| ATE OF LOWA Inst. No. 1528 Filed for Record this 31 day of January 19 89 at 10:59 AM   |   |  |
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| ATE OF IOWA, SS. Inst. No. 1920 Filed for Record this 31 day of 341104 ADISON COUNTY, SS. Book 121 Page 415 Recording Fee \$10.00 Mary E.  | Walty Bosonder By BUTTELM Miles   |  |
| BOOK 1 age 1   | Deputy ClerK  |  |
| Work Order No. 82420 MIDWEST GAS COMPANY   |   |  |
| Easement No. L-89-6 COMPUTER   | State of Iowa County of Madison Township 76 North   |  |
| , ar <b>ed</b>   | Township 76 North Range 27 West of the 5th P.M.   |  |
|  | Section 31  |  |
| RIGHT-OF-WAY AGREEMENT—PIPELIN THIS AGREEMENT, made and entered into this 12 day of by and between   | 19 89   |  |
|  |   |  |
| his/their heirs, executors, administrators, successors and assigns, herein consideration of one and n0/100 and the installation of gas good and valuable consideration, the receipt of one and no/100 which is hereby acknowledged, and Midwest Gas Company, a Division of cessors and assigns, hereinafter referred to as "Grantee".  WITNESSETH:   | service described belowand other<br>Dollars (\$ 1.00)   |  |
| In consideration of the mutual promises contained herein, the partic   | es hereto agree as follows:   |  |
| 1. That the Grantor hereby gives, grants, bargains and conveys unto struct, reconstruct, repair, lay, re-lay, operate, maintain and remove a number to, including future natural gas service line connections thereto, for under, across and through the following described real estate situated in State of lowa, to-wit: The West 60.63 fee (1), Plat No. 1, Watts and Corkrean Addition to the City of lowa. | o the Grantee the perpetual right to con-<br>latural gas pipeline and appurtenances<br>in the transportation of natural gas, over,<br>the County of Madison<br>et of Lot Fourteen (14), Block One |  |
| Midwest Gas will install a l" gas service on the Sout  | hwest side of the building.   |  |
| the routing of said pipeline across the above described real estate bein   | 44 Paris  |  |

the routing of said pipeline across the above described real estate being as follows: 14 foot wide easement within the South 10 feet.

together with the right of ingress thereto and egress therefrom across the adjacent property of said Grantor for the purpose of construction, operation, maintenance, inspection, replacing, resizing, or removing said natural gas pipeline, and appurtenances thereto of the Grantee located thereon; it being the intention of the parties hereto that said Grantor shall have the right of full enjoyment and use of the above described property, except as such that will be inconsistent with said Grantee's exercise of the rights hereby conveyed.

- 2. Grantor agrees that the construction or placement of any structure, trailer, building, fence or other above or below ground stationary object within the easement area is strictly prohibited without the prior written approval of the Grantee. Additionally, the Grantee shall have the right to remove from the easement area, at its own cost and expense, any pre-existing obstructions; including but not limited to trees, plants, undergrowth, buildings, trailers, fences or other structures that may interfere with the construction, operation, inspection and/or maintenance of said pipeline and facilities as determined by the Grantee.
- 3. That the balance of the stated consideration due from the Grantee to the Grantor, if any, shall be paid within 30 days from the date hereof. If the balance of the consideration is not paid as above limited, then the initial payment shall be forfeited to the Grantor and both parties shall be released from all further obligation hereunder.
- 4. The Grantee shall hold the Grantor and his Lessee, if any, harmless from and reimburse the Grantor and his Lessee for any and all damages which may accrue to the Grantor and/or his Lessee as a result of the construction (including survey), reconstruction, operation, maintenance or removal of said pipeline, except for consequential damages, or damages caused by the removal and/or destruction of property placed subsequent to the granting of this easement that may interfere with the operation, inspection or maintenance of the said pipeline and appurtenances thereto.
- 5. Without in any way limiting the other rights herein contained, the parties specifically understand that the Grantee shall have the exclusive right to as much space over, under, and adjacent to the pipeline as may be necessary, within the easement described above, to maintain the clearance requirements of the rules and regulations of the lowa Utilities Board, the Federal Department of Transportation (Pipeline Safety Regulations), or of any other applicable code or stature.

