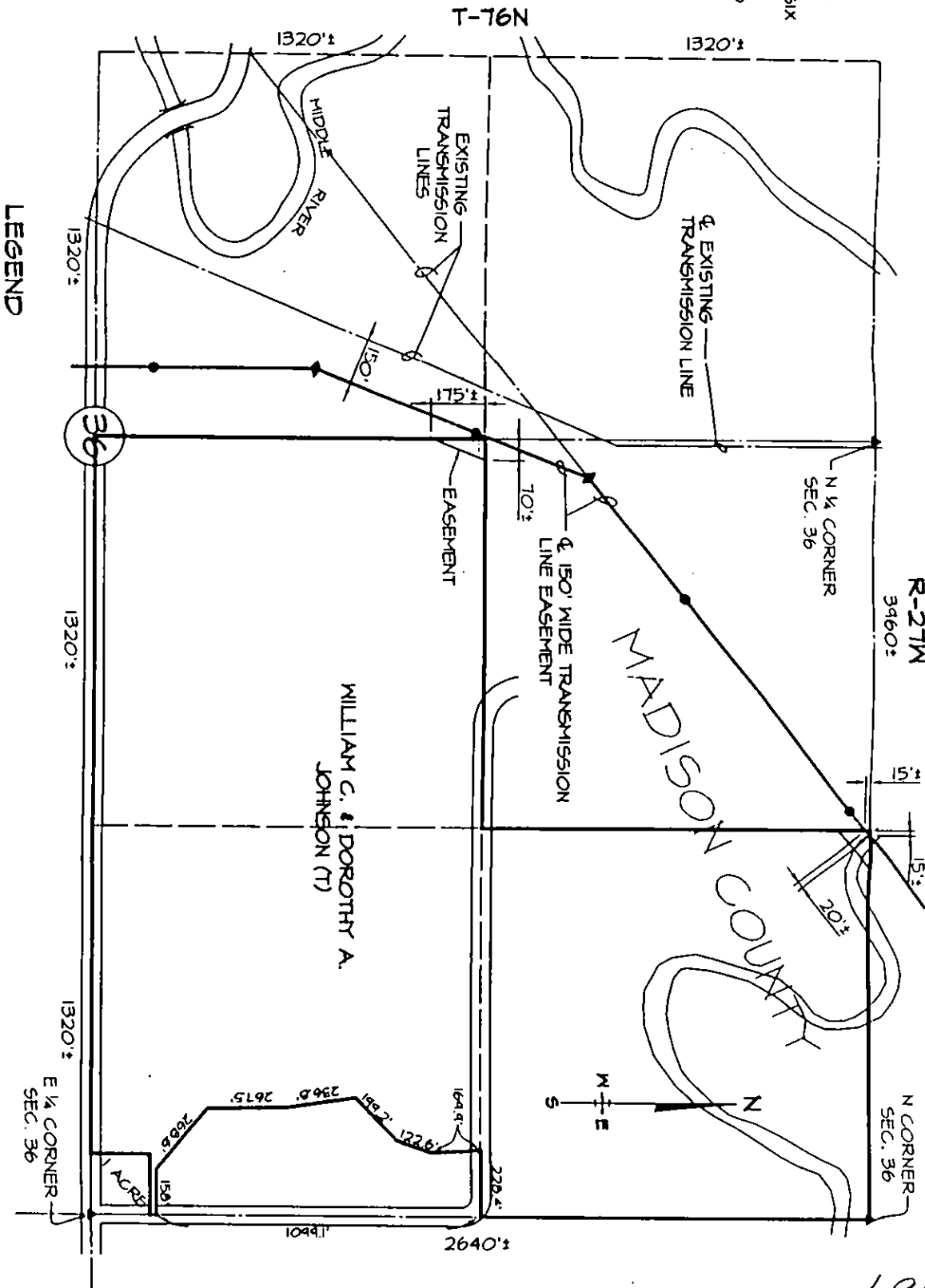
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AND, THAT PART OF A STRIP OF LAND 150 FEET IN WIDTH ACROSS THE ABOVE DESCRIBED PROPERTY, THE CENTERLINE OF SAID 150 FOOT STRIP IS MORE PARTICULARLY DESCRIBED AS FOLLOWS:

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- LEGEND
- PROPERTY LINE
 - SECTION LINE & 1/4 SECTION LINE
 - SECTION CORNER
 - 1/4 SECTION LINE
 - PROPOSED 345 KV EASEMENT
 - ANGLE POLE STRUCTURE
 - LINE POLE STRUCTURE
 - TITLE HOLDER

MIDAMERICAN ENERGY COMPANY	
PROPERTY PLAT	
SECTION 36, T-76N, R-27W	
DRAWN BY: MMD	DATE: MAY 1991
CHECKED: RAE	SCALE: 1" = 400'
APPROVED:	
4-22-96	
12-21-95	
3-1-93	
12-4-91	
9-30-91	
#61-2	

RETURN OF SERVICE

FORM 141-Q June 1989

IN THE IOWA DISTRICT COURT FOR MADISON COUNTY
 IN THE MATTER OF THE CONDEMNATION OF EASEMENT RIGHTS IN LAND
 BY MIDAMERICAN ENERGY COMPANY TO CONSTRUCT, OPERATE AND MAINTAIN
 A 345 KV ELECTRIC TRANSMISSION LINE IN MADISON COUNTY, IOWA
 Case Name VS WILLIAM C. JOHNSON AND DOROTHY A. JOHNSON

Type of
Service
Code

Case No. _____
 Notice Rec'd this date July 16, 1996
 STATE OF IOWA
 _____ Madison County } ss.

- RETURN OF SERVICE:
- ☒ Personal
 - ☒ Dwelling/Substitute
 - ☐ Hotel, Boarding/Rooming House
 - ☐ Corporation/Association
 - ☐ Official (State, County, City)
 - ☐ Spouse away from residence
 - ☐ Other _____

- 1
- 2
- 3
- 4
- 5
- 6
- 7

I certify that I served a copy of:

- ☐ Petition and Original Notice
- ☐ Modification/Application and Notice
- ☐ Order to Show Cause

- ☐ Order Filed _____
- ☐ Writ _____
- ☒ Other Notice of Condemnation and

Served:

Assessment Hearing Before Compensation Commission
 RR 1, P.O. Box 106A

Dorothy A. Johnson	at	Winterset, Iowa	on	July 27, 1996	1
(Name)		(Address)		(Date)	Type Code
_____	at	_____	on	_____	_____
_____	at	_____	on	_____	_____
_____	at	_____	on	_____	_____
_____	at	_____	on	_____	_____

William C. Johnson by serving Dorothy Johnson at RR 1 Box 106A 2
 (Name) (Name) (Address)
 Winterset, Iowa on July 27, 1996 (a person residing therein who was then at
 least 18 years old) ~~xxx spouse away from residence~~. (Strike non-applicable part.)

_____ by serving _____
 (Company/Government Unit Name) (Name)
 its _____ on _____ at _____
 (Title) (Date)

NOTE: (Diligent Search, etc.)

Paul D. Welch, Sheriff
 Madison County, Iowa
 Sgt. Ken Burk Official Title

FEES:

Processing	\$ 15.00
Mileage	\$ 4.32
Copy	\$.50
Notary	\$
TOTAL	\$ 19.82

PAID
 SEP 20 1996
 By MidAmerican Energy
 Every 9

Fees charged to/paid by Atty/Party:
 MidAmerican Energy Company
 Antonia Colacino

NOTE: Copy of Original Notice, if served, must be attached to this form.

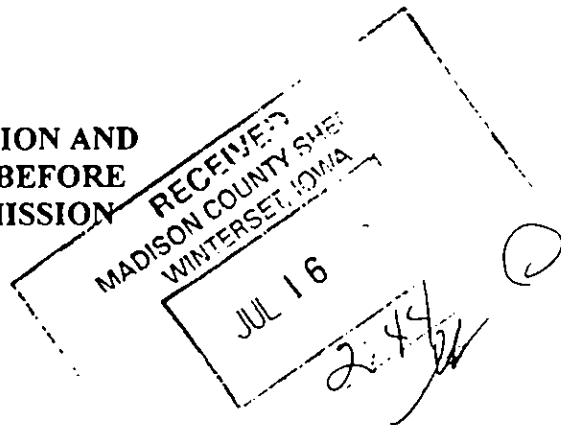
22

**IN THE MATTER OF THE
CONDEMNATION OF
EASEMENT RIGHTS IN LAND
BY MIDAMERICAN ENERGY COMPANY
TO CONSTRUCT, OPERATE AND MAINTAIN
A 345 kV ELECTRIC TRANSMISSION LINE
IN MADISON COUNTY, IOWA**

**NOTICE OF CONDEMNATION AND
ASSESSMENT HEARING BEFORE
COMPENSATION COMMISSION**

TO: William C. Johnson
Dorothy A. Johnson
Rural Route 1
P.O. Box 106A
Winterset, Iowa 50273

Madison County Treasurer
County Courthouse
Winterset, Iowa



and to all other persons, companies, or corporations having any interest in or owning any of the following described real estate:

[See attached legal description and plat]

You and each of you are hereby notified that MidAmerican Energy Company, successor by merger to Midwest Power Systems Inc. ("Applicant") desires condemnation of certain rights in the land described above, as more specifically described herein and in the Application filed with the Chief Judge of the Fifth Judicial District including Madison County, Iowa, and in the Office of the Sheriff of Madison County, Iowa, to which you are referred.

The Applicant seeks to acquire, by the process of eminent domain, a permanent and perpetual easement one hundred fifty (150) feet in width on, over, along, across, and through the real estate hereinafter set forth to construct, re-construct, maintain, operate, enlarge, inspect, repair, locate, replace, or remove wires and cables for the transmission of electric energy, and for communication purposes, and any poles, structures, foundations and other equipment incidental thereto. MidAmerican Energy Company shall have the right of ingress to and egress from said strip of land across the described tract for these purposes. MidAmerican shall further have the right to sell, lease, apportion, or subdivide its rights (or any part thereof) hereunder. The owners

and other affected persons may continue to use and enjoy the grounds within the easement areas, but subject to Applicant's rights as set forth above; provided, however, that no building, structure, or other improvement shall be constructed upon the easement strip which would directly interfere with Applicant's rights hereby acquired, including access to the easement strip and the safe operation of its electric transmission line.

The easement is shown on the plat attached hereto and is described in the attached document.

That such condemnation is sought to construct, operate, and maintain an electric transmission line and appurtenances thereto as provided in the relevant Provisions of the Code of Iowa.

That a Commission has been appointed as provided by law for the purpose of appraising and awarding damages which will be caused by said condemnation. That said Commission will, on the 29th day of August, 1996, at 9:00 o'clock A.M. convene at the Madison County Sheriff's Office, 1012 N. John Wayne Drive, Winterset, Iowa, and immediately thereafter view said premises. They will then return to the Sheriff's Office and proceed to appraise and award said damages. You may participate in these proceedings before the commissioners, if you care to do so.

Dated this 10th day of July, 1996.

MIDAMERICAN ENERGY COMPANY

By: Antonio Colacino

Antonio Colacino
BRADSHAW, FOWLER, PROCTOR & FAIRGRAVE, P.C.
801 Grand Avenue, Suite 3700
Des Moines, IA 50309-2727
(515) 243-4191

ATTORNEYS FOR APPLICANT

PROPERTY LEGAL DESCRIPTION

THE NORTHEAST QUARTER (NE 1/4) OF THE NORTHEAST QUARTER (NE 1/4) OF SECTION THIRTY-SIX (36) IN TOWNSHIP SEVENTY-SIX (76) NORTH RANGE TWENTY-SEVEN (27) WEST OF THE 5TH P.M., MADISON COUNTY, IOWA AND

THE SOUTHWEST QUARTER (1/4) OF THE NORTHEAST QUARTER (NE 1/4) AND THE SOUTHEAST QUARTER (1/4) OF THE NORTHEAST QUARTER (1/4) IN SECTION THIRTY-SIX (36) TOWNSHIP SEVENTY-SIX (76) NORTH RANGE TWENTY-SEVEN (27) WEST OF THE 5TH P.M., MADISON COUNTY, IOWA EXCEPT ONE (1) ACRE OUT OF THE SOUTHEAST (SE) CORNER THEREOF FOR SCHOOL PURPOSES, AND EXCEPT A PARCEL OF LAND COMMENCING AT THE NORTHEAST (NE) CORNER OF THE SOUTHWEST QUARTER (SE 1/4) OF THE NORTHEAST QUARTER (NE 1/4) OF SAID SECTION THIRTY-SIX (36), RUNNING THENCE WEST (W) 228.4 FEET ALONG THE NORTH LINE OF SAID SOUTHWEST QUARTER (SE 1/4) OF THE NORTHEAST QUARTER (NE 1/4), THENCE SOUTH (S) 03°01' EAST (E) 164.9 FEET, THENCE SOUTH (S) 18°52' WEST (W) 122.6 FEET, THENCE SOUTH (S) 45°52' WEST (W) 194.2 FEET, THENCE SOUTH (S) 08°17' EAST (E) 236.8 FEET, THENCE SOUTH (S) 00°58' EAST (E) 267.5 FEET, THENCE SOUTH (S) 44°55' EAST (E) 268.6 FEET, THENCE EAST (E) 158 FEET TO THE EAST (E) LINE OF SAID SOUTHEAST QUARTER (SE 1/4) OF THE NORTHEAST QUARTER (NE 1/4), THENCE NORTH (N) 10°41' FEET ALONG SAID EAST (E) LINE TO THE POINT OF BEGINNING, CONTAINING 7.945 ACRES INCLUDING 0.8460 ACRES OF COUNTY ROAD RIGHT-OF-WAY. THIS PARCEL CONTAINS 71.9 ACRES MORE OR LESS. THIS DEED GIVEN IN FULFILLMENT OF PURCHASE AGREEMENT DATED MAY 27, 1992 AND FILED IN BOOK 130, PAGE 34.

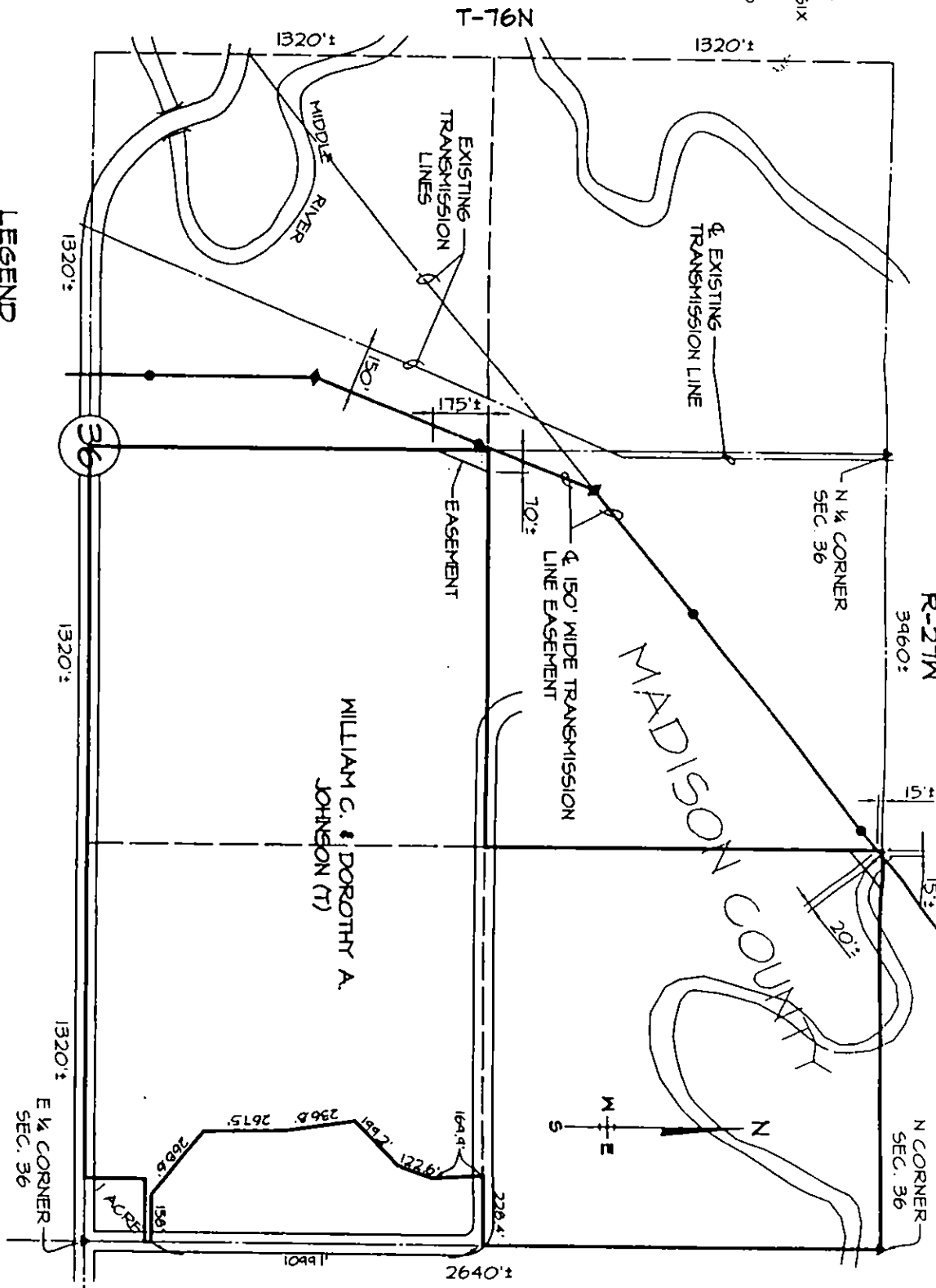
EASEMENT LEGAL DESCRIPTIONS

THAT PART OF A 150 FOOT WIDE STRIP OF LAND THAT IS WITHIN 75 FEET OF THE CENTERLINE OF A PROPOSED OVERHEAD TRANSMISSION LINE, SAID CENTERLINE IS PARALLEL TO AND 150 FEET EAST-SOUTHEASTERLY OF AN EXISTING OVERHEAD TRANSMISSION LINE AND SAID PROPOSED CENTERLINE DOES NOT CROSS OVER THIS PROPERTY. THIS PARCEL IS MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NW PROPERTY CORNER, WHICH IS ALSO THE NW CORNER OF THE SW 1/4 OF THE NE 1/4 SECTION 36, TOWNSHIP 76 NORTH, RANGE 27 WEST OF THE 5TH P.M., THENCE SOUTHERLY ALONG THE WEST PROPERTY LINE 175 FEET, MORE OR LESS; THENCE NORTHEASTERLY TO A POINT ON THE NORTH PROPERTY LINE; THENCE WESTERLY ALONG THE NORTH PROPERTY LINE 70 FEET MORE OR LESS, TO THE POINT OF BEGINNING, ALL BEING IN MADISON COUNTY, IOWA, AND

THAT PART OF A STRIP OF LAND 150 FEET IN WIDTH ACROSS THE ABOVE DESCRIBED PROPERTY, THE CENTERLINE OF SAID 150 FOOT STRIP IS MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NW CORNER OF THE NE 1/4 OF THE NE 1/4 OF SECTION 36, T-76N, R-27W OF THE 5TH PRINCIPAL MERIDIAN, THENCE SOUTHERLY ALONG THE WEST PROPERTY LINE 15 FEET, MORE OR LESS TO THE INTERSECTION OF SAID WEST LINE WITH THE CENTERLINE OF AN EXISTING OVERHEAD TRANSMISSION LINE, SAID POINT OF INTERSECTION IS THE POINT OF BEGINNING, THENCE NORTHEASTERLY ALONG THE CENTERLINE OF SAID TRANSMISSION LINE 20 FEET, MORE OR LESS, TO A POINT ON THE NORTH PROPERTY LINE WHICH IS 15 FEET, MORE OR LESS, EAST OF THE NW PROPERTY CORNER, ALL BEING IN MADISON COUNTY, IOWA.



LEGEND

- PROPERTY LINE
- SECTION LINE & 1/4 SECTION LINE
- SECTION CORNER
- 1/4 SECTION LINE
- PROPOSED 345 kV EASEMENT
- ANGLE POLE STRUCTURE
- LINE POLE STRUCTURE
- TITLE HOLDER

MIDAMERICAN ENERGY COMPANY			
PROPERTY PLAT			
SECTION 36, T-76N, R-27W			
DRAWN BY: NMD	DATE: MAY 1991		
CHECKED: RAE	SCALE: 1" = 400'		
APPROVED:			
4-22-96			
12-21-95			
3-1-93			
12-4-91			
4-30-91			

#61-2

RETURN OF SERVICE

FORM 141-Q June 1989

IN THE IOWA DISTRICT COURT FOR MADISON COUNTY

IN THE MATTER OF THE CONDEMNATION OF EASEMENT RIGHTS IN LAND BY MIDAMERICAN ENERGY COMPANY TO CONSTRUCT, OPERATE AND MAINTAIN A 345 KV ELECTRIC TRANSMISSION LINE IN MADISON COUNTY, IA

Case Name VS William C. Johnson and Dorothy A. Johnson

Case No. _____

Notice Rec'd this date _____

STATE OF IOWA

MADISON County

ss.

RETURN OF SERVICE:

- ☐ Personal
- ☐ Dwelling/Substitute
- ☐ Hotel, Boarding/Rooming House
- ☐ Corporation/Association
- ☒ Official (State, County, City)
- ☐ Spouse away from residence
- ☐ Other _____

Type of Service Code
1
2
3
4
5
6
7

I certify that I served a copy of:

- ☐ Petition and Original Notice
- ☐ Modification/Application and Notice
- ☐ Order to Show Cause

- ☐ Order Filed _____
- ☐ Writ _____
- ☒ Other Notice of Condemnation and

Served:

Assessment Hearing Before Condemnation Commission

Type Code

_____, at _____, on _____, _____
(Name) (Address) (Date)
_____, at _____, on _____
_____, at _____, on _____
_____, at _____, on _____
_____, at _____, on _____
_____, at _____, on _____
_____ by serving _____ at _____
(Name) (Name) (Address)

_____ on _____, (a person residing therein who was then at least 18 years old) or (Spouse away from residence). (Strike non-applicable part.)

