

Document 2013 2403

Book 2013 Page 2403 Type 06 001 Pages 3 Date 8/15/2013 Time 10:41 AM Rec Amt \$17.00

INDX P ANNO SCAN

LISA SMITH, COUNTY RECORDER MADISON COUNTY 10WA

CHEK

E

Prepared by and return to: Jason Romey (515) 242-4070
MIDAMERICAN ENERGY ATTN: RIGHT-OF-WAY SERVICES PO BOX 657 DES MOINES, IA 50306-0657

MIDAMERICAN ENERGY COMPANY UNDERGROUND ELECTRIC EASEMENT

Folder No. 200-13 Work Req. No. DR2359203 Project No. 31145 State of lowa
County of Madison
Section 1 NE
Township 76 North

Range $\frac{1}{27}$ West of the 5th P.M.

1. 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 lowa corporation, receipt of which is hereby acknowledged, the undersigned owner(s) Mary Z Bussone and Fred Bussone, wife and husband (Grantor), its successors and assigns, does hereby grant to MIDAMERICAN ENERGY COMPANY (Grantee), its successors and assigns, a perpetual, non-exclusive easement to construct, reconstruct, operate, maintain, replace or remove underground conduits, wires and cables for the transmission and distribution of electric energy and for communication and electrical controls, including other reasonably necessary equipment incident thereto (collectively "facilities") under and on the surface of the ground, through and across certain property described below, together with the right of ingress and egress to and from the same, and all the rights and privileges incident and necessary to the enjoyment of this easement ("easement area").

DESCRIPTION OF PROPERTY CONTAINING EASEMENT AREA:

The Southeast Quarter (1/4) of the Northeast Quarter (1/4) of Section One (1), Township Seventy-six (76) North, Range Twenty-seven (27) West of the 5th P.M., Madison County, Iowa, EXCEPT that part of Parcel "A" that lies therein, containing 3.57 acres, as shown in Plat of Survey filed in Book 2012, Page 3023 on October 8, 2012, in the Office of the Recorder of Madison County, Iowa. Said tract contains 35.06 acres, and is shown as Tract No. 3 in Plat of Survey filed in Book 2013, Page 1058, on April 15, 2013, in the Office of the Recorder of Madison County, Iowa.

EASEMENT AREA:

A 10.00 feet wide underground electric easement over, under, across and through part of the previously described tract of land, the Centerline of which is more accurately described as follows: Commencing at the intersection of the South line of the previously described tract of land the West Right-of-Way line of Settlers Avenue, as it is presently established, in the Southeast ¼ of the Northeast ¼ of said Section 1; thence Northerly along said West Right of Way line, approximately 252.00 feet to the Point of Beginning; thence Southwesterly a distance of approximately 170.00 feet; thence Westerly, a distance of approximately 100.00 feet to the end of said Centerline. Easement lines shall shorten and extend to begin at said West Right- of Way line. As shown on Exhibit "A" attached hereto and made a part hereof.

- 2. Additionally, Grantee shall have the right to remove from the easement area described above, any obstructions, including but not limited to, trees, plants, undergrowth, buildings, fences and structures that interfere with the proper operation and maintenance of said facilities and equipment.
- 3. Grantor agrees that it will not construct or place any permanent or temporary buildings, structures, fences, trees, plants, or other objects on the easement area described above, or make any changes in ground elevation without written permission from Grantee indicating that said construction or ground elevation changes will not result in inadequate or excessive ground cover, or otherwise interfere with the Grantee's rights to operate and maintain its facilities.
- 4. In consideration of such grant, Grantee agrees that it will repair or pay for any damage which may be caused to crops, fences, or other property, real or personal of the Grantor by the construction, reconstruction, maintenance, operation, replacement or removal of the facilities, (except for damage to property placed subsequent to the granting of this easement), that Grantee determines interferes with the operation and maintenance of the facilities and associated equipment. The cutting, recutting, trimming and removal of trees, branches, saplings, brush or other vegetation on or adjacent to the easement area is expected and not considered damage to the Grantor.

5. Additionally, when Grantor provides or installs duct/conduit for said facilities, this grant shall cover and include all facilities installed as a part of the easement area.

Dated this Z day of July , 2013

Mary Z Bussone

red Busson

ACKNOWLEDGMENT

STATE OF

LOWA)

COUNTY OF

FUCK)

This instrument was acknowledged before me on 22

Mary Z Bussone and Fred Bussone, wife and husband.

Notary Public in all

STACY D. LIEBSCH ommission Number 751720

My Commission Expires 12 かれ 2015

Exhibit "A"		F	-
		Right-of-Wa East line of Secti Right-of-Wa	•
	170.00' ±	on 1-76-27	
10.00'	153.00' punoug	LERS A	
		V E N U I	
	NE Cor. Parcel "A" SE 1/4 - NE 1/4 Sec. 1-76-27	_	
Parcel a A.	SE Cor. Northeast 1/4 (E 1/4 Cor) Sec. 1-76-27	1-76-27	
MidAmerican Customer: Mary Z Bussone and Fred Bussone	sone	DR # 2359203	z
_	Scale: Not to Scale Folder #: 200-13	Date: July 19, 2013 wes	
Job Desc: Underground Electric Distribution Easement			