## 1528

| Grantee  Patrick F. Corkrean  CERTIFICATE OF ACKNOWLEDGMENT—Individual  STATE OF JOVIA COUNTY of Hadison On this 172 day of Dark R MANDHA R MICHANIA  BY COMMISSION EXPIRES  My commission expires  AD, 19 89 before me, a Notary Public man dror Jovia COUNTY of Jovia COUNTY | IN WITNESS WHEREOF, the parties hereto   | have signed their names on the date first written above.  |
|--|--|---|
| The certificate of Acknowledge and and who executed the foregoing instrument and acknowledge and presonally appeared and service of the personally appeared and service of the personal and the |  | GRANTOR   |
| The certificate of Acknowledge and and who executed the foregoing instrument and acknowledge and presonally appeared and service of the personally appeared and service of the personal and the | •  | Salut 1. Corper   |
| CERTIFICATE OF ACKNOWLEDGMENT—Individual  STATE OF   Lowa   Ss: On this   17   | Grantee  | Patrick F. Corkrean   |
| CERTIFICATE OF ACKNOWLEDGMENT—Individual  STATE OF IOMA SS:  On this 17 day of Advisor AD, 19.89 before me, a Notary Public hand to be the person(s) named in and who executed the foregoing instrument and acknowledge with the control of the person of the control | Brown State of the | $\mathcal{O}$   |
| CERTIFICATE OF ACKNOWLEDGMENT—Individual  STATE OF   Lowa   Ss: On this   17   | Linda Smith  | Marie |
| CERTIFICATE OF ACKNOWLEDGMENT—Individual  STATE OF LOWA County of Madi son On this 17 day of Dames AD, 19.89 before me, a Notary Public personality appeared Patrick F. Corkrean  Io me known to be the person(s) named in and who executed the foregoing instrument and acknowledge his voluntary act and deed.  SANDICA K. WICAMAN PRINT or Type Name. Notary Public in and for County Public personality appeared County of Jay of Certificate Of ACKNOWLEDGMENT—Individual  STATE OF JOHN MY. COUNTS OF THE STATE OF ACKNOWLEDGMENT—Individual  STATE OF JOHN MY. COUNTS OF THE STATE OF ACKNOWLEDGMENT—Individual  STATE OF JOHN MY. COUNTS OF THE STATE OF ACKNOWLEDGMENT—Individual  STATE OF SANDICA K. WICAMAN SUBJECT OF ACKNOWLEDGMENT—Individual  CERTIFICATE OF ACKNOWLEDGMENT—Individual  STATE OF SS. COUNTY OF JOHN MY. COUNTS OF THE STATE OF ACKNOWLEDGMENT—Individual  STATE OF SS. COUNTY OF JOHN MY. COUNTS OF THE STATE OF ACKNOWLEDGMENT—Individual  STATE OF SS. COUNTY OF JOHN MY. COUNTS OF THE STATE OF ACKNOWLEDGMENT—Individual  STATE OF SS. COUNTY OF JOHN MY. COUNTS OF THE STATE OF ACKNOWLEDGMENT—Individual  STATE OF SS. COUNTY OF JOHN MY. COUNTS OF THE STATE OF ACKNOWLEDGMENT—Individual  STATE OF SS. COUNTY OF JOHN MY. COUNTS OF THE STATE OF ACKNOWLEDGMENT—Individual  STATE OF SS. COUNTY OF JOHN MY. COUNTS OF THE STATE OF ACKNOWLEDGMENT—Corporation  STATE OF SS. COUNTY OF JOHN MY. COUNTS OF THE STATE OF ACKNOWLEDGMENT—Corporation  STATE OF SS. COUNTY OF JOHN MY. COUNTS OF THE STATE OF ACKNOWLEDGMENT—Corporation  STATE OF SS. COUNTY OF JOHN MY. COUNTS OF THE STATE OF ACKNOWLEDGMENT—Corporation  STATE OF SS. COUNTY OF JOHN MY. COUNTS OF THE STATE OF ACKNOWLEDGMENT—Corporation  STATE OF SS. COUNTY OF JOHN MY. COUNTS OF THE STATE OF THE STATE OF ACKNOWLEDGMENT—Corporation  STATE OF SS. COUNTS OF THE STATE OF ACKNOWLEDGMENT—Corporation  JOHN MY. COUNTS OF THE STATE OF ACKNOWLEDGMENT—Corporation  STATE OF STATE OF ACKNOWLEDGMENT—Corporation  STATE OF STATE OF ACKNOWLEDGMENT—Corporation  STATE OF STATE OF THE STATE OF THE STATE OF THE STA |  | Consider Frances  |
| County of Had I son On this 12 day of Corkread  AD, 19.89, before me, a Notary Public personally appeared Patrick Corkread  To me known to be the person(s) named in and who executed the foregoing instrument and acknowledge executed the same as 11s voluntary act and deed signally appeared county of Mad I son SANDRA K WACAMMAN Phile or Type Name.  Notary Public in and for County Public personally appeared county of Mad I son SANDRA K WACAMMAN Phile or Type Name.  Notary Public in and who executed the foregoing instrument and acknowledge executed the same as Suprature Sandra SANDRA K WACAMMAN Personally appeared county of Mad I son who known to be the person(s) named in and who executed the foregoing instrument and acknowledge executed the same as Suprature Sandra SANDRA K WACAMMAN Problem of the Sandra Sa | CERTIFICAT   |   |