MADISON COUNTY, IOWA

(Company/Government Unit Name)

by serving BECKY MCDONALD

(Name)

5

its TREASURER

(Title)

on July 29, 1996

(Date)

at Courthouse

Winterset, Iowa 50273

NOTE: (Diligent Search, etc.)

Paul D. Welch

Sheriff

Madison

County, Iowa

Sgt. Ken Burk

Official Title

FEES:

Processing \$ 10.00
Mileage \$ 2.70
Copy \$.50
Notary \$
TOTAL \$ 13.20

PAID

SEP 20 1996

By: *Antonio Colacino*

Fees charged to/paid by Att/Party:

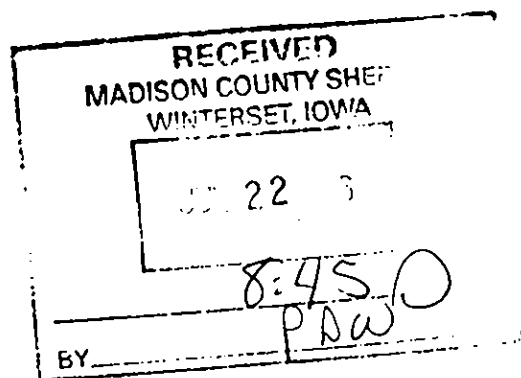
Mid American Energy Company

Antonio Colacino

NOTE: Copy of Original Notice, if served, must be attached to this form.

310

IN THE MATTER OF THE
CONDEMNATION OF
EASEMENTS RIGHTS IN LAND
BY MIDAMERICAN ENERGY COMPANY
TO CONSTRUCT, OPERATE AND MAINTAIN
A 345 kV ELECTRIC TRANSMISSION LINE
IN MADISON COUNTY, IOWA



SUMMONS TO COMMISSIONERS

TO: Don Noack
Booneville, Iowa

MidAmerican Energy Company has filed with the Chief Judge of the Fifth Judicial District, which includes Madison County, an application for the selection and appointment of a compensation commission to assess the damages which owners, encumbrancers, lienholders and other persons interested in the land sought to be appropriated or condemned in these proceedings will sustain by reason of such appropriation of the rights as described in the Application for the installation of an electric transmission line; and

WHEREAS, pursuant to Iowa law, you have been selected and appointed by the Chief Judge of the Fifth Judicial District, including Madison County, Iowa, as a member of such compensation commission, and such selection and appointment has been duly filed in my office, and further that Don Noack has been designated as Chairman of the Commission; and

WHEREAS, the Chief Judge of the Fifth Judicial District has instructed me to notify you of your appointment to the Compensation Commission.

NOW, THEREFORE, you are hereby summoned and required to be and appear before the undersigned, in the Office of the Sheriff at 1012 N. John Wayne Drive, Winterset, Madison County, Iowa, on the 29th day of August, 1996, at 9:00 o'clock A.M. for the purpose of qualifying as such Commissioner, and proceed to view said premises and make an award of damages as by law provided.

Dated at Madison County, Iowa, on the 15th day of July, 1996.

_____, Sheriff of.
Paul B. Welch, Sheriff
Madison County, Iowa

ACCEPTANCE OF SERVICE

Due and legal service of the foregoing Summons is hereby accepted and receipt of a copy thereof is acknowledged at Van Meter, Iowa, this 18 day of July, 1996. I further certify that I do not possess any interest in the above proceedings which would cause me to render a biased decision therein.

PLEASE SIGN THIS ACCEPTANCE
AND RETURN PROMPTLY TO THE
SHERIFF OF MADISON COUNTY

Donald G. Noack

REFUSAL TO SERVE

I will be unable to serve for the reason that:

_____ I possess an interest in the proceeding which would cause me to render a biased decision
_____ I _____

36

**IN THE MATTER OF THE
CONDEMNATION OF
EASEMENT RIGHTS IN LAND
BY MIDAMERICAN ENERGY COMPANY
TO CONSTRUCT, OPERATE AND MAINTAIN
A 345 kV ELECTRIC TRANSMISSION LINE
IN MADISON COUNTY, IOWA**

**NOTICE OF CONDEMNATION AND
ASSESSMENT HEARING BEFORE
COMPENSATION COMMISSION**

TO: William C. Johnson
Dorothy A. Johnson
Rural Route 1
P.O. Box 106A
Winterset, Iowa 50273

Madison County Treasurer
County Courthouse
Winterset, Iowa

and to all other persons, companies, or corporations having any interest in or owning any of the following described real estate:

[See attached legal description and plat]

You and each of you are hereby notified that MidAmerican Energy Company, successor by merger to Midwest Power Systems Inc. ("Applicant") desires condemnation of certain rights in the land described above, as more specifically described herein and in the Application filed with the Chief Judge of the Fifth Judicial District including Madison County, Iowa, and in the Office of the Sheriff of Madison County, Iowa, to which you are referred.

The Applicant seeks to acquire, by the process of eminent domain, a permanent and perpetual easement one hundred fifty (150) feet in width on, over, along, across, and through the real estate hereinafter set forth to construct, re-construct, maintain, operate, enlarge, inspect, repair, locate, replace, or remove wires and cables for the transmission of electric energy, and for communication purposes, and any poles, structures, foundations and other equipment incidental thereto. MidAmerican Energy Company shall have the right of ingress to and egress from said strip of land across the described tract for these purposes. MidAmerican shall further have the right to sell, lease, apportion, or subdivide its rights (or any part thereof) hereunder. The owners

and other affected persons may continue to use and enjoy the grounds within the easement areas, but subject to Applicant's rights as set forth above; provided, however, that no building, structure, or other improvement shall be constructed upon the easement strip which would directly interfere with Applicant's rights hereby acquired, including access to the easement strip and the safe operation of its electric transmission line.

The easement is shown on the plat attached hereto and is described in the attached document.

That such condemnation is sought to construct, operate, and maintain an electric transmission line and appurtenances thereto as provided in the relevant Provisions of the Code of Iowa.

That a Commission has been appointed as provided by law for the purpose of appraising and awarding damages which will be caused by said condemnation. That said Commission will, on the 29th day of August, 1996, at 9:00 o'clock A.M. convene at the Madison County Sheriff's Office, 1012 N. John Wayne Drive, Winterset, Iowa, and immediately thereafter view said premises. They will then return to the Sheriff's Office and proceed to appraise and award said damages. You may participate in these proceedings before the commissioners, if you care to do so.

Dated this 10th day of July, 1996.

MIDAMERICAN ENERGY COMPANY

By: Antonio Colacino

Antonio Colacino
BRADSHAW, FOWLER, PROCTOR & FAIRGRAVE, P.C.
801 Grand Avenue, Suite 3700
Des Moines, IA 50309-2727
(515) 243-4191

ATTORNEYS FOR APPLICANT

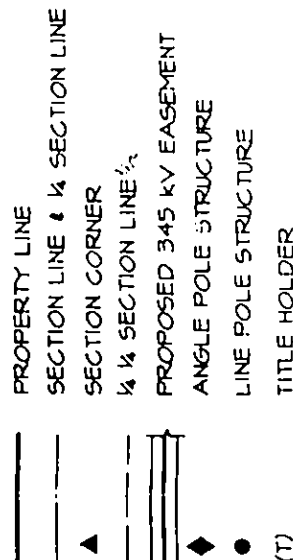
THE NORTHEAST QUARTER (NE 1/4) OF THE NORTHEAST QUARTER (NE 1/4) OF SECTION THIRTY-SIX (36), IN TOWNSHIP SEVENTY-SIX (76) NORTH, RANGE TWENTY-SEVEN (27), WEST OF THE 5TH P.M., MADISON COUNTY, IOWA AND, THE SOUTHWEST QUARTER (1/4) OF THE NORTHEAST QUARTER (NE 1/4) AND THE SOUTHEAST QUARTER (1/4) OF THE NORTHEAST QUARTER (1/4) IN SECTION THIRTY-SIX (36), TOWNSHIP SEVENTY-SIX (76) NORTH, RANGE TWENTY-SEVEN (27), WEST OF THE 5TH P.M., MADISON COUNTY, IOWA EXCEPT ONE (1) ACRE OUT OF THE SOUTHEAST (SE) CORNER THEREOF FOR SCHOOL PURPOSES, AND EXCEPT A PARCEL OF LAND COMMENCING AT THE NORTHEAST (NE) CORNER OF THE SOUTHEAST QUARTER (SE 1/4) OF THE NORTHEAST QUARTER (NE 1/4) OF SAID SECTION THIRTY-SIX (36) RUNNING THENCE WEST (W) 228.4 FEET ALONG THE NORTH LINE OF SAID SOUTHEAST QUARTER (SE 1/4) OF THE NORTHEAST QUARTER (NE 1/4), THENCE SOUTH (S) 03°01' EAST (E) 169.9 FEET, THENCE SOUTH (S) 18°52' WEST (W) 122.6 FEET, THENCE SOUTH (S) 45°52' WEST (W) 199.2 FEET, THENCE SOUTH (S) 08°17' EAST (E) 236.8 FEET, THENCE SOUTH (S) 00°58' EAST (E) 261.5 FEET, THENCE SOUTH (S) 49°55' EAST (E) 268.6 FEET, THENCE EAST (E) 158 FEET TO THE EAST (E) LINE OF SAID SOUTHEAST QUARTER (SE 1/4) OF THE NORTHEAST QUARTER (NE 1/4), THENCE NORTH (N) 109.1 FEET ALONG SAID EAST (E) LINE TO THE POINT OF BEGINNING, CONTAINING 7.9145 ACRES INCLUDING 0.8960 ACRES OF COUNTY ROAD RIGHT-OF-WAY. THIS PARCEL CONTAINS 71.9 ACRES MORE OR LESS. THIS DEED GIVEN IN FULFILLMENT OF PURCHASE AGREEMENT DATED MAY 27, 1992 AND FILED IN BOOK 130, PAGE 39.

THAT PART OF A 150 FOOT WIDE STRIP OF LAND THAT IS WITHIN 75 FEET OF THE CENTERLINE OF A PROPOSED OVERHEAD TRANSMISSION LINE, SAID CENTERLINE IS PARALLEL TO AND 150 FEET EAST-SOUTHEASTERLY OF AN EXISTING OVERHEAD TRANSMISSION LINE AND SAID PROPOSED CENTERLINE DOES NOT CROSS OVER THIS PROPERTY. THIS PARCEL IS MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NW PROPERTY CORNER, WHICH IS ALSO THE NW CORNER OF THE SW 1/4 OF THE NE 1/4 SECTION 36, TOWNSHIP 76 NORTH, RANGE 27 WEST OF THE 5TH P.M., THENCE SOUTHERLY ALONG THE WEST PROPERTY LINE 175 FEET; MORE OR LESS; THENCE NORTHEASTERLY TO A POINT ON THE NORTH PROPERTY LINE; THENCE WESTERLY ALONG THE NORTH PROPERTY LINE 10 FEET MORE OR LESS, TO THE POINT OF BEGINNING, ALL BEING IN MADISON COUNTY, IOWA, AND

THAT PART OF A STRIP OF LAND 150 FEET IN WIDTH ACROSS THE ABOVE DESCRIBED PROPERTY, THE CENTERLINE OF SAID 150 FOOT STRIP IS MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NW CORNER OF THE NE 1/4 OF THE NE 1/4 OF SECTION 36, T-76N, R-27W OF THE 5TH PRINCIPAL MERIDIAN, THENCE SOUTHERLY ALONG THE WEST PROPERTY LINE 15 FEET, MORE OR LESS TO THE INTERSECTION OF SAID WEST LINE WITH THE CENTERLINE OF AN EXISTING OVERHEAD TRANSMISSION LINE, SAID POINT OF INTERSECTION IS THE POINT OF BEGINNING; THENCE NORTHEASTERLY ALONG THE CENTERLINE OF SAID TRANSMISSION LINE 20 FEET, MORE OR LESS TO A POINT ON THE NORTH PROPERTY LINE WHICH IS ALSO THE POINT OF TERMINATION, SAID TERMINATION POINT IS 15 FEET, MORE OR LESS, EAST OF THE NW PROPERTY CORNER, ALL BEING IN MADISON COUNTY, IOWA.



4-22-46	MIDAMERICAN ENERGY COMPANY PROPERTY PLAT SECTION 36, T-76N, R-27W	DRAWN BY: MMD	DATE: MAY 1991
2-21-05		CHECKED: RAE	SCALE: 1" = 400'
3-1-93		APPROVED:	#61-2
12-4-91		APPROVED:	
4-30-91			

**IN THE MATTER OF THE
CONDEMNATION OF
EASEMENTS RIGHTS IN LAND
BY MIDAMERICAN ENERGY COMPANY
TO CONSTRUCT, OPERATE AND MAINTAIN
A 345 kV ELECTRIC TRANSMISSION LINE
IN MADISON COUNTY, IOWA**

SUMMONS TO COMMISSIONERS

TO: George Bown
Winterset, Iowa

MidAmerican Energy Company has filed with the Chief Judge of the Fifth Judicial District, which includes Madison County, an application for the selection and appointment of a compensation commission to assess the damages which owners, encumbrancers, lienholders and other persons interested in the land sought to be appropriated or condemned in these proceedings will sustain by reason of such appropriation of the rights as described in the Application for the installation of an electric transmission line; and

WHEREAS, pursuant to Iowa law, you have been selected and appointed by the Chief Judge of the Fifth Judicial District, including Madison County, Iowa, as a member of such compensation commission, and such selection and appointment has been duly filed in my office, and further that Don Noack has been designated as Chairman of the Commission; and

WHEREAS, the Chief Judge of the Fifth Judicial District has instructed me to notify you of your appointment to the Compensation Commission.

NOW, THEREFORE, you are hereby summoned and required to be and appear before the undersigned, in the Office of the Sheriff at 1012 N. John Wayne Drive, Winterset, Madison County, Iowa, on the **29th** day of **August**, 1996, at 9:00 o'clock A.M. for the purpose of qualifying as such Commissioner, and proceed to view said premises and make an award of damages as by law provided.

Dated at Madison County, Iowa, on the 15th day of July, 1996.

Paul D. Welch, Sheriff
_____, Sheriff of
Madison County, Iowa

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ACCEPTANCE OF SERVICE

Due and legal service of the foregoing Summons is hereby accepted and receipt of a copy thereof is acknowledged at Winterset, Iowa, this 29 day of Aug, 1996. I further certify that I do not possess any interest in the above proceedings which would cause me to render a biased decision therein.

PLEASE SIGN THIS ACCEPTANCE
AND RETURN PROMPTLY TO THE
SHERIFF OF MADISON COUNTY

Henry Brown

REFUSAL TO SERVE

I will be unable to serve for the reason that:

_____ I possess an interest in the proceeding which would cause me to render a biased decision

_____ I _____



**IN THE MATTER OF THE
CONDEMNATION OF
EASEMENT RIGHTS IN LAND
BY MIDAMERICAN ENERGY COMPANY
TO CONSTRUCT, OPERATE AND MAINTAIN
A 345 kV ELECTRIC TRANSMISSION LINE
IN MADISON COUNTY, IOWA**

**NOTICE OF CONDEMNATION AND
ASSESSMENT HEARING BEFORE
COMPENSATION COMMISSION**

TO: William C. Johnson
Dorothy A. Johnson
Rural Route 1
P.O. Box 106A
Winterset, Iowa 50273

Madison County Treasurer
County Courthouse
Winterset, Iowa

and to all other persons, companies, or corporations having any interest in or owning any of the following described real estate:

[See attached legal description and plat]

You and each of you are hereby notified that MidAmerican Energy Company, successor by merger to Midwest Power Systems Inc. ("Applicant") desires condemnation of certain rights in the land described above, as more specifically described herein and in the Application filed with the Chief Judge of the Fifth Judicial District including Madison County, Iowa, and in the Office of the Sheriff of Madison County, Iowa, to which you are referred.

The Applicant seeks to acquire, by the process of eminent domain, a permanent and perpetual easement one hundred fifty (150) feet in width on, over, along, across, and through the real estate hereinafter set forth to construct, re-construct, maintain, operate, enlarge, inspect, repair, locate, replace, or remove wires and cables for the transmission of electric energy, and for communication purposes, and any poles, structures, foundations and other equipment incidental thereto. MidAmerican Energy Company shall have the right of ingress to and egress from said strip of land across the described tract for these purposes. MidAmerican shall further have the right to sell, lease, apportion, or subdivide its rights (or any part thereof) hereunder. The owners

and other affected persons may continue to use and enjoy the grounds within the easement areas, but subject to Applicant's rights as set forth above; provided, however, that no building, structure, or other improvement shall be constructed upon the easement strip which would directly interfere with Applicant's rights hereby acquired, including access to the easement strip and the safe operation of its electric transmission line.

The easement is shown on the plat attached hereto and is described in the attached document.

That such condemnation is sought to construct, operate, and maintain an electric transmission line and appurtenances thereto as provided in the relevant Provisions of the Code of Iowa.

That a Commission has been appointed as provided by law for the purpose of appraising and awarding damages which will be caused by said condemnation. That said Commission will, on the 29th day of August, 1996, at 9:00 o'clock A.M. convene at the Madison County Sheriff's Office, 1012 N. John Wayne Drive, Winterset, Iowa, and immediately thereafter view said premises. They will then return to the Sheriff's Office and proceed to appraise and award said damages. You may participate in these proceedings before the commissioners, if you care to do so.

Dated this 10th day of July, 1996.

MIDAMERICAN ENERGY COMPANY

By: Antonio Colacino

Antonio Colacino
BRADSHAW, FOWLER, PROCTOR & FAIRGRAVE, P.C.
801 Grand Avenue, Suite 3700
Des Moines, IA 50309-2727
(515) 243-4191

ATTORNEYS FOR APPLICANT

PROPERTY LEGAL DESCRIPTION

THE NORTHEAST QUARTER (NE 1/4) OF THE NORTHEAST QUARTER (NE 1/4) OF SECTION THIRTY-SIX (36) IN TOWNSHIP SEVENTY-SIX (76) NORTH RANGE TWENTY-SEVEN (27) WEST OF THE 5TH P.M. MADISON COUNTY, IOWA AND, THE SOUTHWEST QUARTER (1/4) OF THE NORTHEAST QUARTER (NE 1/4) OF SECTION THIRTY-SIX (36) IN TOWNSHIP SEVENTY-SIX (76) NORTH RANGE TWENTY-SEVEN (27) WEST OF THE 5TH P.M. MADISON COUNTY, IOWA EXCEPT ONE (1) ACRE OUT OF THE SOUTHEAST (SE) CORNER THEREOF FOR SCHOOL PURPOSES, AND EXCEPT A PARCEL OF LAND COMMENCING AT THE NORTHEAST (NE) CORNER OF THE SOUTHEAST QUARTER (SE 1/4) OF THE NORTHEAST QUARTER (NE 1/4) OF SAID SECTION THIRTY-SIX (36), RUNNING THENCE WEST (W) 228.4 FEET ALONG THE NORTH LINE OF SAID SOUTHEAST QUARTER (SE 1/4) OF THE NORTHEAST QUARTER (NE 1/4), THENCE SOUTH (S) 03°01' EAST (E) 164.9 FEET, THENCE SOUTH (S) 18°52' WEST (W) 122.6 FEET, THENCE SOUTH (S) 45°52' WEST (W) 194.2 FEET, THENCE SOUTH (S) 08°17' EAST (E) 236.8 FEET, THENCE SOUTH (S) 00°56' EAST (E) 267.5 FEET, THENCE SOUTH (S) 44°55' EAST (E) 268.6 FEET, THENCE EAST (E) 159 FEET TO THE EAST (E) LINE OF SAID SOUTHEAST QUARTER (SE 1/4) OF THE NORTHEAST QUARTER (NE 1/4), THENCE NORTH (N) 1044.1 FEET ALONG SAID EAST (E) LINE TO THE POINT OF BEGINNING, CONTAINING 7.9145 ACRES INCLUDING 0.9460 ACRES OF COUNTY ROAD RIGHT-OF-WAY. THIS PARCEL CONTAINS 71.9 ACRES MORE OR LESS. THIS DEED GIVEN IN FULFILLMENT OF PURCHASE AGREEMENT DATED MAY 27, 1992 AND FILED IN BOOK 130, PAGE 34.

