



Document 2010 2899

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Rec Amt \$19.00

INDX ✓  
ANNO  
SCAN

LISA SMITH, COUNTY RECORDER  
MADISON COUNTY IOWA

CHEK

✓ PLEASE RETURN TO:  
MIDAMERICAN ENERGY ATTN: RIGHT-OF-WAY SERVICES P.O. BOX 657 DES MOINES, IA 50306-0657  
Prepared by and Return to: Justin Wise 515-281-2202

**MIDAMERICAN ENERGY COMPANY  
OVERHEAD ELECTRIC LINE EASEMENT**

Folder No.	<u>193-10</u>	State of Iowa	
Work Req. No.	<u>DR2202604</u>	County of	<u>Madison</u>
Project No.	<u>01144</u>	Section	<u>24</u>
		Township	<u>75</u> North
		Range	<u>26</u> West of the 5 <sup>th</sup> 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 **Billy R. Austin and Robyn A. Austin, as Joint Tenants with Full Rights of Survivorship and not as Tenants in Common** (Grantors), heirs and assigns, do hereby grant to MIDAMERICAN ENERGY COMPANY (Grantee), its successors or assigns, the right to construct, maintain, and operate an electrical supply line, and communications lines or cables and including the necessary poles, wires, guys, guy stubs, anchors 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.

MIDAMERICAN ENERGY COMPANY will repair or pay for any damage which may be caused to fences, or other property of the undersigned by the construction, maintenance, operation, or removal of said lines or cables.

**EASEMENT DESCRIPTION:**

A 10-foot wide overhead electric line easement as generally depicted on Exhibit "A", attached hereto and made a part hereof on the following described property:

Lot 1 of Half Block 3, Sowder's Addition, City of St. Charles, Madison County, Iowa

AND

All that portion of Austin Blvd, lying immediately East of Half (1/2) of Block Three (3) of Sowder's Addition to the Town of St. Charles, Madison County, Iowa

AND

Parcel "K" in the SE ¼ of the NW ¼ of Section 24, Township 75 North, Range 26 West of the 5<sup>th</sup> P.M., City of St. Charles, Madison County, Iowa as appears in Book 2, Page 437 in the Office of the Recorder of Madison County, Iowa.

This easement shall be binding upon the heirs, successors, and assigns of both parties. 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 20<sup>th</sup> day of October, 2010.

By: [Signature]  
Billy R. Austin

By: [Signature]  
Robyn A. Austin

ACKNOWLEDGMENT

STATE OF Iowa )  
COUNTY OF Story ) ss

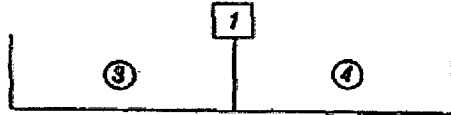
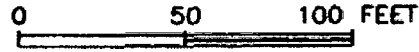
This instrument was acknowledged before me on October 27, 2010, by Billy R. Austin and Robyn A. Austin, as Joint Tenants with Full Rights of Survivorship and not as Tenants in Common.

[Signature] #763698  
Notary Public in and for said State



# EXHIBIT "A"

## RETRACEMENT SURVEY HALF BLOCK 3, SOWDER'S ADDITION, CITY OF ST. CHARLES, MADISON COUNTY, IOWA



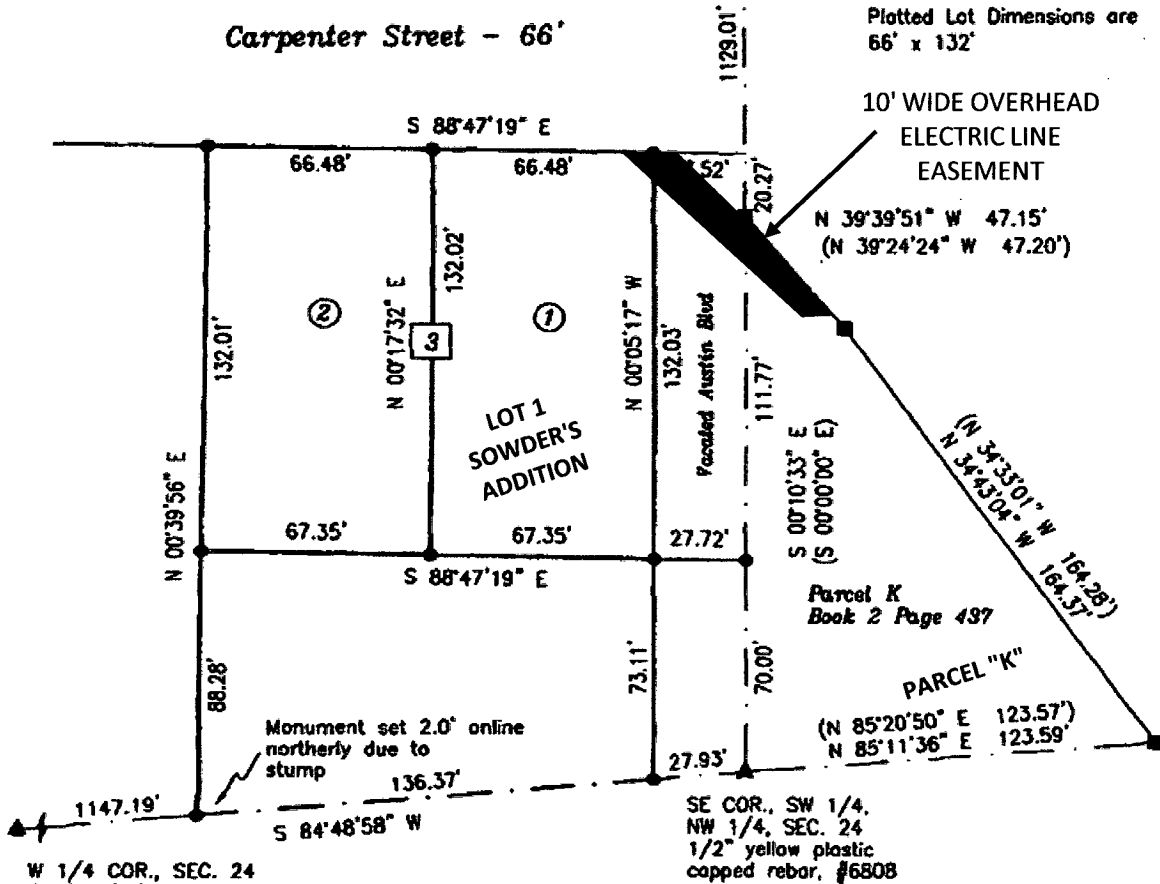
NE COR., SW 1/4,  
NW 1/4, SEC. 24

Carpenter Street - 66'

Platted Lot Dimensions are  
66' x 132'

10' WIDE OVERHEAD  
ELECTRIC LINE  
EASEMENT

N 39°39'51" W 47.15'  
(N 39°24'24" W 47.20')



This survey is a retracement survey of Half Block 3, Sowder's Addition to the Town of St. Charles and the legal description contained in a Warranty Deed recorded in Book 2006 Page 3950.

	Customer: BILLY AND ROBYN AUSTIN Address: 101 AUSTIN BLVD	WO# DR2202604 Scale: Not to Scale
	Date: 9-30-10 City: ST CHARLES County: MADISON	NW 1/4 Sec 24-75-26 X: 1556832 Y: 468454
Job Desc: OVERHEAD ELECTRIC LINE EASEMENT		