| County of Hadison On this 12 day of Sate Corkread  SANDRA K. WACAMAN My commission expires  Lo me known to be the person(s) named in and who executed the foregoing instrument and acknowledge voluntary act and deed same as 11s  SANDRA K. WACAMAN My commission expires  Lo me known to be the person(s) named in and who executed the foregoing instrument and acknowledge with the same as 1 s  | lous )   |   |
| On this  | Madican (SS:   |   |
| Let me known to be the person(s) named in and who executed the foregoing instrument and acknowledge that the same as his seculed the same as his secul |  | A.D., 19.89 before me, a Notary Public.   |
| that he executed the same as his voluntary act and deed separation expires with commission expires of the same as his separation and for County Lock (County of Madison and for Lock) SS:  Canny of Madison (County of Madison and the same as the sam | personally appeared Patrick F. Corkream  |   |
| that he executed the same as his voluntary act and deed signature with country bubble in and for County Public in and for | to ma known to be the  |   |
| My commission expires  SANDRA K WACAMAN Print or Type Name: Notary Public in and for Jova County Public or Type Name: Notary Public in and for Jova County Public in and who executed the foregoing instrument and acknowledge that  STATE OF Jova A.D., 19.8.9. before me, a Notary Public or Type Name: Notary Public in and who executed the foregoing instrument and acknowledge we could be same as Signature William or Type Name: Notary Public in and for Jova County Public or Type Name: Notary Public in and for Jova County Public or Type Name: Notary Public in and for Jova County Public or Type Name: Notary Public in and for Jova County Public or Type Name: Notary Public in and for County Public in and for County Public or Type Name: Notary Public in and for County County Public or Type Name: Notary Public in and for County County Public in and for County Public in and for County On this day of Signature: Notary Public in and for County County County Signature: Notary Public in and for County County County Signature: Notary Public in and for County Public in and for County On this day of A.D., 19 before me, a Notary Public in and for County Signature: Notary Public in and for County Public in and for County Signature: Notary Public in and for County Public in and for County On this day of A.D., 19 before me, a Notary Public in and for A.D., 19 before me, a Notary Public in and for Signature: Notary Public in and for A.D., 19 before me, a Notary Public in and for A.D., 19 before me, a Notary Public in and for A.D., 19 before me, a Notary Public in and for A.D., 19 before me, a Notary Public in and for A.D., 19 before me, a Notary Public in and for A.D., 19 before me, a Notary Public in and for A.D., 19 before me, a Notary Public in and for A.D., 19 before me, a Notary Public in and for A.D., 19 before me, a Notary Public in and for A.D., 19 before me, a Notary Public in and for A.D., 19 before me, a Notary Public in and for A.D., 19 before me, a Notary Public in and for A.D., 19 before me, a Notary Public in and for A.D. | and the second s | h!c   |
| My commission expires  CERTIFICATE OF ACKNOWLEDGMENT—Individual  STATE OF  COUNTY of Madison  To me known to be the person(s) named in and who executed the foregoing instrument and acknowledge executed the same as polarity public in and for County Public in President and County Public in President and Secretary respectively, of said Corporation, that the Seal alliked to said instrument is the Seal of said Corporation and that said instrument is the Seal of said Corporation and that said instrument is the Seal of said Corporation and that Search Print or Type Name:   | SAME SANDA K WASHING   | Signatule:  |
| Notary Public in and for AD., 19 87, before me, a Notary Public in and who executed the foregoing instrument and acknowledge that  | MY COMMISSION EXPIRES  | Print or Type Name:   |
| STATE OF   | My commission expires Opin 2, 1990   | Political   |
| STATE OF   | , , ,  |   |