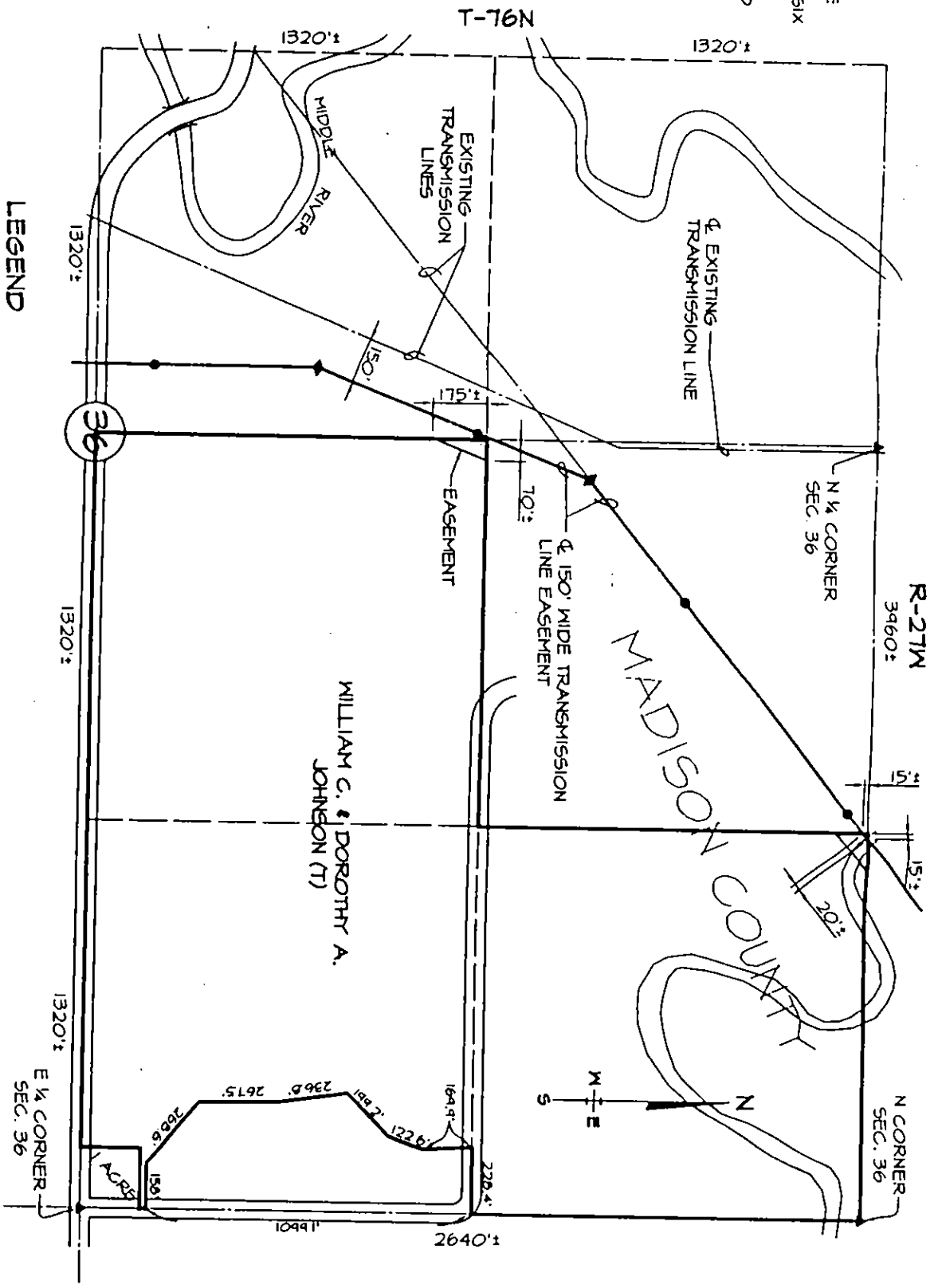
EASEMENT LEGAL DESCRIPTIONS

THAT PART OF A 150 FOOT WIDE STRIP OF LAND THAT IS WITHIN 15 FEET OF THE CENTERLINE OF A PROPOSED OVERHEAD TRANSMISSION LINE, SAID CENTERLINE IS PARALLEL TO AND 150 FEET EAST-SOUTHEASTERLY OF AN EXISTING OVERHEAD TRANSMISSION LINE AND SAID PROPOSED CENTERLINE DOES NOT CROSS OVER THIS PROPERTY. THIS PARCEL IS MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NW PROPERTY CORNER, WHICH IS ALSO THE NW CORNER OF THE SW 1/4 OF THE NE 1/4 SECTION 36, TOWNSHIP 76 NORTH, RANGE 27 WEST OF THE 5TH P.M., THENCE SOUTHERLY ALONG THE WEST PROPERTY LINE 175 FEET, MORE OR LESS, THENCE NORTHEASTERLY TO A POINT ON THE NORTH PROPERTY LINE, THENCE WESTERLY ALONG THE NORTH PROPERTY LINE 10 FEET MORE OR LESS, TO THE POINT OF BEGINNING, ALL BEING IN MADISON COUNTY, IOWA, AND,

THAT PART OF A STRIP OF LAND 150 FEET IN WIDTH ACROSS THE ABOVE DESCRIBED PROPERTY, THE CENTERLINE OF SAID 150 FOOT STRIP IS MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NW CORNER OF THE NE 1/4 OF THE NE 1/4 OF SECTION 36, T-76N, R-27W OF THE 5TH PRINCIPAL MERIDIAN, THENCE SOUTHERLY ALONG THE WEST PROPERTY LINE 15 FEET, MORE OR LESS TO THE INTERSECTION OF SAID WEST LINE WITH THE CENTERLINE OF AN EXISTING OVERHEAD TRANSMISSION LINE, SAID POINT OF INTERSECTION IS THE POINT OF BEGINNING, THENCE NORTHEASTERLY ALONG THE CENTERLINE OF SAID TRANSMISSION LINE 20 FEET, MORE OR LESS, TO A POINT ON THE NORTH PROPERTY LINE WHICH IS 15 FEET, MORE OR LESS, EAST OF THE NW PROPERTY CORNER, ALL BEING IN MADISON COUNTY, IOWA



LEGEND

- PROPERTY LINE
- SECTION LINE & 1/4 SECTION LINE
- SECTION CORNER
- 1/4 SECTION LINE
- PROPOSED 345 KV EASEMENT
- ANGLE POLE STRUCTURE
- LINE POLE STRUCTURE
- TITLE HOLDER

MIDAMERICAN ENERGY COMPANY			
PROPERTY PLAT			
SECTION 36, T-76N, R-27W			
DRAWN BY: NMD	DATE: MAY 1991		
CHECKED: RAE	SCALE: 1" = 400'		
APPROVED:			
4-22-96			
12-21-95			
3-1-93			
12-4-91			
4-30-91			

#61-2

216

IN THE MATTER OF THE
CONDEMNATION OF
EASEMENTS RIGHTS IN LAND
BY MIDAMERICAN ENERGY COMPANY
TO CONSTRUCT, OPERATE AND MAINTAIN
A 345 kV ELECTRIC TRANSMISSION LINE
IN MADISON COUNTY, IOWA

SUMMONS TO COMMISSIONERS

TO: Irvin Martens
Winterset, Iowa

MidAmerican Energy Company has filed with the Chief Judge of the Fifth Judicial District, which includes Madison County, an application for the selection and appointment of a compensation commission to assess the damages which owners, encumbrancers, lienholders and other persons interested in the land sought to be appropriated or condemned in these proceedings will sustain by reason of such appropriation of the rights as described in the Application for the installation of an electric transmission line; and

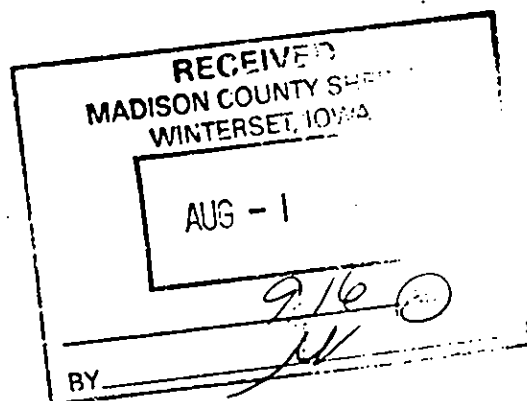
WHEREAS, pursuant to Iowa law, you have been selected and appointed by the Chief Judge of the Fifth Judicial District, including Madison County, Iowa, as a member of such compensation commission, and such selection and appointment has been duly filed in my office, and further that Don Noack has been designated as Chairman of the Commission; and

WHEREAS, the Chief Judge of the Fifth Judicial District has instructed me to notify you of your appointment to the Compensation Commission.

NOW, THEREFORE, you are hereby summoned and required to be and appear before the undersigned, in the Office of the Sheriff at 1012 N. John Wayne Drive, Winterset, Madison County, Iowa, on the 29th day of August, 1996, at 9:00 o'clock A.M. for the purpose of qualifying as such Commissioner, and proceed to view said premises and make an award of damages as by law provided.

Dated at Madison County, Iowa, on the 15th day of July, 1996.

Paul D. Smith, Sheriff of
Madison County, Iowa



PLEASE SIGN THIS ACCEPTANCE
AND RETURN PROMPTLY TO THE
SHERIFF OF MADISON COUNTY

Lucy H. Weston

I possess an interest in the proceeding which would cause me to render a biased decision

I possess an interest in the proceeding which would cause me to render a biased decision

I

149

**IN THE MATTER OF THE
CONDEMNATION OF
EASEMENT RIGHTS IN LAND
BY MIDAMERICAN ENERGY COMPANY
TO CONSTRUCT, OPERATE AND MAINTAIN
A 345 kV ELECTRIC TRANSMISSION LINE
IN MADISON COUNTY, IOWA**

**NOTICE OF CONDEMNATION AND
ASSESSMENT HEARING BEFORE
COMPENSATION COMMISSION**

TO: William C. Johnson
Dorothy A. Johnson
Rural Route 1
P.O. Box 106A
Winterset, Iowa 50273

Madison County Treasurer
County Courthouse
Winterset, Iowa

and to all other persons, companies, or corporations having any interest in or owning any of the following described real estate:

[See attached legal description and plat]

You and each of you are hereby notified that MidAmerican Energy Company, successor by merger to Midwest Power Systems Inc. ("Applicant") desires condemnation of certain rights in the land described above, as more specifically described herein and in the Application filed with the Chief Judge of the Fifth Judicial District including Madison County, Iowa, and in the Office of the Sheriff of Madison County, Iowa, to which you are referred.

The Applicant seeks to acquire, by the process of eminent domain, a permanent and perpetual easement one hundred fifty (150) feet in width on, over, along, across, and through the real estate hereinafter set forth to construct, re-construct, maintain, operate, enlarge, inspect, repair, locate, replace, or remove wires and cables for the transmission of electric energy, and for communication purposes, and any poles, structures, foundations and other equipment incidental thereto. MidAmerican Energy Company shall have the right of ingress to and egress from said strip of land across the described tract for these purposes. MidAmerican shall further have the right to sell, lease, apportion, or subdivide its rights (or any part thereof) hereunder. The owners

and other affected persons may continue to use and enjoy the grounds within the easement areas, but subject to Applicant's rights as set forth above; provided, however, that no building, structure, or other improvement shall be constructed upon the easement strip which would directly interfere with Applicant's rights hereby acquired, including access to the easement strip and the safe operation of its electric transmission line.

The easement is shown on the plat attached hereto and is described in the attached document.

That such condemnation is sought to construct, operate, and maintain an electric transmission line and appurtenances thereto as provided in the relevant Provisions of the Code of Iowa.

That a Commission has been appointed as provided by law for the purpose of appraising and awarding damages which will be caused by said condemnation. That said Commission will, on the 29th day of August, 1996, at 9:00 o'clock A.M. convene at the Madison County Sheriff's Office, 1012 N. John Wayne Drive, Winterset, Iowa, and immediately thereafter view said premises. They will then return to the Sheriff's Office and proceed to appraise and award said damages. You may participate in these proceedings before the commissioners, if you care to do so.

Dated this 10th day of July, 1996.

MIDAMERICAN ENERGY COMPANY

By: Antonio Colacino

Antonio Colacino
BRADSHAW, FOWLER, PROCTOR & FAIRGRAVE, P.C.
801 Grand Avenue, Suite 3700
Des Moines, IA 50309-2727
(515) 243-4191

ATTORNEYS FOR APPLICANT

PROPERTY LEGAL DESCRIPTION

THE NORTHEAST QUARTER (NE 1/4) OF THE NORTHEAST QUARTER (NE 1/4) OF SECTION THIRTY-SIX (36), IN TOWNSHIP SEVENTY-SIX (76) NORTH, RANGE TWENTY-SEVEN (27), WEST OF THE 5TH P.M., MADISON COUNTY, IOWA AND, THE SOUTHWEST QUARTER (1/4) OF THE NORTHEAST QUARTER (NE 1/4) AND THE SOUTHEAST QUARTER (1/4) OF THE NORTHEAST QUARTER (1/4) IN SECTION THIRTY-SIX (36), TOWNSHIP SEVENTY-SIX (76) NORTH, RANGE TWENTY-SEVEN (27), WEST OF THE 5TH P.M., MADISON COUNTY, IOWA EXCEPT ONE (1) ACRE OUT OF THE SOUTHEAST (SE) CORNER THEREOF FOR SCHOOL PURPOSES, AND EXCEPT A PARCEL OF LAND COMMENCING AT THE NORTHEAST (NE) CORNER OF THE SOUTHEAST QUARTER (SE 1/4) OF THE NORTHEAST QUARTER (NE 1/4) OF SAID SECTION THIRTY-SIX (36), RUNNING THENCE WEST (W) 228.4 FEET ALONG THE NORTH LINE OF SAID SOUTHEAST QUARTER (SE 1/4) OF THE NORTHEAST QUARTER (NE 1/4), THENCE SOUTH (S) 03°01' EAST (E) 169.9 FEET, THENCE SOUTH (S) 18°52' WEST (W) 122.6 FEET, THENCE SOUTH (S) 45°52' WEST (W) 194.2 FEET, THENCE SOUTH (S) 08°17' EAST (E) 236.8 FEET, THENCE SOUTH (S) 00°58' EAST (E) 267.5 FEET, THENCE SOUTH (S) 49°55' EAST (E) 268.6 FEET, THENCE EAST (E) 158 FEET TO THE EAST (E) LINE OF SAID SOUTHEAST QUARTER (SE 1/4) OF THE NORTHEAST QUARTER (NE 1/4), THENCE ALONG SAID EAST (E) LINE TO THE POINT OF BEGINNING, CONTAINING 1.9145 ACRES INCLUDING 0.8960 ACRES OF COUNTY ROAD RIGHT-OF-WAY. THIS PARCEL CONTAINS 71.9 ACRES MORE OR LESS. THIS DEED GIVEN IN FULFILLMENT OF PURCHASE AGREEMENT DATED MAY 27, 1992 AND FILED IN BOOK 130, PAGE 34.

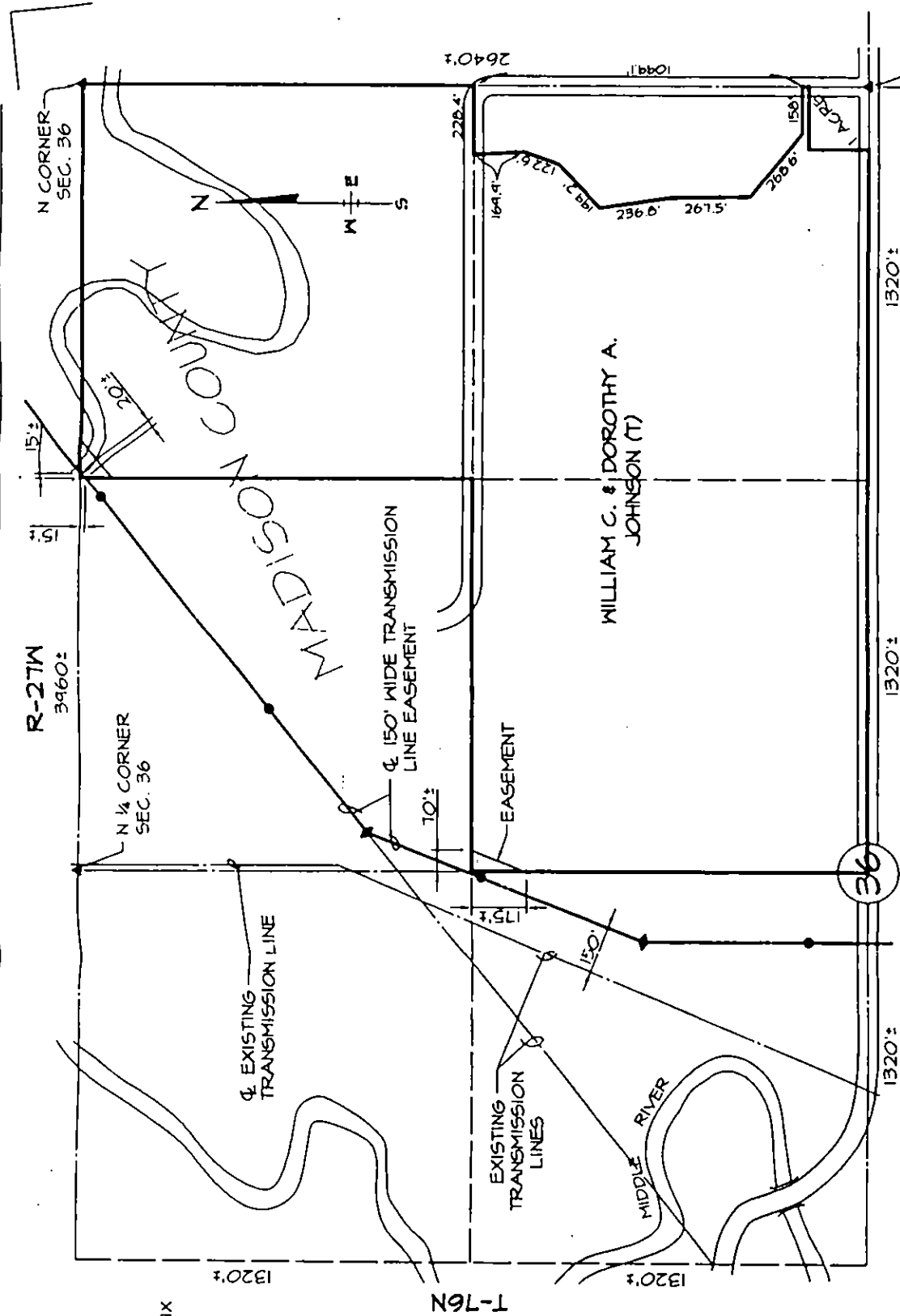
EASEMENT LEGAL DESCRIPTIONS

THAT PART OF A 150 FOOT WIDE STRIP OF LAND THAT IS WITHIN 75 FEET OF THE CENTERLINE OF A PROPOSED OVERHEAD TRANSMISSION LINE, SAID CENTERLINE IS PARALLEL TO AND 150 FEET EAST-SOUTHEASTERLY OF AN EXISTING OVERHEAD TRANSMISSION LINE AND SAID PROPOSED CENTERLINE DOES NOT CROSS OVER THIS PROPERTY. THIS PARCEL IS MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NW PROPERTY CORNER, WHICH IS ALSO THE NW CORNER OF THE SW 1/4 OF THE NE 1/4 SECTION 36, TOWNSHIP 76 NORTH, RANGE 27 WEST OF THE 5TH P.M., THENCE SOUTHERLY ALONG THE WEST PROPERTY LINE 175 FEET, MORE OR LESS; THENCE NORTHEASTERLY TO A POINT ON THE NORTH PROPERTY LINE; THENCE WESTERLY ALONG THE NORTH PROPERTY LINE TO FEET MORE OR LESS, TO THE POINT OF BEGINNING. ALL BEING IN MADISON COUNTY, IOWA.

AND, THAT PART OF A STRIP OF LAND 150 FEET IN WIDTH ACROSS THE ABOVE DESCRIBED PROPERTY, THE CENTERLINE OF SAID 150 FOOT STRIP IS MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NW CORNER OF THE NE 1/4 OF THE NE 1/4 OF SECTION 36, T-76N, R-27W OF THE 5TH PRINCIPAL MERIDIAN; THENCE SOUTHERLY ALONG THE WEST PROPERTY LINE 15 FEET, MORE OR LESS TO THE INTERSECTION OF SAID WEST LINE WITH THE CENTERLINE OF AN EXISTING OVERHEAD TRANSMISSION LINE, SAID POINT OF INTERSECTION IS THE POINT OF BEGINNING; THENCE NORTHEASTERLY ALONG THE CENTERLINE OF SAID TRANSMISSION LINE 20 FEET, MORE OR LESS, TO A POINT ON THE NORTH PROPERTY LINE WHICH IS ALSO THE POINT OF TERMINATION. SAID TERMINATION POINT IS 15 FEET, MORE OR LESS, EAST OF THE NW PROPERTY CORNER, ALL BEING IN MADISON COUNTY, IOWA.



LEGEND

- PROPERTY LINE
- SECTION LINE & 1/4 SECTION LINE
- SECTION CORNER
- 1/4 SECTION LINE
- PROPOSED 345 KV EASEMENT
- ANGLE POLE STRUCTURE
- LINE POLE STRUCTURE
- TITLE HOLDER

MIDAMERICAN ENERGY COMPANY			
PROPERTY PLAT			
SECTION 36, T-76N, R-27W			
DRAWN BY: MMD	DATE: MAY 1991		
CHECKED: RAE	SCALE: 1" = 400'		
APPROVED:			

4-22-96
12-21-95
3-1-93
12-4-91
9-30-91

#61-2

IN THE MATTER OF THE
CONDEMNATION OF
EASEMENTS RIGHTS IN LAND
BY MIDAMERICAN ENERGY COMPANY
TO CONSTRUCT, OPERATE AND MAINTAIN
A 345 kV ELECTRIC TRANSMISSION LINE
IN MADISON COUNTY, IOWA

RECEIVED
MADISON COUNTY SHERIFF
WINTERSSET, IOWA

JUL 24

10:30
[Signature]

SUMMONS TO COMMISSIONERS

TO: Loren Myers
Macksburg, Iowa

MidAmerican Energy Company has filed with the Chief Judge of the Fifth Judicial District, which includes Madison County, an application for the selection and appointment of a compensation commission to assess the damages which owners, encumbrancers, lienholders and other persons interested in the land sought to be appropriated or condemned in these proceedings will sustain by reason of such appropriation of the rights as described in the Application for the installation of an electric transmission line; and

WHEREAS, pursuant to Iowa law, you have been selected and appointed by the Chief Judge of the Fifth Judicial District, including Madison County, Iowa, as a member of such compensation commission, and such selection and appointment has been duly filed in my office, and further that Don Noack has been designated as Chairman of the Commission; and

WHEREAS, the Chief Judge of the Fifth Judicial District has instructed me to notify you of your appointment to the Compensation Commission.

NOW, THEREFORE, you are hereby summoned and required to be and appear before the undersigned, in the Office of the Sheriff at 1012 N. John Wayne Drive, Winterset, Madison County, Iowa, on the **29th** day of **August**, 1996, at 9:00 o'clock A.M. for the purpose of qualifying as such Commissioner, and proceed to view said premises and make an award of damages as by law provided.

Dated at Madison County, Iowa, on the 15th day of July, 1996.

Paul D. Welch Sheriff of
Madison County, Iowa

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ACCEPTANCE OF SERVICE

Due and legal service of the foregoing Summons is hereby accepted and receipt of a copy thereof is acknowledged at Winterson, Iowa, this 22 day of July, 1996. I further certify that I do not possess any interest in the above proceedings which would cause me to render a biased decision therein.

