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REC'D 8/12/97
MADISON COUNTY, IOWA

NICHILLE UTSLER
RECORDER
MADISON COUNTY, IOWA

PLEASE RETURN TO:
MIDAMERICAN ENERGY ATTN: RIGHT-OF-WAY SERVICES P.O. BOX 657 DES MOINES, IA 50303-0657

Prepared by J.E. Moureau 515-281-2203

**MIDAMERICAN ENERGY COMPANY
UNDERGROUND ELECTRIC LINE EASEMENT**

Parcel No. 191-97
Work Req. No. 9706711
Project No. 71001
Sub No. WRG D 1543
Draft No. _____

State of Iowa
County of Madison
Section 1
Township 77 North
Range 28 West of the 5th P.M.

KNOW ALL MEN BY THESE PRESENTS:

For and in consideration of the sum of One and no/100 Dollar (\$1.00), and other valuable consideration, in hand paid by MIDAMERICAN ENERGY COMPANY, an Iowa Corporation, receipt of which is hereby acknowledged, the undersigned Justin I. Fress & Mary Jean Fress

(Grantors), heirs and assigns, do hereby grant to MIDAMERICAN ENERGY COMPANY (Grantee), its successors or assigns, the right to lay, maintain, operate, repair, and remove underground conduit, wires, communications lines or cables and other necessary equipment incident thereto (including associated surface mounted equipment) through and across certain property described below, together with ingress and egress to and from the same, and all the rights and privileges incident and necessary to the enjoyment of this grant.

In consideration of such grant, MIDAMERICAN ENERGY COMPANY agrees that it will repair or pay for any damage which may be caused to crops, fences, or other property of the undersigned by the construction, maintenance, operation, or removal of said line, except such property placed subsequent to the granting of this easement that interferes with the operation and maintenance of the line and associated equipment.

Additionally, MIDAMERICAN ENERGY COMPANY shall have the right to remove from the strip of land specifically described below, any obstructions; including trees, plants, undergrowth, buildings, and structures that interfere with the proper operation and maintenance of said line and equipment.

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

EASEMENT DESCRIPTION:

An underground electric line easement to consist of a ten (10) foot wide strip of land the centerline of which is described as follows: Beginning at a point on the west line of U. S. Highway 169 as it is presently established approximately 2250 feet South of the centerline of 105th Street as it is presently established; thence West parallel and adjacent to a private drive as it is presently established a distance of 560 feet to a pad mounted transformer.

All on and across that portion of the Southeast Quarter of the Southeast Quarter (SE¼ SE¼) of Section 1, Township 77 North, Range 28 West of the 5th P.M., Madison County, Iowa.

This easement shall be binding upon the heirs, successors, and assigns of both parties and shall continue until canceled by mutual consent, or the removal and abandonment of said line. Grantors shall have the right of full enjoyment and use of the above described property except as such that will be inconsistent with this easement.

Dated this 4 day of August 1997.

Justin I. Friess
Justin I. Friess
Mary Jean Friess
Mary Jean Friess

ACKNOWLEDGMENT

STATE OF IOWA)
COUNTY OF POLK) ss

On this 4 day of August, 1997, before me, a Notary Public, personally appeared Justin I. Friess & Mary Jean Friess to me known to be the person(s) who are named in and who executed the foregoing instrument, and acknowledged that they executed the same as a voluntary act and deed.

Kathleen McNamara
Notary Public in and for said County