| County of Madissan day of Secured He same as Signature:    County of Madissan deed on the person(s) named in and who executed the foregoing instrument and acknowledge executed the same as Signature County Folks   Mr COMMISSION LEPRES   Signature County Folks   Mr COMMISSION LEPRES   Notary Public in and for Type Name: Notary Public in and for Type Name: Notary Public in and for Signature:    Certificate OF ACKNOWLEDGMENT—Individual  | CERTIFICAT   | TE OF ACKNOWLEDGMENT—Individual   |
| County of Madisage A.D., 19.87, before me, a Notary Public personally appeared  to me known to be the person(s) named in and who executed the foregoing instrument and acknowledge executed the same as solution and the country for type Name.  Signature  Signature  Notary Public in and for County County Country Public personally appeared  to me known to be the person(s) named in and who executed the foregoing instrument and acknowledge that executed the same as voluntary act and deed of Signature.  Signature  County of A.D., 19 before me, a Notary Public personally appeared  to me known to be the person(s) named in and who executed the foregoing instrument and acknowledge executed the same as voluntary act and deed of Signature.  Print or Type Name:  Notary Public in and for County  CERTIFICATE OF ACKNOWLEDGMENT—Corporation  STATE OF Signature  County of A.D., 19 before me, a Notary Public in and for County  CERTIFICATE OF ACKNOWLEDGMENT—Corporation  STATE OF Signature  Print or Type Name:  Notary Public in and for Signature and a signature and a signature and a signature and sign | STATE OF \   |   |
| On this  | 10   |   |
| to me known to be the person(s) named in and who executed the foregoing instrument and acknowledge executed the same as  |  | A.D., 19 87, before me, a Notary Public,  |
| that   | personally appeared Vonale Storvel   |   |
| that   | to me known to be th   | ne person(s) named in and who executed the foregoing instrument and acknowledged  |
| My commission expires  |  | ed the same as  |
| My commission expires  | SANDRA K. WAGAMAN  | Signature 1) a K (1) a R 1 a a  |
| My commission expires  | MY COMMISSION EXPIRES  | Print or Type Name:   |
| STATE OF   | My commission expires ( Will 2, 1990   | Notary Public in and for Fowa County Polk   |
| STATE OF   | . <b>V</b>   |   |
| County of  | CERTIFICAT   | E OF ACKNOWLEDGMENT—Individual  |
| County of  | STATE OF   |   |
| to me known to be the person(s) named in and who executed the foregoing instrument and acknowledged that   | <b>1</b>   |   |
| to me known to be the person(s) named in and who executed the foregoing instrument and acknowledged that   |  | A.D., 19, before me, a Notary Public,   |
| thatexecuted the same asvoluntary act and deed   | personally appeared  |   |
| Signature:  Print or Type Name:  Notary Public in and for  | to me known to be th   | ne person(s) named in and who executed the foregoing instrument and acknowledged  |
| Print or Type Name:    Notary Public in and for  | thatexecut   |   |
| CERTIFICATE OF ACKNOWLEDGMENT—Corporation  STATE OF  |  | Signature:  |
| CERTIFICATE OF ACKNOWLEDGMENT—Corporation  STATE OF  |  |   |
| STATE OF   | My commission expires  | Notary Public in and forCounty  |
| STATE OF   | CEDTIEICATE  | OF ACKNOWI EDGMENT—Corporation  |
| County of  | CENTRICATE   | E OF ACKNOTICED SINCE TO SUPPLIE SOLD SINCE   |
| County of  | STATE OF SS:   |   |
| personally appeared  | County of  |   |
| to me personally known, who being by me duly sworn, did say that they are  |  |   |
| acknowledged execution of said instrument to be the voluntary act and deed of said Corporation, by it voluntarily executed.  IN WITNESS WHEREOF, I have hereunto signed my name and affixed my Notarial Seal, the day and year above written.  Signature:  Print or Type Name:   | to me personally known, who being by me duly sworn, o<br>Secretary respectively, of said Corporation, that the Sea   | did say that they arePresident and<br>I affixed to said instrument is the Seal of said Corporation and that said instrument   |
| IN WITNESS WHEREOF, I have hereunto signed my name and affixed my Notarial Seal, the day and year above written.  Signature:  Print or Type Name:  |  | and   |
| Print or Type Name:  |  |   |
| . Find of type reality.  |  | Signature:  |
| My commission expiresNotary Public in and forCounty  | ্ব   | Print or Type Name:   |
|  | My commission expires  | Notary Public in and forCounty  |