PLEASE SIGN THIS ACCEPTANCE
AND RETURN PROMPTLY TO THE
SHERIFF OF MADISON COUNTY

L. D. mgon

REFUSAL TO SERVE

I will be unable to serve for the reason that:

_____ I possess an interest in the proceeding which would cause me to render a biased decision

_____ I _____

**IN THE MATTER OF THE
CONDEMNATION OF
EASEMENT RIGHTS IN LAND
BY MIDAMERICAN ENERGY COMPANY
TO CONSTRUCT, OPERATE AND MAINTAIN
A 345 kV ELECTRIC TRANSMISSION LINE
IN MADISON COUNTY, IOWA**

**NOTICE OF CONDEMNATION AND
ASSESSMENT HEARING BEFORE
COMPENSATION COMMISSION**

TO: William C. Johnson
Dorothy A. Johnson
Rural Route 1
P.O. Box 106A
Winterset, Iowa 50273

Madison County Treasurer
County Courthouse
Winterset, Iowa

and to all other persons, companies, or corporations having any interest in or owning any of the following described real estate:

[See attached legal description and plat]

You and each of you are hereby notified that MidAmerican Energy Company, successor by merger to Midwest Power Systems Inc. ("Applicant") desires condemnation of certain rights in the land described above, as more specifically described herein and in the Application filed with the Chief Judge of the Fifth Judicial District including Madison County, Iowa, and in the Office of the Sheriff of Madison County, Iowa, to which you are referred.

The Applicant seeks to acquire, by the process of eminent domain, a permanent and perpetual easement one hundred fifty (150) feet in width on, over, along, across, and through the real estate hereinafter set forth to construct, re-construct, maintain, operate, enlarge, inspect, repair, locate, replace, or remove wires and cables for the transmission of electric energy, and for communication purposes, and any poles, structures, foundations and other equipment incidental thereto. MidAmerican Energy Company shall have the right of ingress to and egress from said strip of land across the described tract for these purposes. MidAmerican shall further have the right to sell, lease, apportion, or subdivide its rights (or any part thereof) hereunder. The owners

and other affected persons may continue to use and enjoy the grounds within the easement areas, but subject to Applicant's rights as set forth above; provided, however, that no building, structure, or other improvement shall be constructed upon the easement strip which would directly interfere with Applicant's rights hereby acquired, including access to the easement strip and the safe operation of its electric transmission line.

The easement is shown on the plat attached hereto and is described in the attached document.

That such condemnation is sought to construct, operate, and maintain an electric transmission line and appurtenances thereto as provided in the relevant Provisions of the Code of Iowa.

That a Commission has been appointed as provided by law for the purpose of appraising and awarding damages which will be caused by said condemnation. That said Commission will, on the 29th day of August, 1996, at 9:00 o'clock A.M. convene at the Madison County Sheriff's Office, 1012 N. John Wayne Drive, Winterset, Iowa, and immediately thereafter view said premises. They will then return to the Sheriff's Office and proceed to appraise and award said damages. You may participate in these proceedings before the commissioners, if you care to do so.

Dated this 10th day of July, 1996.

MIDAMERICAN ENERGY COMPANY

By: 

Antonio Colacino
BRADSHAW, FOWLER, PROCTOR & FAIRGRAVE, P.C.
801 Grand Avenue, Suite 3700
Des Moines, IA 50309-2727
(515) 243-4191

ATTORNEYS FOR APPLICANT

PROPERTY LEGAL DESCRIPTION

THE NORTHEAST QUARTER (NE 1/4) OF THE NORTHEAST QUARTER (NE 1/4) OF SECTION THIRTY-SIX (36), IN TOWNSHIP SEVENTY-SIX (76) NORTH, RANGE TWENTY-SEVEN (27), WEST OF THE 5TH P.M., MADISON COUNTY, IOWA

AND THE SOUTHWEST QUARTER (SW 1/4) OF THE NORTHEAST QUARTER (NE 1/4) AND THE SOUTHEAST QUARTER (SE 1/4) OF THE NORTHEAST QUARTER (NE 1/4) IN SECTION THIRTY-SIX (36), TOWNSHIP SEVENTY-SIX (76) NORTH, RANGE TWENTY-SEVEN (27), WEST OF THE 5TH P.M., MADISON COUNTY, IOWA EXCEPT ONE (1) ACRE OUT OF THE SOUTHEAST (SE) CORNER THEREOF FOR SCHOOL PURPOSES, AND EXCEPT A PARCEL OF LAND COMMENCING AT THE NORTHEAST (NE) CORNER OF THE SOUTHEAST QUARTER (SE 1/4) OF THE NORTHEAST QUARTER (NE 1/4) OF SAID SECTION THIRTY-SIX (36), RUNNING THENCE WEST (W) 220.4 FEET ALONG THE NORTH LINE OF SAID SOUTHEAST QUARTER (SE 1/4) OF THE NORTHEAST QUARTER (NE 1/4), THENCE SOUTH (S) 03°01' EAST (E) 169.9 FEET, THENCE SOUTH (S) 18°52' WEST (W) 122.6 FEET, THENCE SOUTH (S) 45°52' WEST (W) 194.2 FEET, THENCE SOUTH (S) 08°17' EAST (E) 236.8 FEET, THENCE SOUTH (S) 00°58' EAST (E) 261.5 FEET, THENCE SOUTH (S) 49°55' EAST (E) 268.6 FEET, THENCE EAST (E) 150 FEET TO THE EAST (E) LINE OF SAID SOUTHEAST QUARTER (SE 1/4) OF THE NORTHEAST QUARTER (NE 1/4), THENCE NORTH (N) 109.1 FEET ALONG SAID EAST (E) LINE TO THE POINT OF BEGINNING, CONTAINING 1.9145 ACRES INCLUDING 0.8460 ACRES OF COUNTY ROAD RIGHT-OF-WAY. THIS PARCEL CONTAINS 71.9 ACRES MORE OR LESS. THIS DEED GIVEN IN FULFILLMENT OF PURCHASE AGREEMENT DATED MAY 27, 1942 AND FILED IN BOOK 130, PAGE 34.

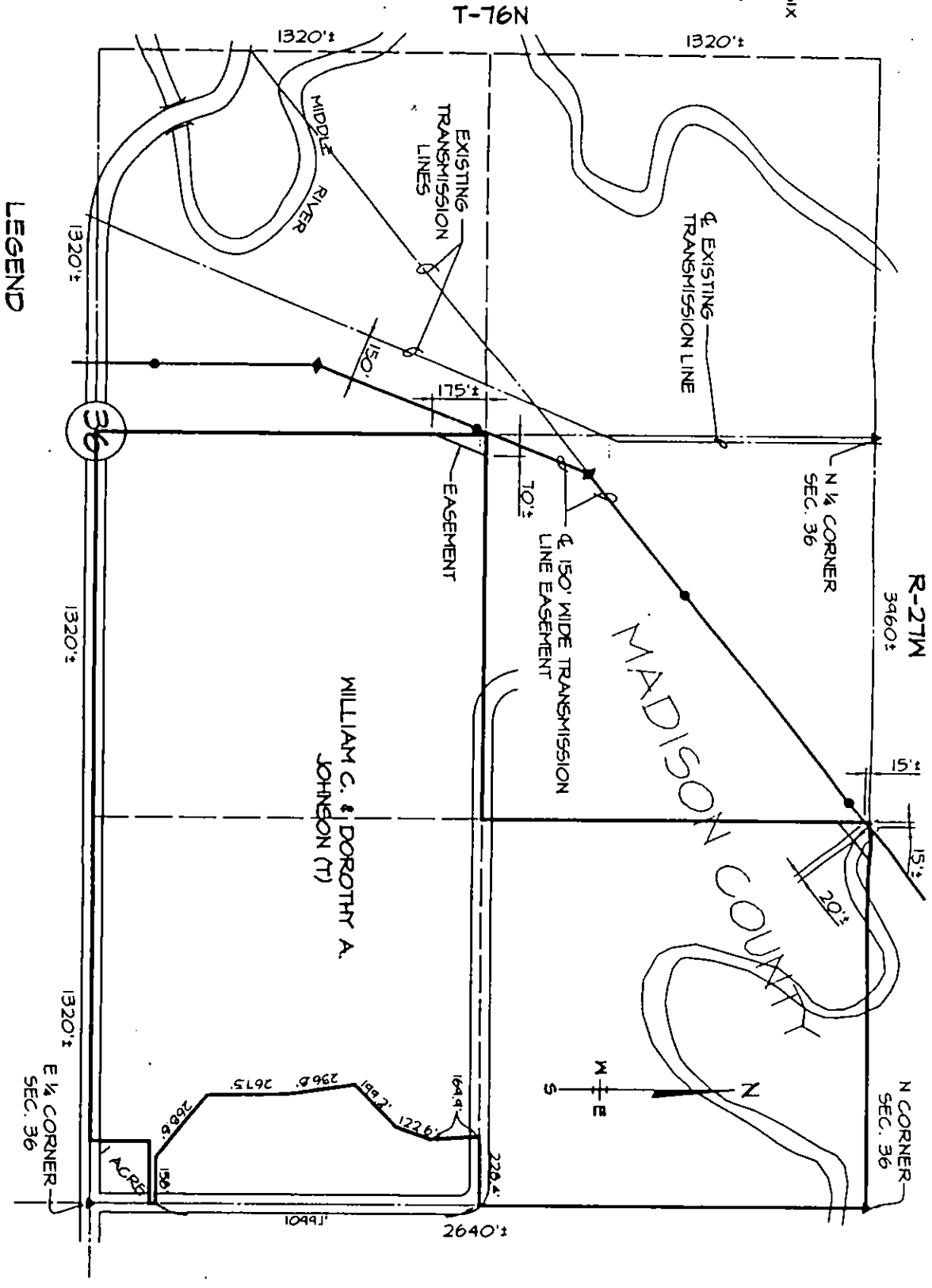
EASEMENT LEGAL DESCRIPTIONS

THAT PART OF A 150 FOOT WIDE STRIP OF LAND THAT IS WITHIN 75 FEET OF THE CENTERLINE OF A PROPOSED OVERHEAD TRANSMISSION LINE, SAID CENTERLINE IS PARALLEL TO AND 150 FEET EAST-SOUTHEASTERLY OF AN EXISTING OVERHEAD TRANSMISSION LINE AND SAID PROPOSED CENTERLINE DOES NOT CROSS OVER THIS PROPERTY. THIS PARCEL IS MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NW PROPERTY CORNER, WHICH IS ALSO THE NW CORNER OF THE SW 1/4 OF THE NE 1/4 SECTION 36, TOWNSHIP 76 NORTH, RANGE 27 WEST OF THE 5TH P.M., THENCE SOUTHERLY ALONG THE WEST PROPERTY LINE 175 FEET, MORE OR LESS, THENCE NORTHEASTERLY TO A POINT ON THE NORTH PROPERTY LINE, THENCE WESTERLY ALONG THE NORTH PROPERTY LINE 10 FEET MORE OR LESS, TO THE POINT OF BEGINNING, ALL BEING IN MADISON COUNTY, IOWA.

AND THAT PART OF A STRIP OF LAND 150 FEET IN WIDTH ACROSS THE ABOVE DESCRIBED PROPERTY, THE CENTERLINE OF SAID 150 FOOT STRIP IS MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NW CORNER OF THE NE 1/4 OF THE NE 1/4 OF SECTION 36, T-76N R-27W OF THE 5TH PRINCIPAL MERIDIAN, THENCE SOUTHERLY ALONG THE WEST PROPERTY LINE 15 FEET, MORE OR LESS TO THE INTERSECTION OF SAID WEST LINE WITH THE CENTERLINE OF AN EXISTING OVERHEAD TRANSMISSION LINE, SAID POINT OF INTERSECTION IS THE POINT OF BEGINNING, THENCE NORTHEASTERLY ALONG THE CENTERLINE OF SAID TRANSMISSION LINE 20 FEET, MORE OR LESS, TO A POINT ON THE NORTH PROPERTY LINE WHICH IS 15 FEET, MORE OR LESS, EAST OF THE NW PROPERTY CORNER, ALL BEING IN MADISON COUNTY, IOWA



LEGEND

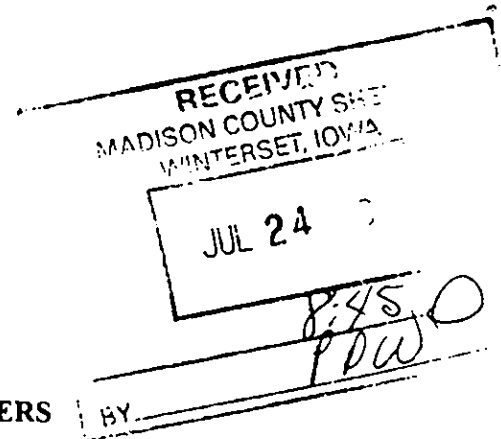
- PROPERTY LINE
- SECTION LINE & 1/4 SECTION LINE
- SECTION CORNER
- 1/4 SECTION LINE
- PROPOSED 345 KV EASEMENT
- ANGLE POLE STRUCTURE
- LINE POLE STRUCTURE
- TITLE HOLDER

MIDAMERICAN ENERGY COMPANY			
PROPERTY PLAT			
SECTION 36, T-76N, R-27W			
DRAWN BY: MND	DATE: MAY 1991		
CHECKED: RAE	SCALE: 1" = 400'		
APPROVED:			
4-22-96			
12-21-95			
3-1-93			
12-4-91			
4-30-91			

#61-2

56

IN THE MATTER OF THE
CONDEMNATION OF
EASEMENTS RIGHTS IN LAND
BY MIDAMERICAN ENERGY COMPANY
TO CONSTRUCT, OPERATE AND MAINTAIN
A 345 kV ELECTRIC TRANSMISSION LINE
IN MADISON COUNTY, IOWA



SUMMONS TO COMMISSIONERS

TO: Raymond Clark
Booneville, Iowa

MidAmerican Energy Company has filed with the Chief Judge of the Fifth Judicial District, which includes Madison County, an application for the selection and appointment of a compensation commission to assess the damages which owners, encumbrancers, lienholders and other persons interested in the land sought to be appropriated or condemned in these proceedings will sustain by reason of such appropriation of the rights as described in the Application for the installation of an electric transmission line; and

WHEREAS, pursuant to Iowa law, you have been selected and appointed by the Chief Judge of the Fifth Judicial District, including Madison County, Iowa, as a member of such compensation commission, and such selection and appointment has been duly filed in my office, and further that Don Noack has been designated as Chairman of the Commission; and

WHEREAS, the Chief Judge of the Fifth Judicial District has instructed me to notify you of your appointment to the Compensation Commission.

NOW, THEREFORE, you are hereby summoned and required to be and appear before the undersigned, in the Office of the Sheriff at 1012 N. John Wayne Drive, Winterset, Madison County, Iowa, on the 29th day of August, 1996, at 9:00 o'clock A.M. for the purpose of qualifying as such Commissioner, and proceed to view said premises and make an award of damages as by law provided.

Dated at Madison County, Iowa, on the 15th day of July, 1996.

Paul D. Welch
Paul D. Welch, Sheriff of
Madison County, Iowa

ACCEPTANCE OF SERVICE

Due and legal service of the foregoing Summons is hereby accepted and receipt of a copy thereof is acknowledged at Van Meter, Iowa, this 27 day of July, 1996. I further certify that I do not possess any interest in the above proceedings which would cause me to render a biased decision therein.

PLEASE SIGN THIS ACCEPTANCE
AND RETURN PROMPTLY TO THE
SHERIFF OF MADISON COUNTY

Raymond Clark

REFUSAL TO SERVE

I will be unable to serve for the reason that:

_____ I possess an interest in the proceeding which would cause me to render a biased decision

_____ I _____

**IN THE MATTER OF THE
CONDEMNATION OF
EASEMENT RIGHTS IN LAND
BY MIDAMERICAN ENERGY COMPANY
TO CONSTRUCT, OPERATE AND MAINTAIN
A 345 kV ELECTRIC TRANSMISSION LINE
IN MADISON COUNTY, IOWA**

**NOTICE OF CONDEMNATION AND
ASSESSMENT HEARING BEFORE
COMPENSATION COMMISSION**

TO: William C. Johnson
Dorothy A. Johnson
Rural Route 1
P.O. Box 106A
Winterset, Iowa 50273

Madison County Treasurer
County Courthouse
Winterset, Iowa

and to all other persons, companies, or corporations having any interest in or owning any of the following described real estate:

[See attached legal description and plat]

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and other affected persons may continue to use and enjoy the grounds within the easement areas, but subject to Applicant's rights as set forth above; provided, however, that no building, structure, or other improvement shall be constructed upon the easement strip which would directly interfere with Applicant's rights hereby acquired, including access to the easement strip and the safe operation of its electric transmission line.

The easement is shown on the plat attached hereto and is described in the attached document.

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Dated this 10th day of July, 1996.

MIDAMERICAN ENERGY COMPANY

By: Antonio Colacino

Antonio Colacino
BRADSHAW, FOWLER, PROCTOR & FAIRGRAVE, P.C.
801 Grand Avenue, Suite 3700
Des Moines, IA 50309-2727
(515) 243-4191

ATTORNEYS FOR APPLICANT

PROPERTY LEGAL DESCRIPTION

THE NORTHEAST QUARTER (NE 1/4) OF THE NORTHEAST QUARTER (NE 1/4) OF SECTION THIRTY-SIX (36) IN TOWNSHIP SEVENTY-SIX (76) NORTH, RANGE TWENTY-SEVEN (27) WEST OF THE 5TH P.M., MADISON COUNTY, IOWA AND.

THE SOUTHWEST QUARTER (SW 1/4) OF THE NORTHEAST QUARTER (NE 1/4) AND THE SOUTHEAST QUARTER (SE 1/4) OF THE NORTHEAST QUARTER (NE 1/4) IN SECTION THIRTY-SIX (36), TOWNSHIP SEVENTY-SIX (76) NORTH, RANGE TWENTY-SEVEN (27) WEST OF THE 5TH P.M., MADISON COUNTY, IOWA EXCEPT ONE (1) ACRE OUT OF THE SOUTHEAST (SE) CORNER THEREOF FOR SCHOOL PURPOSES, AND EXCEPT A PARCEL OF LAND COMMENCING AT THE NORTHEAST (NE) CORNER OF THE SOUTHEAST QUARTER (SE 1/4) OF THE NORTHEAST QUARTER (NE 1/4) OF SAID SECTION THIRTY-SIX (36), RUNNING THENCE WEST (W) 228.4 FEET ALONG THE NORTH LINE OF SAID SOUTHEAST QUARTER (SE 1/4) OF THE NORTHEAST QUARTER (NE 1/4), THENCE SOUTH (S) 03°01' EAST (E) 164.9 FEET, THENCE SOUTH (S) 18°52' WEST (W) 122.6 FEET, THENCE SOUTH (S) 45°52' WEST (W) 194.2 FEET, THENCE SOUTH (S) 08°17' EAST (E) 236.8 FEET, THENCE SOUTH (S) 00°58' EAST (E) 267.5 FEET, THENCE SOUTH (S) 49°55' EAST (E) 268.6 FEET, THENCE EAST (E) 158 FEET TO THE EAST (E) LINE OF SAID SOUTHEAST QUARTER (SE 1/4) OF THE NORTHEAST QUARTER (NE 1/4), THENCE NORTH (N) 104.1 FEET ALONG SAID EAST (E) LINE TO THE POINT OF BEGINNING, CONTAINING 7.9145 ACRES INCLUDING 0.8960 ACRES OF COUNTY ROAD RIGHT-OF-WAY. THIS PARCEL CONTAINS 71.9 ACRES MORE OR LESS. THIS DEED GIVEN IN FULFILLMENT OF PURCHASE AGREEMENT DATED MAY 27, 1992 AND FILED IN BOOK 130, PAGE 39.

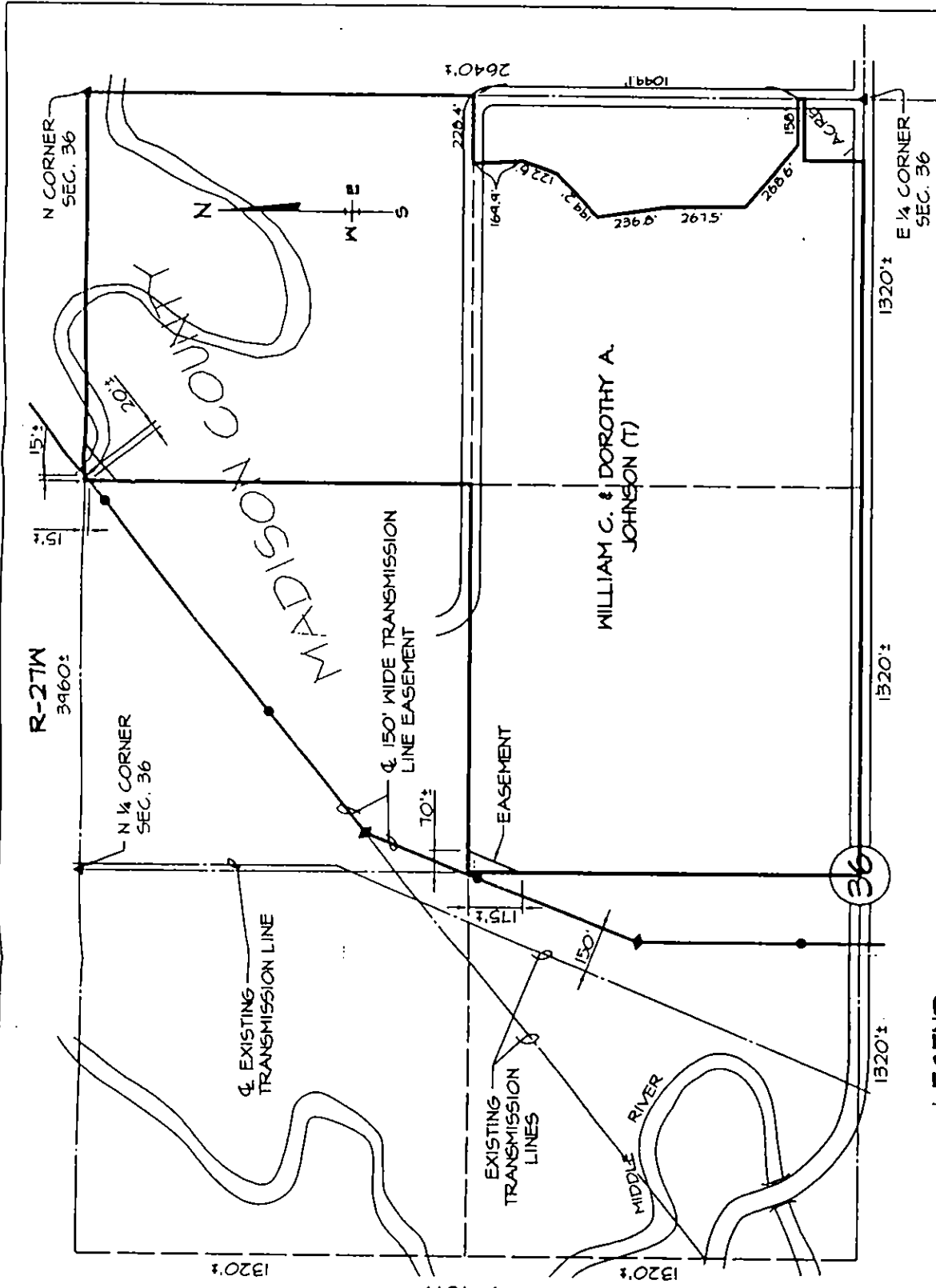
EASEMENT LEGAL DESCRIPTIONS

THAT PART OF A 150 FOOT WIDE STRIP OF LAND THAT IS WITHIN 75 FEET OF THE CENTERLINE OF A PROPOSED OVERHEAD TRANSMISSION LINE, SAID CENTERLINE IS PARALLEL TO AND 150 FEET EAST-SOUTHEASTERLY OF AN EXISTING OVERHEAD TRANSMISSION LINE AND SAID PROPOSED CENTERLINE DOES NOT CROSS OVER THIS PROPERTY. THIS PARCEL IS MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NW PROPERTY CORNER, WHICH IS ALSO THE NW CORNER OF THE SW 1/4 OF THE NE 1/4 SECTION 36, TOWNSHIP 76 NORTH, RANGE 27 WEST OF THE 5TH P.M., THENCE SOUTHERLY ALONG THE WEST PROPERTY LINE 175 FEET, MORE OR LESS; THENCE NORTHEASTERLY TO A POINT ON THE NORTH PROPERTY LINE; THENCE WESTERLY ALONG THE NORTH PROPERTY LINE 10 FEET MORE OR LESS, TO THE POINT OF BEGINNING, ALL BEING IN MADISON COUNTY, IOWA, AND.

