



GRANT
TRACT F081MD0018

MAC 1000-MSU

RETENTION CODE
02R-060FB

Received of AT&T Communications of the Midwest, Inc.
\$ (\$5.00) Five and NO/100 Dollars, in consideration of which the undersigned hereby grant and convey unto said Company, its associated and allied companies, its and their respective successors, assigns, lessees and agents a right of way and easement to construct, operate, maintain, replace and remove such communication systems as the grantees may from time to time require, consisting of underground cables, lightguides, wires, conduits, manholes, drains, splicing boxes, repeaters, repeater housings, together with surface testing-terminals, markers, and other appurtenances, upon, over and under a strip of land 16.5 feet wide across the land which the undersigned own or in which the undersigned have any interest in
The North Half ($N\frac{1}{2}$) of the Southeast Quarter ($SE\frac{1}{4}$) of Section 9, Township 77 North; Range 28 West of the 5th P.M.

Compared

FILED NO: 1023
BOOK 121 PAGE 83

1987 DEC -9 AM 9:56

MARY E. WELTY
RECORDER
MADISON COUNTY, IOWA

Township of Madison, County of Madison, and State of IA Fee \$10.00
together with the following rights: Of ingress and egress to, from, and along lands adjacent to said strip for the purpose of constructing and maintaining communication systems within said strip; to place surface markers beyond said strip; to clear and keep cleared all trees, roots, brush and other obstructions from the surface and subsurface of said strip and during construction to cut all trees within ten feet thereof; and to install gates in any fences crossing said strip.

The Northerly boundary of said 16.5 feet strip shall be a line parallel to and 5 feet North of the first cable or lightguide laid, which cable or lightguide shall have its location indicated upon the surface markers set at intervals on the land of the undersigned or on adjacent lands. The undersigned for themselves, their heirs, successors and assigns, hereby covenant that no structure shall be erected or permitted on said strip. The grantees agree that the said cables or lightguides shall be buried below plow depth in order not to interfere with the ordinary cultivation of the strip, and to pay for damages to fences and growing crops arising from the construction and maintenance of the aforesaid systems

"See Addendum attached hereto and made a part hereof."

Signed and sealed this 7 day of December, 19 87
at RR2 Adel Iowa

Witness:

[Signature]

[Signature]
Alice M. Mason

[Signature]
Ron Mason

This instrument was prepared under the supervision of
E. E. Blythe, Attorney at Law, whose business address is
One South Wacker Drive, Chicago, Illinois 60606

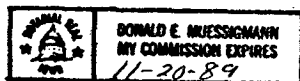
STATE OF Iowa
COUNTY OF Dallas.

ss. Source of Title: Deed Book 116, Page 548

On this 7th day of December, 19 87, before me personally appeared to me Alice M. Mason and Ron Mason, w/H known to be the persons (or persons) who executed the foregoing instrument, and acknowledged that he (or they) executed the same as his (or their) free act and deed.

My commission expires: 11-20-89

[Signature]
Notary Public



ADDENDUM TO F081MD0018

It is agreed between the parties hereto, that in the event the Grantor should at any time elect to mine from the land covered by the right of way hereby granted, then Grantor shall so notify Grantee in writing of such intention. Grantee agrees to purchase from the Grantor the rights to the lime quarry that Grantee's cable prevents Grantor from mining. The purchase price for which shall be the fair market value of rights to similarly situated, unmined lime. Grantor shall conduct its mining operations in such manner as to assure continued subjacent and lateral support of the easement strip upon which the cable lies.

Grantor shall not be liable to Grantee for accidental damage to Grantee's cable or other facilities resulting from the mining operation providing that Grantor has notified Grantee of operations at least 4 working days prior to mining in easement area, permitted Grantee's representative to enter Grantor's lands to locate the cable or other facilities, and permitted Grantee's representative to be present and has avoided mining directly where Grantee's representative has identified the cable or other facilities to be located. The notice required may be given directly to Grantee by calling Grantee through Iowa's One-Call Utility Locations Service, which Grantee participates in.

This agreement shall inure to the benefit of Grantor's heirs, beneficiaries, lessee's licensees, successors in interest and assigns.

Continued