

CHECKED ✓  
RECORDED ✓  
COMPARED ✓

FILED NO. **696**  
BOOK 61 PAGE 862

97 AUG 15 PM 3: 14

MICHELLE UTSLER  
RECORDER  
MADISON COUNTY, IOWA

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

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

**MIDAMERICAN ENERGY COMPANY  
UNDERGROUND ELECTRIC LINE EASEMENT**

Parcel No. 148-97  
Work Req. No. 9705292  
Project No. 71001  
Sub No. GBF D 0623  
Draft No. \_\_\_\_\_

State of Iowa  
County of Madison  
Section 23  
Township 75 North  
Range 26 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 Sean Michael Patrick Kennedy & Leann Lanette Kennedy

(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 5 feet north of the northwest corner of Lot 11, Kephart's Addition to St. Charles, Iowa on the East line of Parcel J of the Southeast Quarter of the Northeast Quarter (SE 1/4 NE 1/4) of Section 23, Township 75 North, Range 26 West of the 5th P.M. St. Charles, Madison County, Iowa; thence Westerly a distance of 150 feet to a pad mounted transformer.

All on and across that part of said Parcel J & Parcel K of said Southeast Quarter of the Northeast Quarter (SE 1/4 NE 1/4) of said Section 23.

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 22<sup>nd</sup> day of July, 1997.

Sean Michael Patrick Kennedy  
Sean Michael Patrick Kennedy  
Lanette Kennedy  
~~Leann~~ Lanette Kennedy  
Leann

\_\_\_\_\_  
\_\_\_\_\_

ACKNOWLEDGMENT

STATE OF IOWA                    )  
  ) ss  
COUNTY OF Polk                )

On this 22nd day of July, 1997, before me, a Notary Public, personally appeared Sean Michael Patrick Kennedy & Lanette Kennedy  
Leann  
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.

Martha Lathrum  
Notary Public in and for said County  
Commission Expires 8/20/99