THAT PART OF A STRIP OF LAND 150 FEET IN WIDTH ACROSS THE ABOVE DESCRIBED PROPERTY, THE CENTERLINE OF SAID 150 FOOT STRIP IS MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NW CORNER OF THE NE 1/4 OF THE NE 1/4 OF SECTION 36, T-76N, R-27W OF THE 5TH PRINCIPAL MERIDIAN, THENCE SOUTHERLY ALONG THE WEST PROPERTY LINE 15 FEET, MORE OR LESS TO THE INTERSECTION OF SAID WEST LINE WITH THE CENTERLINE OF AN EXISTING OVERHEAD TRANSMISSION LINE, SAID POINT OF INTERSECTION IS THE POINT OF BEGINNING; THENCE NORTHEASTERLY ALONG THE CENTERLINE OF SAID TRANSMISSION LINE 20 FEET, MORE OR LESS, TO A POINT ON THE NORTH PROPERTY LINE WHICH IS ALSO THE POINT OF TERMINATION, SAID TERMINATION POINT IS 15 FEET, MORE OR LESS, EAST OF THE NW PROPERTY CORNER, ALL BEING IN MADISON COUNTY, IOWA



LEGEND

- PROPERTY LINE
- SECTION LINE & 1/4 SECTION LINE
- SECTION CORNER
- 1/4 SECTION LINE
- PROPOSED 345 KV EASEMENT
- ANGLE POLE STRUCTURE
- LINE POLE STRUCTURE
- TITLE HOLDER

MIDAMERICAN ENERGY COMPANY			
PROPERTY PLAT			
SECTION 36, T-76N, R-27W			
DRAWN BY: MMD	DATE: MAY 1991		
CHECKED: RAE	SCALE: 1" = 400'		
APPROVED:			
4-22-96	12-21-95	3-1-93	12-4-91
			6-30-91
			#61-2

**IN THE MATTER OF THE
CONDEMNATION OF
EASEMENTS RIGHTS IN LAND
BY MIDAMERICAN ENERGY COMPANY
TO CONSTRUCT, OPERATE AND MAINTAIN
A 345 kV ELECTRIC TRANSMISSION LINE
IN MADISON COUNTY, IOWA**

SUMMONS TO COMMISSIONERS

TO: Vincent Wildin
Winterset, Iowa

MidAmerican Energy Company has filed with the Chief Judge of the Fifth Judicial District, which includes Madison County, an application for the selection and appointment of a compensation commission to assess the damages which owners, encumbrancers, lienholders and other persons interested in the land sought to be appropriated or condemned in these proceedings will sustain by reason of such appropriation of the rights as described in the Application for the installation of an electric transmission line; and

WHEREAS, pursuant to Iowa law, you have been selected and appointed by the Chief Judge of the Fifth Judicial District, including Madison County, Iowa, as a member of such compensation commission, and such selection and appointment has been duly filed in my office, and further that Don Noack has been designated as Chairman of the Commission; and

WHEREAS, the Chief Judge of the Fifth Judicial District has instructed me to notify you of your appointment to the Compensation Commission.

NOW, THEREFORE, you are hereby summoned and required to be and appear before the undersigned, in the Office of the Sheriff at 1012 N. John Wayne Drive, Winterset, Madison County, Iowa, on the 29th day of August, 1996, at 9:00 o'clock A.M. for the purpose of qualifying as such Commissioner, and proceed to view said premises and make an award of damages as by law provided.

Dated at Madison County, Iowa, on the 15th day of July, 1996.

Paul B. Welch, Sheriff of
Madison County, Iowa

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ACCEPTANCE OF SERVICE

Due and legal service of the foregoing Summons is hereby accepted and receipt of a copy thereof is acknowledged at Winterset, Iowa, this 29 day of Aug, 1996. I further certify that I do not possess any interest in the above proceedings which would cause me to render a biased decision therein.

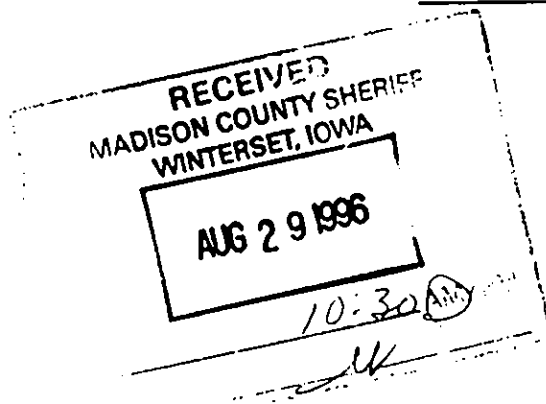
PLEASE SIGN THIS ACCEPTANCE
AND RETURN PROMPTLY TO THE
SHERIFF OF MADISON COUNTY

Vin Wilder

REFUSAL TO SERVE

I will be unable to serve for the reason that:

_____ I possess an interest in the proceeding which would cause me to render a biased decision
_____ I _____



**IN THE MATTER OF THE
CONDEMNATION OF
EASEMENT RIGHTS IN LAND
BY MIDAMERICAN ENERGY COMPANY
TO CONSTRUCT, OPERATE AND MAINTAIN
A 345 kV ELECTRIC TRANSMISSION LINE
IN MADISON COUNTY, IOWA**

**NOTICE OF CONDEMNATION AND
ASSESSMENT HEARING BEFORE
COMPENSATION COMMISSION**

TO: William C. Johnson
Dorothy A. Johnson
Rural Route 1
P.O. Box 106A
Winterset, Iowa 50273

Madison County Treasurer
County Courthouse
Winterset, Iowa

and to all other persons, companies, or corporations having any interest in or owning any of the following described real estate:

[See attached legal description and plat]

You and each of you are hereby notified that MidAmerican Energy Company, successor by merger to Midwest Power Systems Inc. ("Applicant") desires condemnation of certain rights in the land described above, as more specifically described herein and in the Application filed with the Chief Judge of the Fifth Judicial District including Madison County, Iowa, and in the Office of the Sheriff of Madison County, Iowa, to which you are referred.

The Applicant seeks to acquire, by the process of eminent domain, a permanent and perpetual easement one hundred fifty (150) feet in width on, over, along, across, and through the real estate hereinafter set forth to construct, re-construct, maintain, operate, enlarge, inspect, repair, locate, replace, or remove wires and cables for the transmission of electric energy, and for communication purposes, and any poles, structures, foundations and other equipment incidental thereto. MidAmerican Energy Company shall have the right of ingress to and egress from said strip of land across the described tract for these purposes. MidAmerican shall further have the right to sell, lease, apportion, or subdivide its rights (or any part thereof) hereunder. The owners

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and other affected persons may continue to use and enjoy the grounds within the easement areas, but subject to Applicant's rights as set forth above; provided, however, that no building, structure, or other improvement shall be constructed upon the easement strip which would directly interfere with Applicant's rights hereby acquired, including access to the easement strip and the safe operation of its electric transmission line.

The easement is shown on the plat attached hereto and is described in the attached document.

That such condemnation is sought to construct, operate, and maintain an electric transmission line and appurtenances thereto as provided in the relevant Provisions of the Code of Iowa.

That a Commission has been appointed as provided by law for the purpose of appraising and awarding damages which will be caused by said condemnation. That said Commission will, on the 29th day of August, 1996, at 9:00 o'clock A.M. convene at the Madison County Sheriff's Office, 1012 N. John Wayne Drive, Winterset, Iowa, and immediately thereafter view said premises. They will then return to the Sheriff's Office and proceed to appraise and award said damages. You may participate in these proceedings before the commissioners, if you care to do so.

Dated this 10th day of July, 1996.

MIDAMERICAN ENERGY COMPANY

By: Antonio Colacino

Antonio Colacino
BRADSHAW, FOWLER, PROCTOR & FAIRGRAVE, P.C.
801 Grand Avenue, Suite 3700
Des Moines, IA 50309-2727
(515) 243-4191

ATTORNEYS FOR APPLICANT

PROPERTY LEGAL DESCRIPTION

THE NORTHEAST QUARTER (NE 1/4) OF THE NORTHEAST QUARTER (NE 1/4) OF SECTION THIRTY-SIX (36), IN TOWNSHIP SEVENTY-SIX (76) NORTH, RANGE TWENTY-SEVEN (27), WEST OF THE 5TH P.M., MADISON COUNTY, IOWA

AND:
THE SOUTHWEST QUARTER (SW 1/4) OF THE NORTHEAST QUARTER (NE 1/4) AND THE SOUTHEAST QUARTER (SE 1/4) OF THE NORTHEAST QUARTER (NE 1/4) IN SECTION THIRTY-SIX (36), TOWNSHIP SEVENTY-SIX (76) NORTH, RANGE TWENTY-SEVEN (27), WEST OF THE 5TH P.M., MADISON COUNTY, IOWA EXCEPT ONE (1) ACRE OUT OF THE SOUTHEAST (SE) CORNER THEREOF FOR SCHOOL PURPOSES, AND EXCEPT A PARCEL OF LAND COMMENCING AT THE NORTHEAST (NE) CORNER OF THE SOUTHEAST QUARTER (SE 1/4) OF THE NORTHEAST QUARTER (NE 1/4) OF SAID SECTION THIRTY-SIX (36), RUNNING THENCE WEST (W) 228.4 FEET ALONG THE NORTH LINE OF SAID SOUTHEAST QUARTER (SE 1/4) OF THE NORTHEAST QUARTER (NE 1/4), THENCE SOUTH (S) 03°01' EAST (E) 164.9 FEET, THENCE SOUTH (S) 18°52' WEST (W) 122.6 FEET, THENCE SOUTH (S) 45°52' WEST (W) 194.2 FEET, THENCE SOUTH (S) 08°17' EAST (E) 236.8 FEET, THENCE SOUTH (S) 00°58' EAST (E) 267.5 FEET, THENCE SOUTH (S) 44°55' EAST (E) 268.6 FEET, THENCE EAST (E) 158 FEET TO THE EAST (E) LINE OF SAID SOUTHEAST QUARTER (SE 1/4) OF THE NORTHEAST QUARTER (NE 1/4), THENCE NORTH (N) 109.1 FEET ALONG SAID EAST (E) LINE TO THE POINT OF BEGINNING, CONTAINING 7.9145 ACRES INCLUDING 0.8460 ACRES OF COUNTY ROAD RIGHT-OF-WAY. THIS PARCEL CONTAINS 71.9 ACRES MORE OR LESS. THIS DEED GIVEN IN FULFILLMENT OF PURCHASE AGREEMENT DATED MAY 27, 1992 AND FILED IN BOOK 130, PAGE 34.

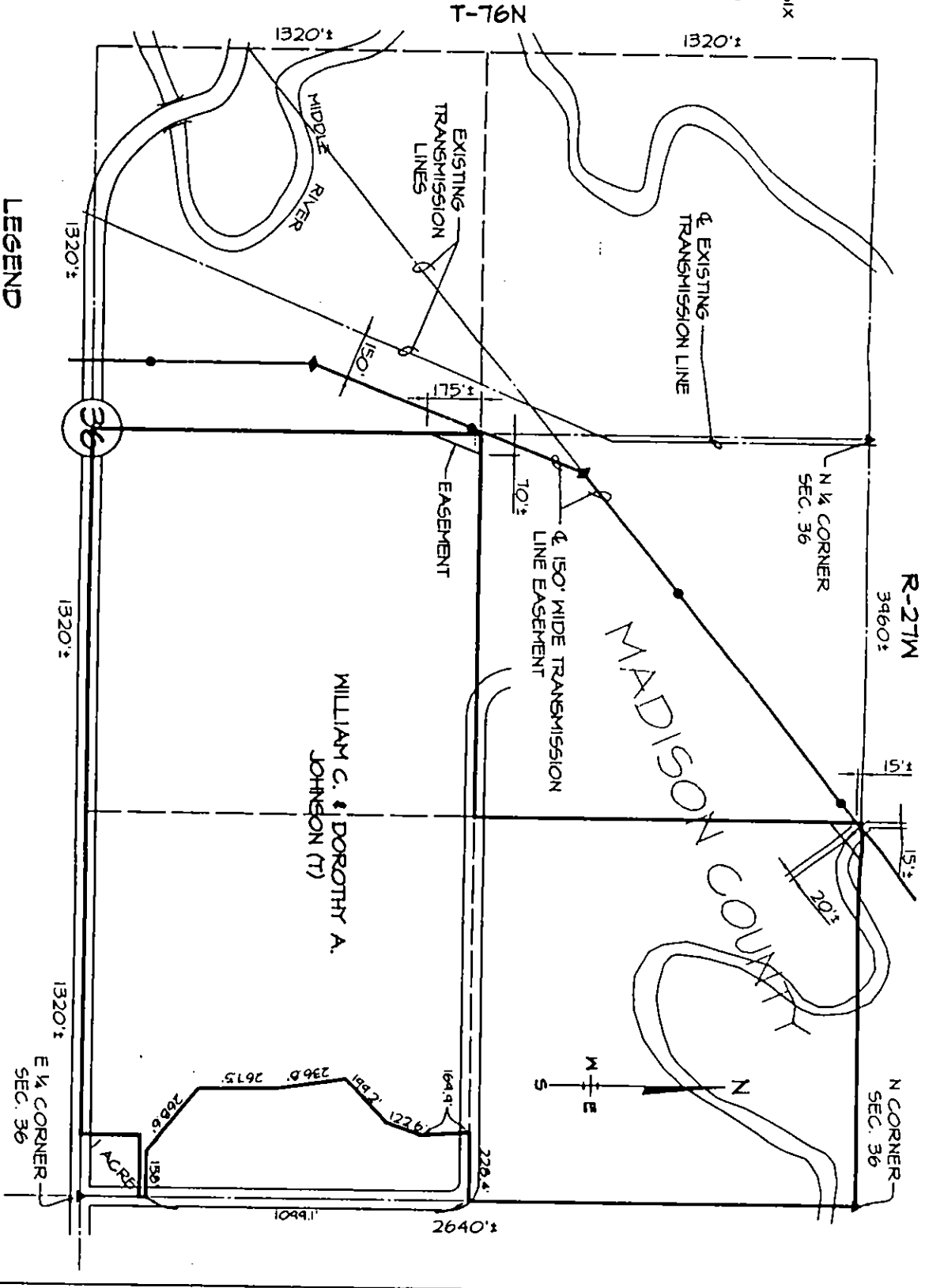
EASEMENT LEGAL DESCRIPTIONS

THAT PART OF A 150 FOOT WIDE STRIP OF LAND THAT IS WITHIN 75 FEET OF THE CENTERLINE OF A PROPOSED OVERHEAD TRANSMISSION LINE SAID CENTERLINE IS PARALLEL TO AND 150 FEET EAST-SOUTHEASTERLY OF AN EXISTING OVERHEAD TRANSMISSION LINE AND SAID PROPOSED CENTERLINE DOES NOT CROSS OVER THIS PROPERTY. THIS PARCEL IS MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NW PROPERTY CORNER, WHICH IS ALSO THE NW CORNER OF THE SW 1/4 OF THE NE 1/4 SECTION 36, TOWNSHIP 76 NORTH, RANGE 27 WEST OF THE 5TH P.M., THENCE SOUTHERLY ALONG THE WEST PROPERTY LINE 115 FEET, MORE OR LESS; THENCE NORTHEASTERLY TO A POINT ON THE NORTH PROPERTY LINE; THENCE WESTERLY ALONG THE NORTH PROPERTY LINE 70 FEET MORE OR LESS, TO THE POINT OF BEGINNING, ALL BEING IN MADISON COUNTY, IOWA, AND

THAT PART OF A STRIP OF LAND 150 FEET IN WIDTH ACROSS THE ABOVE DESCRIBED PROPERTY, THE CENTERLINE OF SAID 150 FOOT STRIP IS MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NW CORNER OF THE NE 1/4 OF THE NE 1/4 OF SECTION 36, T-76N, R-27W OF THE 5TH PRINCIPAL MERIDIAN, THENCE SOUTHERLY ALONG THE WEST PROPERTY LINE 15 FEET, MORE OR LESS TO THE INTERSECTION OF SAID WEST LINE WITH THE CENTERLINE OF AN EXISTING OVERHEAD TRANSMISSION LINE, SAID POINT OF INTERSECTION IS THE POINT OF BEGINNING, THENCE NORTHEASTERLY ALONG THE CENTERLINE OF SAID TRANSMISSION LINE 20 FEET, MORE OR LESS, TO A POINT ON THE NORTH PROPERTY LINE WHICH IS 15 FEET, MORE OR LESS, EAST OF THE NW PROPERTY CORNER, ALL BEING IN MADISON COUNTY, IOWA



LEGEND

- PROPERTY LINE
- SECTION LINE & 1/4 SECTION LINE
- SECTION CORNER
- 1/4 SECTION LINE
- PROPOSED 345 KV EASEMENT
- ANGLE POLE STRUCTURE
- LINE POLE STRUCTURE
- TITLE HOLDER

MIDAMERICAN ENERGY COMPANY			
PROPERTY PLAT			
SECTION 36, T-76N, R-27W			
DRAWN BY	NMD	DATE	MAY 1991
CHECKED	RAE	SCALE	1" = 400'
APPROVED			
4-22-96			
12-21-95			
3-1-93			
12-4-91			
4-30-91			

#61-2

1/16

IN THE MATTER OF THE
CONDEMNATION OF EASEMENT
RIGHTS IN LAND BY MIDAMERICAN
ENERGY COMPANY, TO CONSTRUCT,
OPERATE AND MAINTAIN A 345 kV
ELECTRIC TRANSMISSION LINE IN
MADISON COUNTY, IOWA

OATH OF COMPENSATION COMMISSIONERS

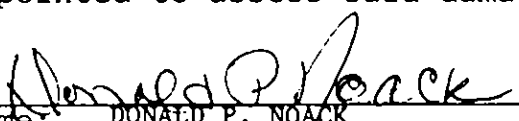
STATE OF IOWA)
) ss:
COUNTY OF MADISON)


The undersigned Commissioners, appointed by the Chief Judge of the Fifth Judicial District, which includes Madison County, Iowa, pursuant to the Application for condemnation filed by MIDAMERICAN ENERGY COMPANY, do solemnly swear, each for themselves:

That I do possess the qualifications listed under my name below, and

That I do not possess any interest in the proceedings which would cause me to render a biased decision, and

That I will, to the best of my ability, faithfully and impartially assess the damages which owners, lienholders, encumbrancers, and other persons interested in the land from which certain rights are sought to be appropriated by these proceedings will sustain by reason of the appropriation of the rights as set forth and described in the Application and Notice of Condemnation filed in the Office of the Sheriff by MIDAMERICAN ENERGY COMPANY to construct, operate, and maintain a 345 kV electric transmission line and make a written report to the Sheriff as authorized and prescribed in Iowa Code Chapters 6A and 6B (1995) and any amendments thereto, and in accordance with the instructions of the Chief Justice of the Iowa Supreme Court, and will well and truly perform any and all other duties imposed upon me by law as a member of the Compensation Commission selected and appointed to assess said damages.


