

PLEASE RETURN TO: MIDWEST POWER  
ATTN: REAL ESTATE SERVICES  
666 GRAND, P.O. BOX 657  
DES MOINES, IA 50303

MIDWEST POWER SYSTEMS INC.  
OVERHEAD ELECTRIC LINE EASEMENT

Job No. CWO 11-51-8445  
Parcel No. C-740A  
Draft No. \_\_\_\_\_

State of Iowa  
County of Madison  
Section 6  
Township 77 North  
Range 28 West of the 5th P.M.

KNOW ALL MEN BY THESE PRESENTS:

For and in consideration of the sum of One and no/100-----Dollar (\$1.00), and other valuable consideration, in hand paid by MIDWEST POWER SYSTEMS INC., an Iowa Corporation, receipt of which is hereby acknowledged, the undersigned Earlham Consolidated School District

(Grantors), heirs and assigns, do hereby grant to MIDWEST POWER SYSTEMS INC. (Grantee), its successors or assigns, the right to construct, maintain, and operate an electrical supply line, and communications lines or cables and the poles and other necessary equipment, upon, over, along, and across certain real estate described below, together with the right to enter upon the said real estate for the purpose of constructing, maintaining, or removing said lines or cables, and the right to trim or remove, with reasonable care, such trees as may interfere with the proper maintenance or operation thereof, and the right to remove from the strip of land specifically described below any obstruction, including buildings and other structures, which interfere with proper maintenance and operation of said lines or cables. Grantors agree that they will not construct or place any permanent buildings, structures, trees, plants, or other objects on the property described below. Grantors agree not to perform any construction that would change the existing grade resulting in a violation of the minimum clearance requirements of the National Electric Safety Code or that would interfere with the operation and maintenance of the lines or cables.

EASEMENT DESCRIPTION:

A 10 foot wide overhead electric line easement for a downguy and anchor, the centerline of which is described as follows:

Commencing at a point on the north right-of-way line of N.W. 6th Street, said point being the easterly right-of-way line of Elm Avenue if extended northerly, thence east 175 feet to the point of beginning, thence north 25 feet.

All on and across the following described parcel: Commencing at the Southwest Corner of the Northwest Quarter (NW 1/4) of Section 6, Township 77 North, Range 28 West of the 5th P.M., Madison County, Iowa, and running thence north 21 rods, thence east 34 rods, thence south 1 rod and eleven and one-half (11 1/2) feet, thence east to a point 14 rods west of the east line of the West Fractional Half (W FR 1/2) of said Northwest Quarter (NW 1/4), thence south to the south line of said quarter section, thence west to the place of beginning.

REC \$ 5.00  
AUD \$ \_\_\_\_\_

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MICHELLE UTSLER  
RECORDER  
MADISON COUNTY, IOWA

MIDWEST POWER SYSTEMS INC. 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 lines or cables, and this easement shall be binding upon the heirs, successors, and assigns of both parties and shall continue until cancelled by a mutual consent, or the removal and abandonment of said lines or cables.

Dated this 3<sup>rd</sup> day of December, 1992

Earlham Consolidated School District

42 6021667  
Social Security Number/Tax I.D. Number

By: Deanna Lillie

\_\_\_\_\_  
Social Security Number/Tax I.D. Number

ACKNOWLEDGMENT

STATE OF IOWA  
COUNTY OF Madison ) ss

On this 3 day of December, 1992, before me, a Notary Public, personally appeared Deanna Lillie  
to me known to be the person(s) who are named in and who executed the foregoing instrument, and acknowledged that he executed the same as \_\_\_\_\_ voluntary act and deed.

Marilyn Louise Sesker  
Notary Public in and for said County

OVER MRG

MARILYN LOUISE SESKER  
MY COMMISSION EXPIRES  
6-14-93