Name: DONALD P. NOACK
Licensed Real Estate Salesman
or Broker


Name: GEORGE BOWN
Licensed Real Estate Salesman
or Broker

Loren Myers
 Name: LOREN MYERS
 Knowledgeable of Property
 Values by Virtue of Occupation

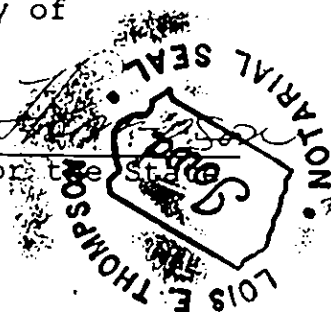
Irvin W. Martens
 Name: IRVIN W. MARTENS
 Knowledgeable of Property
 Values by Virtue of Occupation

Vincent Wildin
 Name: VINCENT WILDIN
 Agricultural/Other Than
 Agricultural

Raymond Clark
 Name: RAYMOND CLARK
 Agricultural/Other Than
 Agricultural

Subscribed and sworn to before me this 29th day of
August, 1996

Lois E. Thompson
 Notary Public in and for the State
 of Iowa



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IN THE MATTER OF THE
CONDEMNATION OF EASEMENT
RIGHTS IN LAND BY MIDAMERICAN
ENERGY COMPANY, TO CONSTRUCT,
OPERATE AND MAINTAIN A 345 kV
ELECTRIC TRANSMISSION LINE IN
MADISON COUNTY, IOWA

AFFIDAVIT OF NONMILITARY SERVICE

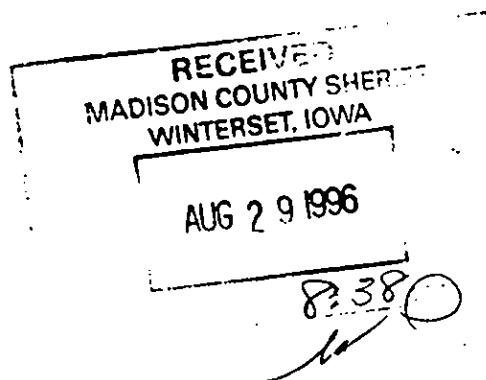
STATE OF IOWA)
) ss:
COUNTY OF MADISON)

I, James P. Diemer, being first duly sworn on oath, depose and state that I am Senior Right-of-Way Agent for MidAmerican Energy Company and am responsible for condemnation of right-of-way for this captioned project, and that I am qualified to make this affidavit; that to the best of my knowledge, belief and investigation none of the persons holding any legal right to the real property described in Exhibit "A" attached hereto, and by this reference made a part hereof, are in the active service or on active duty in any of the United States Armed Forces and none come within the provisions of the Soldiers and Sailors Relief Act of 1940, and the amendments thereto.

James P. Diemer
James P. Diemer

Subscribed and sworn to before me this 28th day of August, 1996.

Antar Colacino
Notary Public in and for the State
of Iowa



NV:C:\Word\Condemnation\AON.Madison.doc

19

**IN THE MATTER OF THE
CONDEMNATION OF
EASEMENT RIGHTS IN LAND
BY MIDAMERICAN ENERGY COMPANY
TO CONSTRUCT, OPERATE AND MAINTAIN
A 345 kV ELECTRIC TRANSMISSION LINE
IN MADISON COUNTY, IOWA**

**NOTICE OF CONDEMNATION AND
ASSESSMENT HEARING BEFORE
COMPENSATION COMMISSION**

TO: William C. Johnson
Dorothy A. Johnson
Rural Route 1
P.O. Box 106A
Winterset, Iowa 50273

Madison County Treasurer
County Courthouse
Winterset, Iowa

and to all other persons, companies, or corporations having any interest in or owning any of the following described real estate:

[See attached legal description and plat]

You and each of you are hereby notified that MidAmerican Energy Company, successor by merger to Midwest Power Systems Inc. ("Applicant") desires condemnation of certain rights in the land described above, as more specifically described herein and in the Application filed with the Chief Judge of the Fifth Judicial District including Madison County, Iowa, and in the Office of the Sheriff of Madison County, Iowa, to which you are referred.

The Applicant seeks to acquire, by the process of eminent domain, a permanent and perpetual easement one hundred fifty (150) feet in width on, under, across, and through the real estate hereinafter set forth to construct, maintain, operate, inspect, repair, replace, or remove an electric transmission line, and appurtenances thereto. MidAmerican Energy Company shall have the right of ingress to and egress from said strip of land across the described tract for these purposes. The owners and other affected persons may continue to use and enjoy the grounds within the easement areas, but subject to Applicant's rights as set forth above; provided, however, that no building, structure, or other improvement shall be constructed upon the easement strip

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which would directly interfere with Applicant's rights hereby acquired, including access to the easement strip and the safe operation of its electric transmission line.

The easement is shown on the plat attached hereto and is described in the attached document.

That such condemnation is sought to construct, operate, and maintain an electric transmission line as provided in the relevant Provisions of the Code of Iowa.

That a Commission has been appointed as provided by law for the purpose of appraising and awarding damages which will be caused by said condemnation. That said Commission will, on the 29th day of August, 1996, at 9:00 o'clock A.M. convene at the Madison County Sheriff's Office, 1012 N. John Wayne Drive, Winterset, Iowa, and immediately thereafter view said premises. They will then return to the Sheriff's Office and proceed to appraise and award said damages. You may participate in these proceedings before the commissioners, if you care to do so.

Dated this 10th day of July, 1996.

MIDAMERICAN ENERGY COMPANY

By: Antonio Colacino

Antonio Colacino
BRADSHAW, FOWLER, PROCTOR & FAIRGRAVE, P.C.
801 Grand Avenue, Suite 3700
Des Moines, IA 50309-2727
(515) 243-4191

ATTORNEYS FOR APPLICANT

PROPERTY LEGAL DESCRIPTION

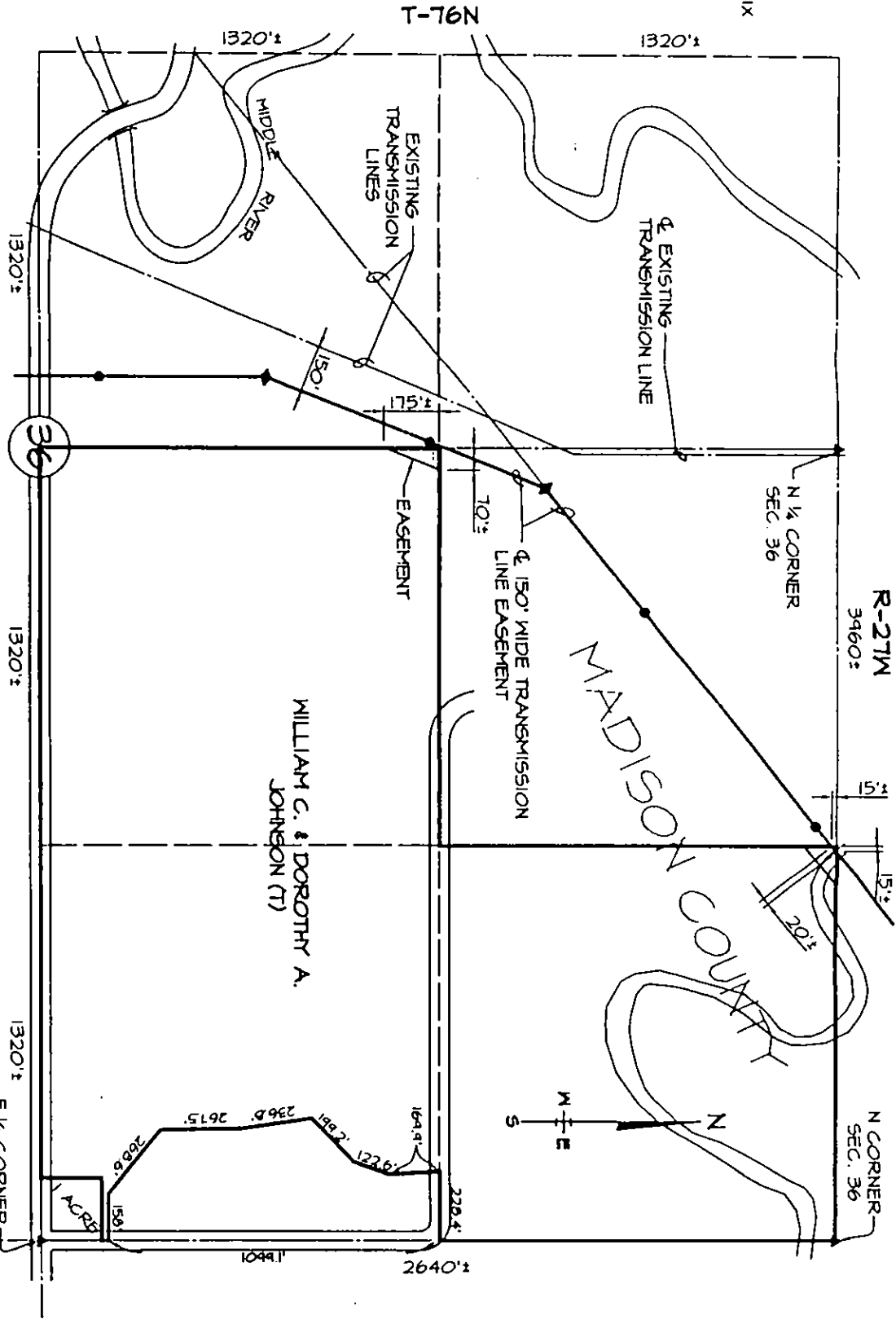
THE NORTHEAST QUARTER (NE 1/4) OF THE NORTHEAST QUARTER (NE 1/4) OF SECTION THIRTY-SIX (36), IN TOWNSHIP SEVENTY-SIX (76) NORTH, RANGE TWENTY-SEVEN (27), WEST OF THE 5TH P.M., MADISON COUNTY, IOWA AND THE SOUTHWEST QUARTER (SW 1/4) OF THE NORTHEAST QUARTER (NE 1/4) AND THE SOUTHEAST QUARTER (SE 1/4) OF THE NORTHEAST QUARTER (NE 1/4) IN SECTION THIRTY-SIX (36), TOWNSHIP SEVENTY-SIX (76) NORTH, RANGE TWENTY-SEVEN (27), WEST OF THE 5TH P.M., MADISON COUNTY, IOWA EXCEPT ONE (1) ACRE OUT OF THE SOUTHEAST (SE) CORNER THEREOF FOR SCHOOL PURPOSES, AND EXCEPT A PARCEL OF LAND COMMENCING AT THE NORTHEAST (NE) CORNER OF THE SOUTHEAST QUARTER (SE 1/4) OF THE NORTHEAST QUARTER (NE 1/4) OF SAID SECTION THIRTY-SIX (36), RUNNING THENCE WEST (W) 228.4 FEET ALONG THE NORTH LINE OF SAID SOUTHEAST QUARTER (SE 1/4) OF THE NORTHEAST QUARTER (NE 1/4), THENCE SOUTH (S) 03°01' EAST (E) 164.9 FEET, THENCE SOUTH (S) 16°52' WEST (W) 122.6 FEET, THENCE SOUTH (S) 45°52' WEST (W) 194.2 FEET, THENCE SOUTH (S) 08°17' EAST (E) 236.8 FEET, THENCE SOUTH (S) 00°58' EAST (E) 261.5 FEET, THENCE SOUTH (S) 49°55' EAST (E) 268.6 FEET, THENCE EAST (E) 158 FEET TO THE EAST (E) LINE OF SAID SOUTHEAST QUARTER (SE 1/4) OF THE NORTHEAST QUARTER (NE 1/4), THENCE NORTH (N) 109.1 FEET ALONG SAID EAST (E) LINE TO THE POINT OF BEGINNING, CONTAINING 1.9145 ACRES INCLUDING 0.8460 ACRES OF COUNTY ROAD RIGHT-OF-WAY, THIS PARCEL CONTAINS 71.9 ACRES MORE OR LESS. THIS DEED GIVEN IN FULFILLMENT OF PURCHASE AGREEMENT DATED MAY 21, 1992 AND FILED IN BOOK 130, PAGE 39.

EASEMENT LEGAL DESCRIPTIONS

THAT PART OF A 150 FOOT WIDE STRIP OF LAND THAT IS WITHIN 75 FEET OF THE CENTERLINE OF A PROPOSED OVERHEAD TRANSMISSION LINE, SAID CENTERLINE IS PARALLEL TO AND 150 FEET EAST-SOUTHEASTERLY OF AN EXISTING OVERHEAD TRANSMISSION LINE AND SAID PROPOSED CENTERLINE DOES NOT CROSS OVER THIS PROPERTY. THIS PARCEL IS MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NW PROPERTY CORNER, WHICH IS ALSO THE NW CORNER OF THE SW 1/4 OF THE NE 1/4 SECTION 36, TOWNSHIP 76 NORTH, RANGE 27 WEST OF THE 5TH P.M., THENCE SOUTHERLY ALONG THE WEST PROPERTY LINE 175 FEET, MORE OR LESS, THENCE NORTHEASTERLY TO A POINT ON THE NORTH PROPERTY LINE, THENCE WESTERLY ALONG THE NORTH PROPERTY LINE 70 FEET MORE OR LESS, TO THE POINT OF BEGINNING, ALL BEING IN MADISON COUNTY, IOWA, AND THAT PART OF A STRIP OF LAND 150 FEET IN WIDTH ACROSS THE ABOVE DESCRIBED PROPERTY, THE CENTERLINE OF SAID 150 FOOT STRIP IS MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NW CORNER OF THE NE 1/4 OF THE NE 1/4 OF SECTION 36, T-76N, R-27W OF THE 5TH PRINCIPAL MERIDIAN, THENCE SOUTHERLY ALONG THE WEST PROPERTY LINE 15 FEET, MORE OR LESS TO THE INTERSECTION OF SAID WEST LINE WITH THE CENTERLINE OF AN EXISTING OVERHEAD TRANSMISSION LINE, SAID POINT OF INTERSECTION IS THE POINT OF BEGINNING, THENCE NORTHEASTERLY ALONG THE CENTERLINE OF SAID TRANSMISSION LINE 20 FEET, MORE OR LESS, TO A POINT ON THE NORTH PROPERTY LINE, WHICH IS ALSO THE POINT OF TERMINATION, SAID TERMINATION POINT IS 15 FEET, MORE OR LESS, EAST OF THE NW PROPERTY CORNER, ALL BEING IN MADISON COUNTY, IOWA



MIDAMERICAN ENERGY COMPANY			
PROPERTY PLAT			
SECTION 36, T-76N, R-27W			
DRAWN BY: NMD	DATE: MAY 1991		
CHECKED: RAE	SCALE: 1" = 400'		
APPROVED: NMD			
4-22-96			
12-21-95			
3-1-93			
12-4-91			
8-30-91			

#61-2

IN THE MATTER OF THE
CONDEMNATION OF EASEMENT
RIGHTS IN LAND BY MIDAMERICAN
ENERGY COMPANY, TO CONSTRUCT,
OPERATE AND MAINTAIN A 345 kV
ELECTRIC TRANSMISSION LINE IN
MADISON COUNTY, IOWA

REPORT OF COMPENSATION COMMISSION

STATE OF IOWA)
) ss:
COUNTY OF MADISON)

Each of the undersigned, being duly sworn, states:

That we, as Compensation Commissioners in the above-entitled matter, convened at Indianola, Iowa, on the 29th day of August, 1996, and thereupon proceeded to view the premises and further did thereafter on the 29th day of July, 1996, award damages in the total amount of \$ 400. to the owners and lienholders as follows:

William C. Johnson
Dorothy A. Johnson
Madison County Treasurer

\$ _____
\$ _____
\$ _____

Commissioner: Vin Wildin
Vin Wildin

George Bown
Commissioner: George Bown

Commissioner: Loren Myers
Loren Myers

Raymond Clark
Commissioner: Raymond Clark

Commissioner: Irvin Martens
Irvin Martens

Donald P. Noack
Commissioner: Donald P. Noack

Subscribed and sworn to before me on this 29th day of
August, 1996



Leis E. Thompson
Notary Public in and for the State of Iowa

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IN THE MATTER OF THE
CONDEMNATION OF EASEMENT
RIGHTS IN LAND BY MIDAMERICAN
ENERGY COMPANY, TO CONSTRUCT,
OPERATE AND MAINTAIN A 345 kV
ELECTRIC TRANSMISSION LINE IN
MADISON COUNTY, IOWA

AFFIDAVIT OF FINAL OFFER

STATE OF IOWA)
) ss:
COUNTY OF MADISON)

I, James P. Diemer, Senior Right of Way Agent, acting for MidAmerican Energy Company, in the above-captioned matter, hereby state and depose that, in compliance with Iowa Code § 6B.33 (1995), the most recent offer made to the owners, lienholders, encumbrancers, and other persons interested in the appropriation of certain specified rights in certain land as described by the Applicant in the Notice of Condemnation filed in the above matter, a copy of which is attached hereto, was in the amount of TWO THOUSAND + NO/100 Dollars and no/100 (\$ 2,000 .00).

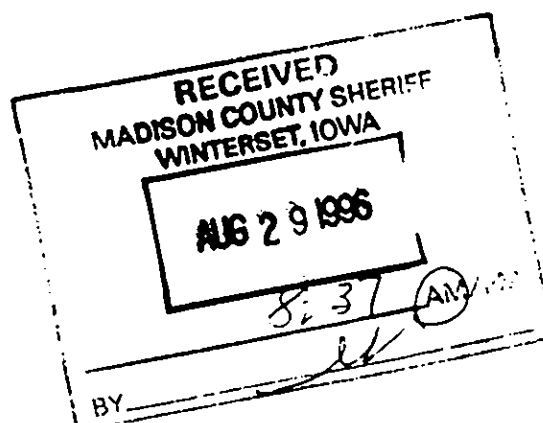
James P. Diemer
Affiant - James P. Diemer

Subscribed and sworn to before me by the said James P. Diemer on this 28th day of August, 1996.

Anton Colacino
Notary Public in and for the
State of Iowa



NV:C:\Word\Condemnation\AFO.Madison.doc



14

**IN THE MATTER OF THE
CONDEMNATION OF
EASEMENT RIGHTS IN LAND
BY MIDAMERICAN ENERGY COMPANY
TO CONSTRUCT, OPERATE AND MAINTAIN
A 345 kV ELECTRIC TRANSMISSION LINE
IN MADISON COUNTY, IOWA**

**NOTICE OF CONDEMNATION AND
ASSESSMENT HEARING BEFORE
COMPENSATION COMMISSION**

TO: William C. Johnson
Dorothy A. Johnson
Rural Route 1
P.O. Box 106A
Winterset, Iowa 50273

Madison County Treasurer
County Courthouse
Winterset, Iowa

and to all other persons, companies, or corporations having any interest in or owning any of the following described real estate:

[See attached legal description and plat]

You and each of you are hereby notified that MidAmerican Energy Company, successor by merger to Midwest Power Systems Inc. ("Applicant") desires condemnation of certain rights in the land described above, as more specifically described herein and in the Application filed with the Chief Judge of the Fifth Judicial District including Madison County, Iowa, and in the Office of the Sheriff of Madison County, Iowa, to which you are referred.

The Applicant seeks to acquire, by the process of eminent domain, a permanent and perpetual easement one hundred fifty (150) feet in width on, under, across, and through the real estate hereinafter set forth to construct, maintain, operate, inspect, repair, replace, or remove an electric transmission line, and appurtenances thereto. MidAmerican Energy Company shall have the right of ingress to and egress from said strip of land across the described tract for these purposes. The owners and other affected persons may continue to use and enjoy the grounds within the easement areas, but subject to Applicant's rights as set forth above; provided, however, that no building, structure, or other improvement shall be constructed upon the easement strip

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which would directly interfere with Applicant's rights hereby acquired, including access to the easement strip and the safe operation of its electric transmission line.

The easement is shown on the plat attached hereto and is described in the attached document.

That such condemnation is sought to construct, operate, and maintain an electric transmission line as provided in the relevant Provisions of the Code of Iowa.

That a Commission has been appointed as provided by law for the purpose of appraising and awarding damages which will be caused by said condemnation. That said Commission will, on the 29th day of August, 1996, at 9:00 o'clock A.M. convene at the Madison County Sheriff's Office, 1012 N. John Wayne Drive, Winterset, Iowa, and immediately thereafter view said premises. They will then return to the Sheriff's Office and proceed to appraise and award said damages. You may participate in these proceedings before the commissioners, if you care to do so.

Dated this 10th day of July, 1996.

MIDAMERICAN ENERGY COMPANY

By: Antonio Colacino

Antonio Colacino
BRADSHAW, FOWLER, PROCTOR & FAIRGRAVE, P.C.
801 Grand Avenue, Suite 3700
Des Moines, IA 50309-2727
(515) 243-4191

ATTORNEYS FOR APPLICANT

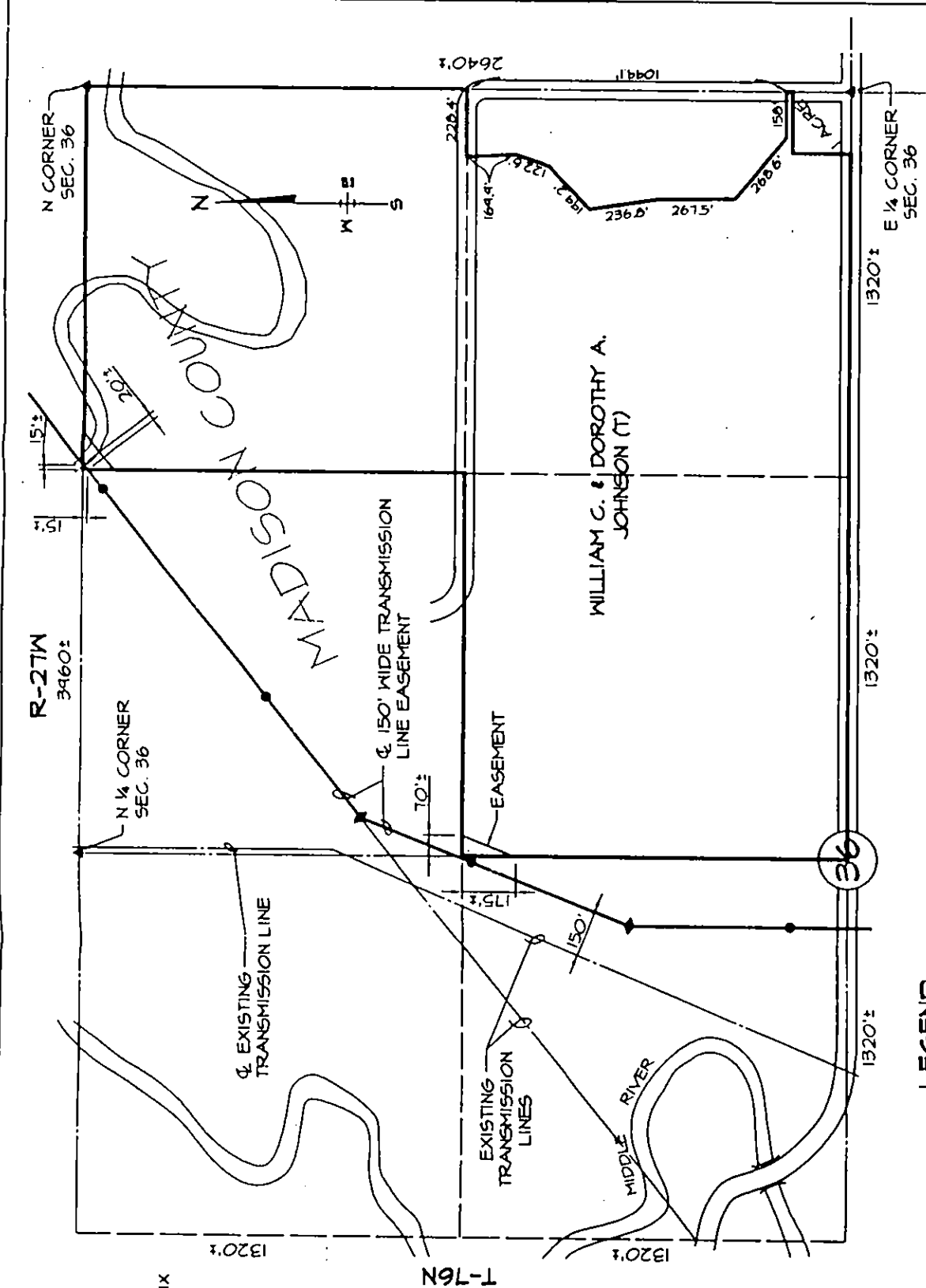
PROPERTY LEGAL DESCRIPTION

THE NORTHEAST QUARTER (NE 1/4) OF THE NORTHEAST QUARTER (NE 1/4) OF SECTION THIRTY-SIX (36), IN TOWNSHIP SEVENTY-SIX (76) NORTH, RANGE TWENTY-SEVEN (27), WEST OF THE 5TH P.M., MADISON COUNTY, IOWA AND, THE SOUTHWEST QUARTER (1/4) OF THE NORTHEAST QUARTER (NE 1/4) AND THE SOUTHEAST QUARTER (1/4) OF THE NORTHEAST QUARTER (1/4) IN SECTION THIRTY-SIX (36), TOWNSHIP SEVENTY-SIX (76) NORTH, RANGE TWENTY-SEVEN (27), WEST OF THE 5TH P.M., MADISON COUNTY, IOWA EXCEPT ONE (1) ACRE OUT OF THE SOUTHEAST (SE) CORNER THEREOF FOR SCHOOL PURPOSES, AND EXCEPT A PARCEL OF LAND COMMENCING AT THE NORTHEAST (NE) CORNER OF THE SOUTHEAST QUARTER (SE 1/4) OF THE NORTHEAST QUARTER (NE 1/4) OF SAID SECTION THIRTY-SIX (36), RUNNING THENCE WEST (W) 228.4 FEET ALONG THE NORTH LINE OF SAID SOUTHEAST QUARTER (SE 1/4) OF THE NORTHEAST QUARTER (NE 1/4), THENCE SOUTH (S) 03°01' EAST (E) 169.9 FEET, THENCE SOUTH (S) 18°52' WEST (W) 122.6 FEET, THENCE SOUTH (S) 45°52' WEST (W) 199.2 FEET, THENCE SOUTH (S) 08°17' EAST (E) 236.8 FEET, THENCE SOUTH (S) 00°58' EAST (E) 267.5 FEET, THENCE SOUTH (S) 44°55' EAST (E) 268.6 FEET, THENCE EAST (E) 158 FEET TO THE EAST (E) LINE OF SAID SOUTHEAST QUARTER (SE 1/4) OF THE NORTHEAST QUARTER (NE 1/4), THENCE NORTH (N) 109.1 FEET ALONG SAID EAST (E) LINE TO THE POINT OF BEGINNING, CONTAINING 7.9145 ACRES INCLUDING 0.8460 ACRES OF COUNTY ROAD RIGHT-OF-WAY. THIS PARCEL CONTAINS 71.9 ACRES MORE OR LESS. THIS DEED GIVEN IN FULFILLMENT OF PURCHASE AGREEMENT DATED MAY 27, 1992 AND FILED IN BOOK 130, PAGE 34.

EASEMENT LEGAL DESCRIPTIONS

THAT PART OF A 150 FOOT WIDE STRIP OF LAND THAT IS WITHIN 75 FEET OF THE CENTERLINE OF A PROPOSED OVERHEAD TRANSMISSION LINE, SAID CENTERLINE IS PARALLEL TO AND 150 FEET EAST-SOUTHEASTERLY OF AN EXISTING OVERHEAD TRANSMISSION LINE AND SAID PROPOSED CENTERLINE DOES NOT CROSS OVER THIS PROPERTY. THIS PARCEL IS MORE PARTICULARLY DESCRIBED AS FOLLOWS, BEGINNING AT THE NW PROPERTY CORNER, WHICH IS ALSO THE NW CORNER OF THE SW 1/4 OF THE NE 1/4 SECTION 36, TOWNSHIP 76 NORTH, RANGE 27 WEST OF THE 5TH P.M., THENCE SOUTHERLY ALONG THE WEST PROPERTY LINE 175 FEET, MORE OR LESS; THENCE NORTHEASTERLY TO A POINT ON THE NORTH PROPERTY LINE; THENCE WESTERLY ALONG THE NORTH PROPERTY LINE TO FEET MORE OR LESS TO THE POINT OF BEGINNING, ALL BEING IN MADISON COUNTY, IOWA, AND, THAT PART OF A STRIP OF LAND 150 FEET IN WIDTH ACROSS THE ABOVE DESCRIBED PROPERTY, THE CENTERLINE OF SAID 150 FOOT STRIP IS MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NW CORNER OF THE NE 1/4 OF THE NE 1/4 OF SECTION 36 T-76N R-27W OF THE 5TH PRINCIPAL MERIDIAN; THENCE SOUTHERLY ALONG THE WEST PROPERTY LINE 15 FEET, MORE OR LESS TO THE INTERSECTION OF SAID WEST LINE WITH THE CENTERLINE OF AN EXISTING OVERHEAD TRANSMISSION LINE; SAID POINT OF INTERSECTION IS THE POINT OF BEGINNING, THENCE NORTHEASTERLY ALONG THE CENTERLINE OF SAID TRANSMISSION LINE 20 FEET, MORE OR LESS, TO A POINT ON THE NORTH PROPERTY LINE WHICH IS ALSO THE POINT OF TERMINATION, SAID TERMINATION POINT IS 15 FEET MORE OR LESS EAST OF THE NW PROPERTY CORNER, ALL BEING IN MADISON COUNTY, IOWA



LEGEND

- PROPERTY LINE
- SECTION LINE & 1/4 SECTION LINE
- SECTION CORNER
- 1/4 SECTION LINE
- PROPOSED 345 kV EASEMENT
- ANGLE POLE STRUCTURE
- LINE POLE STRUCTURE
- TITLE HOLDER

MIDAMERICAN ENERGY COMPANY			
PROPERTY PLAT			
SECTION 36, T-76N, R-27W			
DRAWN BY: MMD	DATE: MAY 1991		
CHECKED: RAE	SCALE: 1" = 400'		
APPROVED:			
4-22-96	12-21-95	3-1-93	12-4-91
APPROVED: #61-2			

IN THE MATTER OF THE
 CONDEMNATION OF EASEMENT
 RIGHTS IN LAND BY MIDAMERICAN
 ENERGY COMPANY, TO CONSTRUCT,
 OPERATE AND MAINTAIN A 345 kV
 ELECTRIC TRANSMISSION LINE IN
 MADISON COUNTY, IOWA

NOTICE OF APPRAISEMENT OF DAMAGES
 AND TIME FOR APPEAL

TO:

William C. Johnson
 Rural Route 1
 P.O. Box 106A
 Winterset, IA 50273

Dorothy A. Johnson
 Rural Route 1
 P.O. Box 106A
 Winterset, IA 50273

Madison County Treasurer
 County Courthouse
 Winterset, Iowa

MidAmerican Energy Company
 c/o Antonio Colacino
 801 Grand Avenue, Suite 3700
 Des Moines, Iowa 50309-2727

YOU AND EACH OF YOU ARE HEREBY NOTIFIED that the duly
 appointed and qualified Commissioners have on the 29th day of
 August, 1996, assessed and appraised the damages sustained by
 reason of the condemnation as follows:

Damages Awarded	\$ 400.00
Attorneys Fees and Costs Awarded (if any)	\$
TOTAL AWARD	\$ 400.00

Apportionment:

William C. Johnson
 Dorothy A. Johnson
 Rural Route 1
 P.O. Box 106A
 Winterset, Iowa 50273

\$ 400.00

73
Madison County Treasurer
County Courthouse
Winterset, Iowa

\$ _____

Any interested party may, pursuant to Section 6B.18, Code of Iowa, within thirty (30) days from the date of mailing this Notice, appeal to the District Court as by law provided.

Dated this 29th day of August, 1996.

Sheriff of Madison County, Iowa

By:

Deputy


Sgt. Ken Burk

NV:C:\Word\Condemnation\NOA.Madison.doc

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IN THE MATTER OF THE
CONDEMNATION OF EASEMENT
RIGHTS IN LAND BY MIDAMERICAN
ENERGY COMPANY, TO CONSTRUCT,
OPERATE AND MAINTAIN A 345 kV
ELECTRIC TRANSMISSION LINE IN
MADISON COUNTY, IOWA

ENDORSEMENT OF SHERIFF OF MAILING
OF NOTICE OF APPRAISEMENT OF DAMAGES
AND TIME FOR APPEAL

I, the undersigned, Sheriff of Madison County, Iowa, hereby endorse and certify to the Report of Compensation Commission, to which this is attached, that I have mailed by ordinary mail on this 29th day of August, 1996, the attached Notice of Appraisement of Damages and Time for Appeal to each of the persons to whom they are addressed.

Sheriff of Madison County, Iowa

By:

Deputy


Sgt. Ken Burk

IN THE MATTER OF THE
CONDEMNATION OF EASEMENT
RIGHTS IN LAND BY MIDAMERICAN
ENERGY COMPANY, TO CONSTRUCT,
OPERATE AND MAINTAIN A 345 kV
ELECTRIC TRANSMISSION LINE IN
MADISON COUNTY, IOWA

SHERIFF'S CERTIFICATION OF COMPLIANCE
WITH IOWA CODE SECTION 6B.43 (1995)

STATE OF IOWA)
) ss:
COUNTY OF MADISON)

I hereby certify that, pursuant to Iowa Code § 6B.43 (1995),
I have this 29TH day of August, 1996, read aloud the "WRITTEN
INSTRUCTIONS FOR MEMBERS OF THE COMPENSATION COMMISSION"
submitted to me for this purpose by the Chief Justice of the Iowa
Supreme Court, having previously transmitted a copy of the
Instructions to each member of the Commission.

Sheriff of Madison County, Iowa

By:

Deputy


Sgt. Ken Burk

IN THE MATTER OF THE
CONDEMNATION OF EASEMENT
RIGHTS IN LAND BY MIDAMERICAN
ENERGY COMPANY, TO CONSTRUCT,
OPERATE AND MAINTAIN A 345 kV
ELECTRIC TRANSMISSION LINE IN
MADISON COUNTY, IOWA

SHERIFF'S CERTIFICATION AS TO AWARDS AND COSTS

TO: Madison County Clerk of Court

Madison County Recorder

MidAmerican Energy Company c/o Antonio Colacino
Bradshaw, Fowler, Proctor & Fairgrave,
P.C.
801 Grand, Suite 3700
Des Moines, IA 50309-2727

I hereby certify that the Commissioners in the above-entitled cause convened at Winterset, Iowa, on the 29th day of August, 1996, and thereupon proceeded to view the premises and said Commissioners did thereafter on the 29th day of August, 1996, file their report in my office awarding damages as follows:

<u>Name</u>	<u>Amount</u>
William C. Johnson Dorothy A. Johnson Rural Route 1 P.O. Box 106A Winterset, Iowa 50273	\$ 400.00
Madison County Treasurer County Courthouse Winterset, Iowa	\$

TOTAL DAMAGES AWARDED \$ 400.00

TOTAL ATTORNEY FEES AND COSTS AWARDED \$

I further certify that costs incident to this proceeding have been taxed as follows:

Serving notices as listed below:

Date	Names of Persons Served	Fee	Mileage	Rate	Amount	Total
072796	William C. Johnson	\$10.50	16 miles @ .27c		\$4.32	\$14.82
072796	Dorothy A. Johnson	\$ 5.00				\$ 5.00
072996	Madison County Treasurer	\$10.50	minimum	.27c	\$2.70	\$13.20

Sheriff, summoning and attending Commissioners \$ 70.31

Sheriff, mileage while attending
Commissioners 32 miles at .27c \$ 8.64

SHERIFF TOTAL COSTS OF
SERVING NOTICES AND ATTENDING
COMMISSIONERS \$ 182.28

COSTS OF SIX COMMISSIONERS
(PER COMMISSIONERS' STATEMENTS
ATTACHED) \$ 372.14

TOTAL COSTS \$ 554.42

Given under my hand this 29th day of August, 1996.

Sheriff of Madison County,
Iowa

By: [Signature]
Deputy Sgt. Ken Burk

NV:C:\Word\Condemnation\SCA.Madison.doc

7.3

IN THE MATTER OF THE
CONDEMNATION OF EASEMENT
RIGHTS IN LAND BY MIDAMERICAN
ENERGY COMPANY, TO CONSTRUCT,
OPERATE AND MAINTAIN A 345 kV
ELECTRIC TRANSMISSION LINE IN
MADISON COUNTY, IOWA

COMPENSATION COMMISSIONER STATEMENT

TO THE SHERIFF OF MADISON COUNTY, IOWA:

I certify that my fee and expenses as a member of the
commission in the matter of the condemnation of certain land in
Madison County, Iowa, for right-of-way in the above-captioned
matter held on the 29th day of August, 1996, are as follows, and
that these claims are due, just, and unpaid:

_____	day service at \$50.00	\$ <u>5.00</u> -
<u>40</u>	miles at \$ <u>274</u>	\$ <u>1080</u>
_____	meals and parking	\$ <u>5</u> -
Total		\$ <u>65.80</u>

Signed this 29 day of August, 1996.

Lane Morgan
Name: _____
Commissioner _____

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IN THE MATTER OF THE
CONDEMNATION OF EASEMENT
RIGHTS IN LAND BY MIDAMERICAN
ENERGY COMPANY, TO CONSTRUCT,
OPERATE AND MAINTAIN A 345 kV
ELECTRIC TRANSMISSION LINE IN
MADISON COUNTY, IOWA

COMPENSATION COMMISSIONER STATEMENT

TO THE SHERIFF OF MADISON COUNTY, IOWA:

I certify that my fee and expenses as a member of the
commission in the matter of the condemnation of certain land in
Madison County, Iowa, for right-of-way in the above-captioned
matter held on the 29th day of August, 1996, are as follows, and
that these claims are due, just, and unpaid:

<u>1</u>	day service at \$50.00	\$ <u>50.00</u>
<u>16</u>	miles at \$.27	\$ <u>4.32</u>
<u>1</u>	meals and parking	\$ <u>5.00</u>
Total		\$ <u>59.32</u>

Signed this 29 day of August, 1996.

Name: Jim Wilder
Commissioner

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IN THE MATTER OF THE
CONDEMNATION OF EASEMENT
RIGHTS IN LAND BY MIDAMERICAN
ENERGY COMPANY, TO CONSTRUCT,
OPERATE AND MAINTAIN A 345 kV
ELECTRIC TRANSMISSION LINE IN
MADISON COUNTY, IOWA

COMPENSATION COMMISSIONER STATEMENT

TO THE SHERIFF OF MADISON COUNTY, IOWA:

I certify that my fee and expenses as a member of the commission in the matter of the condemnation of certain land in Madison County, Iowa, for right-of-way in the above-captioned matter held on the 29th day of August, 1996, are as follows, and that these claims are due, just, and unpaid:

<u>1</u>	day service at \$50.00	\$ <u>50.00</u>
<u>28</u>	miles at \$ <u>.27</u>	\$ <u>7.56</u>
<u>1</u>	meals and parking	\$ <u>5.00</u>
Total		\$ <u>\$62.56</u>

Signed this 29 day of August, 1996.

Raymond Clark
Name: _____
Commissioner

86

IN THE MATTER OF THE
CONDEMNATION OF EASEMENT
RIGHTS IN LAND BY MIDAMERICAN
ENERGY COMPANY, TO CONSTRUCT,
OPERATE AND MAINTAIN A 345 kV
ELECTRIC TRANSMISSION LINE IN
MADISON COUNTY, IOWA

COMPENSATION COMMISSIONER STATEMENT

TO THE SHERIFF OF MADISON COUNTY, IOWA:

I certify that my fee and expenses as a member of the
commission in the matter of the condemnation of certain land in
Madison County, Iowa, for right-of-way in the above-captioned
matter held on the 29th day of August, 1996, are as follows, and
that these claims are due, just, and unpaid:

<u>1</u>	day service at \$50.00	\$ <u>50.⁰⁰</u>
<u>34</u>	miles at \$ <u>27</u>	\$ <u>9.18</u>
<u>1</u>	meals and parking	\$ <u>5.00</u>
Total		\$ <u>64.18</u>

Signed this 29th day of August, 1996.

Donald P. Meach
Name: _____
Commissioner

87

IN THE MATTER OF THE
CONDEMNATION OF EASEMENT
RIGHTS IN LAND BY MIDAMERICAN
ENERGY COMPANY, TO CONSTRUCT,
OPERATE AND MAINTAIN A 345 kV
ELECTRIC TRANSMISSION LINE IN
MADISON COUNTY, IOWA

COMPENSATION COMMISSIONER STATEMENT

TO THE SHERIFF OF MADISON COUNTY, IOWA:

I certify that my fee and expenses as a member of the
commission in the matter of the condemnation of certain land in
Madison County, Iowa, for right-of-way in the above-captioned
matter held on the 29th day of August, 1996, are as follows, and
that these claims are due, just, and unpaid:

_____	day service at \$50.00	\$ <u>50.-</u>
<u>22</u>	miles at \$ <u>274</u>	\$ <u>5.94</u>
_____	meals and parking	\$ <u>5.-</u>
Total		\$ <u>60.94</u>

Signed this 29 day of August, 1996.

[Signature]
Name: _____
Commissioner

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IN THE MATTER OF THE
CONDEMNATION OF EASEMENT
RIGHTS IN LAND BY MIDAMERICAN
ENERGY COMPANY, TO CONSTRUCT,
OPERATE AND MAINTAIN A 345 kV
ELECTRIC TRANSMISSION LINE IN
MADISON COUNTY, IOWA

COMPENSATION COMMISSIONER STATEMENT

TO THE SHERIFF OF MADISON COUNTY, IOWA:

I certify that my fee and expenses as a member of the
commission in the matter of the condemnation of certain land in
Madison County, Iowa, for right-of-way in the above-captioned
matter held on the 29th day of August, 1996, are as follows, and
that these claims are due, just, and unpaid:

<u>1</u>	day service at \$50.00	\$ <u>50</u>
<u>16</u>	miles at \$ <u>27</u>	\$ <u>4.32</u>
<u>1</u>	meals and parking	\$ <u>5. -</u>
Total		\$ <u>59.32</u>

Signed this 29th day of August, 1996.

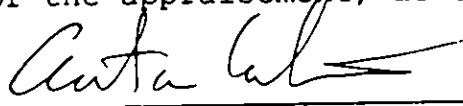
George Brown
Name: _____
Commissioner

97

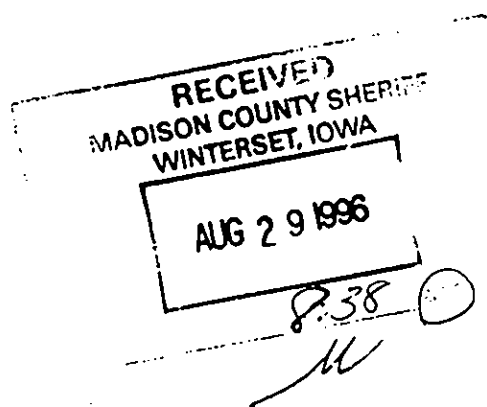
IN THE MATTER OF THE
CONDEMNATION OF EASEMENT
RIGHTS IN LAND BY MIDAMERICAN
ENERGY COMPANY, TO CONSTRUCT,
OPERATE AND MAINTAIN A 345 kV
ELECTRIC TRANSMISSION LINE IN
MADISON COUNTY, IOWA

FILING PROOF OF PUBLICATION

COMES NOW MidAmerican Energy Company, by and through its undersigned attorney, and submits the attached Proof of Publication for filing in the above-identified proceeding. The attached Proof of Publication establishes that notice of these proceedings was published in the Winterset Madisonian, a weekly paper of general circulation printed and published in Madison County, for four consecutive weeks, beginning on July 17, 1996, and ending on August 7, 1996. As a result, the first publication of the notice was published more than thirty days prior to August 29, 1996, the day fixed for the appraisal, as specified therein.


Antonio Colacino
Bradshaw, Fowler, Proctor &
Fairgrave, P.C.
801 Grand, Suite 3700
Des Moines, IA 50309-2727

NV:C:\Word\Condemnation\POP.Madison.doc



AFFIDAVIT OF PUBLICATION

STATE OF IOWA
SS.
Madison County

TED GORMAN BEING DULY SWORN
SAYS HE IS PUBLISHER OF THE
WINTERSET MADISONIAN, a once weekly
newspaper of general circulation,
published in Winterset, Iowa, and that
the notice, a copy which is annexed and
made part hereof, was correctly published
in said newspaper

for the period of four consecutive
weeks, the last publication thereof being
on the 7th day of August, 1996.

Ted Gorman

Subscribed and sworn to before me this

7th day of August, 1996.

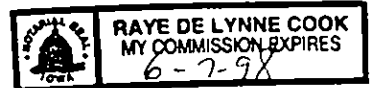
Raye De Lynne Cook

NOTARY PUBLIC

In and for Madison County

8/07

Fee \$ 58.21 per act



In The Matter Of The Condemnation Of Easement Rights In Land By MidAmerican Energy Company, To Construct, Operate And Maintain A 345 KV Electric Transmission Line In Madison County, Iowa

Notice Of Condemnation And Assessment Hearing
Before Compensation Commission

To: Mr. William J. Hinkle, Director of the Iowa Department of Transportation
Rural Route 1
P.O. Box 106A
Winterset, IA 50273

and all other persons, companies, or corporations having any interest in or owning
any of the following described real estate:

PROPERTY LEGAL DESCRIPTION PARCEL 81-2

THE NORTHEAST QUARTER (NE 1/4) OF THE NORTHEAST QUARTER (NE 1/4) OF
SECTION THIRTY-SIX (36), IN TOWNSHIP SEVENTY-SIX (76) NORTH, RANGE TWENTY-
SEVEN (27), WEST OF THE 5TH P.M., MADISON COUNTY, IOWA

AND,
THE SOUTHWEST QUARTER (1/4) OF THE NORTHEAST QUARTER (NE 1/4) AND THE
SOUTHEAST QUARTER (1/4) OF THE NORTHEAST QUARTER (NE 1/4) IN SECTION
THIRTY-SIX (36), TOWNSHIP SEVENTY-SIX (76) NORTH, RANGE TWENTY-SEVEN (27),
WEST OF THE 5TH P.M., MADISON COUNTY, IOWA EXCEPT ONE (1) ACRE OUT OF
THE SOUTHEAST (SE) CORNER THEREOF FOR SCHOOL PURPOSES, AND EXCEPT A
PARCEL OF LAND COMMENCING AT THE NORTHEAST (NE) CORNER OF THE
SOUTHEAST QUARTER (SE 1/4) OF THE NORTHEAST QUARTER (NE 1/4) OF SAID
SECTION THIRTY-SIX (36), RUNNING THENCE WEST (W) 228.4 FEET ALONG THE
NORTH LINE OF SAID SOUTHEAST QUARTER (SE 1/4) OF THE NORTHEAST QUAR-
TER (NE 1/4), THENCE SOUTH (S) 03'01" EAST (E) 169.9 FEET, THENCE SOUTH (S)
18'52" WEST (W) 122.8 FEET, THENCE SOUTH (S) 45'52" WEST (W) 199.2 FEET,
THENCE SOUTH (S) 08'17" EAST (E) 236.8 FEET, THENCE SOUTH (S) 00'58" EAST (E)
267.5 FEET, THENCE SOUTH (S) 49'55" EAST (E) 268.8 FEET, THENCE EAST (E) 158
FEET TO THE EAST (E) LINE OF SAID SOUTHEAST QUARTER (SE 1/4) OF THE
NORTHEAST QUARTER (NE 1/4), THENCE NORTH (N) 1,099.1 FEET ALONG SAID
EAST (E) LINE TO THE POINT OF BEGINNING, CONTAINING 7.9145 ACRES INCLUDING
0.8960 ACRES OF COUNTY ROAD RIGHT-OF-WAY, THIS PARCEL CONTAINS 71.9
ACRES MORE OR LESS, THIS DEED GIVEN IN FULFILLMENT OF PURCHASE
AGREEMENT DATED MAY 27, 1992 AND FILED IN BOOK 130, PAGE 39.

EASEMENT LEGAL DESCRIPTIONS PARCEL 81-2

THAT PART OF A 150 FOOT WIDE STRIP OF LAND THAT IS WITHIN 75 FEET OF THE
CENTERLINE OF A PROPOSED OVERHEAD TRANSMISSION LINE, SAID CENTERLINE
IS PARALLEL TO AND 150 FEET EAST-SOUTHEASTERLY OF AN EXISTING OVER-
HEAD TRANSMISSION LINE AND SAID PROPOSED CENTERLINE DOES NOT CROSS
OVER THIS PROPERTY, THIS PARCEL IS MORE PARTICULARLY DESCRIBED AS FOL-
LOWS:

BEGINNING AT THE NW PROPERTY CORNER, WHICH IS ALSO THE NW CORNER OF
THE SW 1/4 OF THE NE 1/4, SECTION 36, TOWNSHIP 76 NORTH, RANGE 27 WEST
OF THE 5TH P.M., THENCE SOUTHERLY ALONG THE WEST PROPERTY LINE 175
FEET, MORE OR LESS, THENCE NORTHEASTERLY TO A POINT ON THE NORTH
PROPERTY LINE, THENCE WESTERLY ALONG THE NORTH PROPERTY LINE 70 FEET
MORE OR LESS, TO THE POINT OF BEGINNING, ALL BEING IN MADISON COUNTY,
IOWA.

AND,
THAT PART OF A STRIP OF LAND 150 FEET IN WIDTH ACROSS THE ABOVE DE-
SCRIBED PROPERTY, THE CENTERLINE OF SAID 150 FOOT STRIP IS MORE PARTI-
CULARLY DESCRIBED AS FOLLOWS:
COMMENCING AT THE NW CORNER OF THE NE 1/4 OF THE NE 1/4 OF SECTION 36,
T-76N, R-27W OF THE 5TH PRINCIPAL MERIDIAN, THENCE SOUTHERLY ALONG THE
WEST PROPERTY LINE 15 FEET, MORE OR LESS, TO THE INTERSECTION OF SAID
WEST LINE WITH THE CENTERLINE OF AN EXISTING OVERHEAD TRANSMISSION
LINE, SAID POINT OF INTERSECTION IS THE POINT OF BEGINNING, THENCE
NORTHEASTERLY ALONG THE CENTERLINE OF SAID TRANSMISSION LINE 20 FEET,
MORE OR LESS, TO A POINT ON THE NORTH PROPERTY LINE WHICH IS ALSO THE
POINT OF TERMINATION, SAID TERMINATION POINT IS 15 FEET, MORE OR LESS,
EAST OF THE NW PROPERTY CORNER, ALL BEING IN MADISON COUNTY, IOWA.

You and each of you are hereby notified that MidAmerican Energy Company,
("Applicant") desires condemnation of certain rights in the land described above, as
more specifically described herein and in the Application filed with the Chief Judge of
the Fifth Judicial District including Madison County, Iowa, and in the Office of the
Sheriff of Madison County, Iowa, to which you are referred.

The Applicant seeks to acquire, by the process of eminent domain, a permanent
and perpetual easement one hundred fifty (150) feet in width on, over, along, across,
and through the real estate herein above set forth to construct, reconstruct, main-
tain, operate, enlarge, inspect, repair, locate, replace, or remove wires and cables for
the transmission of electric energy, and for communication purposes, and any poles,
structures, foundations and other equipment incidental thereto. MidAmerican En-
ergy Company, shall have the right of ingress to and egress from said strip of land
across the described tract for these purposes. MidAmerican shall further have the
right to sell, lease, apportion, or subdivide its rights (or any part thereof) hereunder.
The owners and other affected persons may continue to use and enjoy the grounds
within the easement areas, but subject to Applicant's rights set forth above, pro-
vided, however, that no building, structure, or other improvement shall be con-
structed upon the easement strip which would directly interfere with Applicant's
rights hereby acquired, including access to the easement strip and the safe opera-
tion of its electric transmission line.

That such condemnation is sought to construct, operate, maintain an electric
transmission line and appurtenances thereto as provided in the relevant Provisions
of the Code of Iowa.

That a Commission has been appointed as provided by law for the purpose of ap-
praising and awarding damages which will be caused by said condemnation. That said
Commission, will, on the 29th day of August, 1996, at 9:00 A.M. convene at the Ma-
dison County, Sheriff's Office, 1012 N. John Wayne Drive, Winterset, Iowa, and im-
mediately thereafter view said premises. They will then return to the Sheriff's Office and
proceed to appraise and award said damages. You may participate in these proceed-
ings before the commissioners, if you care to do so.

Dated this 10th day of July, 1996.

MIDAMERICAN ENERGY COMPANY

By: Antonio Colacino
c/o MidAmerican Energy Company
P.O. Box 657
Des Moines, IA 50303

ATTORNEY FOR APPLICANT, MIDAMERICAN ENERGY COMPANY

AFFIDAVIT OF PUBLICATION

STATE OF IOWA
SS.
Madison County

TED GORMAN BEING DULY SWORN
SAYS HE IS PUBLISHER OF THE
WINTERSET MADISONIAN, a once weekly
newspaper of general circulation,
published in Winterset, Iowa, and that
the notice, a copy which is annexed and
made part hereof, was correctly published
in said newspaper

for the period of four consecutive
weeks, the last publication thereof being
on the 7th day of August, 1996.

Ted Gorman

Subscribed and sworn to before me this
7th day of August, 1996.

[Signature]
NOTARY PUBLIC
In and for Madison County

7/31
Fec \$ 58.21 *per 1/2*



**In The Matter Of The Condemnation Of
Easement Rights In Land By MidAmerican
Energy Company, To Construct, Operate And
Maintain A 345 KV Electric Transmission Line
In Madison County, Iowa**

**Notice Of Condemnation And Assessment Hearing
Before Compensation Commission**

TO: Mr. William C. Johnson and Dorothy A. Johnson
Rural Route 1
P.O. Box 106A
Winterset, IA 50273

and all other persons, companies, or corporations having any interest in or owning
any of the following described real estate:

**PROPERTY LEGAL DESCRIPTION
PARCEL 81-2**

THE NORTHEAST QUARTER (NE 1/4) OF THE NORTHEAST QUARTER (NE 1/4) OF
SECTION THIRTY-SIX (36), IN TOWNSHIP SEVENTY-SIX (76) NORTH, RANGE TWENTY-
SEVEN (27), WEST OF THE 5TH P.M., MADISON COUNTY, IOWA.

AND,
THE SOUTHWEST QUARTER (1/4) OF THE NORTHEAST QUARTER (NE 1/4) AND THE
SOUTHEAST QUARTER (1/4) OF THE NORTHEAST QUARTER (1/4) IN SECTION
THIRTY-SIX (36), TOWNSHIP SEVENTY-SIX (76) NORTH, RANGE TWENTY-SEVEN (27),
WEST OF THE 5TH P.M., MADISON COUNTY, IOWA EXCEPT ONE (1) ACRE OUT OF
THE SOUTHEAST (SE) CORNER THEREOF FOR SCHOOL PURPOSES, AND EXCEPT A
PARCEL OF LAND COMMENCING AT THE NORTHEAST (NE) CORNER OF THE
SOUTHEAST QUARTER (SE 1/4) OF THE NORTHEAST QUARTER (NE 1/4) OF SAID
SECTION THIRTY-SIX (36), RUNNING THENCE WEST (W) 228.4 FEET ALONG THE
NORTH LINE OF SAID SOUTHEAST QUARTER (SE 1/4) OF THE NORTHEAST QUAR-
TER (NE 1/4), THENCE SOUTH (S) 03°01' EAST (E) 189.9 FEET, THENCE SOUTH (S)
18°52' WEST (W) 122.6 FEET, THENCE SOUTH (S) 45°52' WEST (W) 199.2 FEET,
THENCE SOUTH (S) 08°17' EAST (E) 238.8 FEET, THENCE SOUTH (S) 00°58' EAST (E)
267.5 FEET, THENCE SOUTH (S) 49°55' EAST (E) 268.8 FEET, THENCE EAST (E) 158.8
FEET TO THE EAST (E) LINE OF SAID SOUTHEAST QUARTER (SE 1/4) OF THE
NORTHEAST QUARTER (NE 1/4), THENCE NORTH (N) 1,099.1 FEET ALONG SAID
EAST (E) LINE TO THE POINT OF BEGINNING, CONTAINING 7.9145 ACRES INCLUDING
0.8960 ACRES OF COUNTY ROAD RIGHT-OF-WAY, THIS PARCEL CONTAINS 71.9
ACRES MORE OR LESS, THIS DEED GIVEN IN FULFILLMENT OF PURCHASE
AGREEMENT DATED MAY 27, 1992 AND FILED IN BOOK 180, PAGE 39.

**EASEMENT LEGAL DESCRIPTION
PARCEL 81-2**

THAT PART OF A 150 FOOT WIDE STRIP OF LAND THAT IS WITHIN 75 FEET OF THE
CENTERLINE OF A PROPOSED OVERHEAD TRANSMISSION LINE, SAID CENTERLINE
IS PARALLEL TO AND 150 FEET EAST-SOUTHEASTERLY OF AN EXISTING OVER-
HEAD TRANSMISSION LINE AND SAID PROPOSED CENTERLINE DOES NOT CROSS
OVER THIS PROPERTY. THIS PARCEL IS MORE PARTICULARLY DESCRIBED AS FOL-
LOWS:

BEGINNING AT THE NW PROPERTY CORNER, WHICH IS ALSO THE NW CORNER OF
THE SW 1/4 OF THE NE 1/4, SECTION 36, TOWNSHIP 76 NORTH, RANGE 27 WEST
OF THE 5TH P.M., THENCE SOUTHERLY ALONG THE WEST PROPERTY LINE 175
FEET, MORE OR LESS; THENCE NORTHEASTERLY TO A POINT ON THE NORTH
PROPERTY LINE; THENCE WESTERLY ALONG THE NORTH PROPERTY LINE 70 FEET
MORE OR LESS, TO THE POINT OF BEGINNING; ALL BEING IN MADISON COUNTY,
IOWA.

AND,

THAT PART OF A STRIP OF LAND 150 FEET IN WIDTH ACROSS THE ABOVE DE-
SCRIBED PROPERTY, THE CENTERLINE OF SAID 150 FOOT STRIP IS MORE PARTICU-
LARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NW CORNER OF THE NE 1/4 OF THE NE 1/4 OF SECTION 36,
T-76N, R-27W OF THE 5TH PRINCIPAL MERIDIAN; THENCE SOUTHERLY ALONG THE
WEST PROPERTY LINE 15 FEET, MORE OR LESS TO THE INTERSECTION OF SAID
WEST LINE WITH THE CENTERLINE OF AN EXISTING OVERHEAD TRANSMISSION
LINE, SAID POINT OF INTERSECTION IS THE POINT OF BEGINNING; THENCE
NORTHEASTERLY ALONG THE CENTERLINE OF SAID TRANSMISSION LINE 20 FEET,
MORE OR LESS, TO A POINT ON THE NORTH PROPERTY LINE WHICH IS ALSO THE
POINT OF TERMINATION. SAID TERMINATION POINT IS 15 FEET, MORE OR LESS,
EAST OF THE NW PROPERTY CORNER, ALL BEING IN MADISON COUNTY, IOWA.

You and each of you are hereby notified that MidAmerican Energy Company,
("Applicant") desires condemnation of certain rights in the land described above, as
more specifically described herein and in the Application filed with the Chief Judge of
the Fifth Judicial District including Madison County, Iowa, and in the Office of the
Sheriff of Madison County, Iowa, to which you are referred.

The Applicant seeks to acquire, by the process of eminent domain, a permanent
and perpetual easement one hundred fifty (150) feet in width on, over, along, across,
and through the real estate herein above set forth to construct, reconstruct, main-
tain, operate, enlarge, inspect, repair, locate, replace, or remove wires and cables for
the transmission of electric energy, and for communication purposes, and any poles,
structures, foundations and other equipment incidental thereto. MidAmerican En-
ergy Company, shall have the right of ingress to and egress from said strip of land
across the described tract for these purposes. MidAmerican shall further have the
right to sell, lease, apportion, or subdivide its rights (or any part thereof) hereunder.
The owners and other affected persons may continue to use and enjoy the grounds
within the easement areas, but subject to Applicant's rights as set forth above; pro-
vided, however, that no building, structure, or other improvement shall be con-
structed upon the easement strip which would directly interfere with Applicant's
rights hereby acquired, including access to the easement strip and the safe opera-
tion of its electric transmission line.

That such condemnation is sought to construct, operate, maintain an electric
transmission line and appurtenances thereto as provided in the relevant Provisions
of the Code of Iowa.

That a Commission has been appointed as provided by law for the purpose of ap-
praising and awarding damages which will be caused by said condemnation. That said
Commission, will, on the 29th day of August, 1996, at 9:00 A.M. convene at the Mad-
ison County, Sheriff's Office, 1012 N. John Wayne Drive, Winterset, Iowa, and imme-
diately thereafter view said premises. They will then return to the Sheriff's Office and
proceed to appraise and award said damages. You may participate in these proceed-
ings before the commissioners, if you care to do so.

Dated this 10th day of July, 1996.

MIDAMERICAN ENERGY COMPANY
By: Antonio Colacino
c/o MidAmerican Energy Company
P.O. Box 657
Des Moines, IA 50303

ATTORNEY FOR APPLICANT, MIDAMERICAN ENERGY COMPANY

92

STATE OF IOWA
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Madison County

AFFIDAVIT OF PUBLICATION

TED GORMAN BEING DULY SWORN
SAYS HE IS PUBLISHER OF THE
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Ted Gorman

Subscribed and sworn to before me this

7th day of August, 1996.

Raye de Lynne Cook
NOTARY PUBLIC
In and for Madison County



7/24

Fee \$ 58.21 per week

In The Matter Of The Condemnation Of Easement Rights In Land By MidAmerican Energy Company, To Construct, Operate And Maintain A 345 KV Electric Transmission Line In Madison County, Iowa

Notice Of Condemnation And Assessment Hearing Before Compensation Commission

TO: Mr. William C. Johnson and Dorothy A. Johnson
Rural Route 1
P.O. Box 106A
Winterset, IA 50273

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any of the following described real estate:

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AND,
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267.5 FEET, THENCE SOUTH (S) 48°55' EAST (E) 268.6 FEET, THENCE EAST (E) 158
FEET TO THE EAST (E) LINE OF SAID SOUTHEAST QUARTER (SE 1/4) OF THE
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AGREEMENT DATED MAY 27, 1992 AND FILED IN BOOK 130, PAGE 39.

EASEMENT LEGAL DESCRIPTIONS

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THAT PART OF A 150 FOOT WIDE STRIP OF LAND THAT IS WITHIN 75 FEET OF THE
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the Fifth Judicial District including Madison County, Iowa, and in the Office of the
Sheriff of Madison County, Iowa, to which you are referred.

The Applicant seeks to acquire, by the process of eminent domain, a permanent
and perpetual easement one hundred fifty (150) feet in width on, over, along, across,
and through the real estate herein above set forth to construct, reconstruct, main-
tain, operate, enlarge, inspect, repair, locate, replace, or remove wires and cables for
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across the described tract for these purposes. MidAmerican shall further have the
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The owners and other affected persons may continue to use and enjoy the grounds
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rights hereby acquired, including access to the easement strip and the safe opera-
tion of its electric transmission line.

That such condemnation is sought to construct, operate, maintain an electric
transmission line and appurtenances thereto as provided in the relevant Provisions
of the Code of Iowa.

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Dated this 10th day of July, 1996.

MIDAMERICAN ENERGY COMPANY
By: Antonio Colacino
c/o MidAmerican Energy Company
P.O. Box 657
Des Moines, IA 50305
ATTORNEY FOR APPLICANT, MIDAMERICAN ENERGY COMPANY

RECEIVED
JUL 11 1996
MADISON COUNTY
SHERIFF'S OFFICE

8-11

758

AFFIDAVIT OF PUBLICATION

STATE OF IOWA
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[Signature]

NOTARY PUBLIC
In and for Madison County

Fee \$ 58.21 per week

July 17
Changed by Antino Colacino



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Easement Rights In Land By MidAmerican
Energy Company, To Construct, Operate And
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Dated this 10th day of July, 1996.

MIDAMERICAN ENERGY COMPANY
Antonio Colacino
c/o MidAmerican Energy Company
P.O. Box 657
Des Moines, IA 50303

ATTORNEY FOR APPLICANT, MIDAMERICAN ENERGY COMPANY

94

IN THE MATTER OF THE
CONDEMNATION OF EASEMENT
RIGHTS IN LAND BY MIDAMERICAN
ENERGY COMPANY, TO CONSTRUCT,
OPERATE AND MAINTAIN A345 kv
ELECTRIC TRANSMISSION LINE IN
MADISON COUNTY, IOWA

DATE September 20, 1996

RECEIVED FROM MIDAMERICAN ENERGY COMPANY

ISSUED FROM MIDAMERICAN ENERGY COMPANY

CHECK NUMBER 00004964 IN THE AMOUNT OF \$554.42

MADE PAYABLE TO: MADISON COUNTY SHERIFF

Paul D. Welch
PAUL D. WELCH, SHERIFF
MADISON COUNTY

DATE SEPTEMBER 20, 1996

RECEIVED FROM THE MADISON COUNTY SHERIFF'S OFFICE THE ABOVE NAMED

CHECK. ALL FEES PAID THAT WERE DUE MADISON COUNTY SHERIFF AND
OVERCHARGE OF \$70.31 REFUNDED TO MIDAMERICAN ENERGY.

Lisa Thompson
WITNESS

Paul D. Welch
PAUL D. WELCH, SHERIFF
MADISON COUNTY

95

IN THE MATTER OF THE
CONDEMNATION OF EASEMENT
RIGHTS IN LAND BY MIDAMERICAN
ENERGY COMPANY, TO CONSTRUCT,
OPERATE AND MAINTAIN A 345 kv
ELECTRIC TRANSMISSION LINE IN
MADISON COUNTY, IOWA

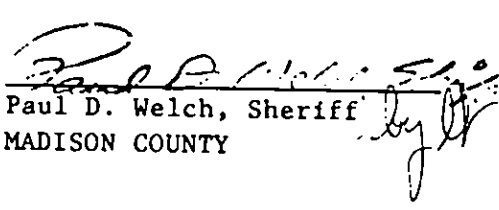
DATE AUGUST 29, 1996

RECEIVED FROM MIDAMERICAN ENERGY COMPANY

ISSUED FROM MIDAMERICAN ENERGY COMPANY

CHECK NUMBER 00004961 IN THE AMOUNT OF \$400.00

MADE PAYABLE TO: WILLIAM C. AND DOROTHY JOHNSON


Paul D. Welch, Sheriff
MADISON COUNTY

DATE _____

RECEIVED FROM THE MADISON COUNTY SHERIFF'S OFFICE THE ABOVE NAMED
CHECK

WITNESS