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Book 2013 Page 2822 Type 06 001 Pages 3 Date 9/20/2013 Time 10:37 AM

Rec Amt \$17.00

INDX ANNO **SCAN**

LISA SMITH, COUNTY RECORDER MADISON COUNTY IOWA

CHEK

Prepared by and return to: Brian Van Brogen (515) 281-2604 MIDAMERICAN ENERGY ATTN: RIGHT-OF-WAY SERVICES PO BOX 657 DES MOINES, IA 50306-0657

MIDAMERICAN ENERGY COMPANY UNDERGROUND ELECTRIC EASEMENT

Folder No. Work Reg. No. DR2350488

257-13

Project No.

31144

State of County of Iowa

Section

Madison 6 SE

North

Township

Range

West of the 5th P.M.

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) David Butler (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:

Lot Thirteen (13) McLaughlin Subdivision Plat 2 to the City of Earlham, Madison County, Iowa.

EASEMENT AREA:

A 10.00 feet underground electric easement, over, under, across and through the East 10.00 feet of the previously described tract of land. As shown on Exhibit "A" attached hereto and made a part hereof.

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 \$ day of

day of September

David Butler

ACKNOWLEDGMENT

TERESA R. ADAMS
NOTARY PUBLIC
STATE OF FLORIDA
Comm# EE101454
Expires 6/8/2015

) ss

COUNTY OF Orange)

This instrument was acknowledged before me on __

September

_, 2013, by

David Butler

Notary Public in and for said State

IBIT "A"

Legend

- Subject Property Line & ROW
- Adjacent Prop Line & ROW

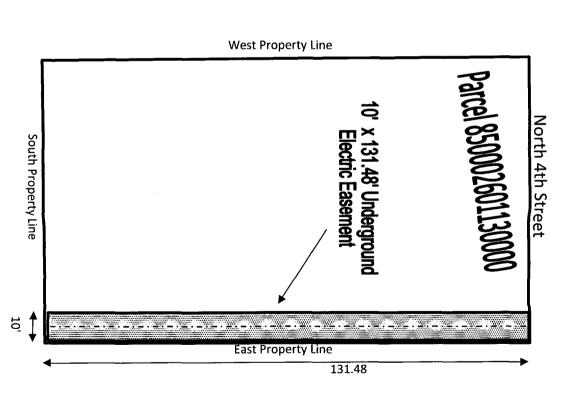
Easement Area

Lot Thirteen (13) McLaughlin Subdivision Plat 2 to the Parcel Legal Description:

City of Earlham, Madison County, Iowa.

Easement Description:

previously described tract of land. under, across and through the East 10.00 feet of the A 10.00 feet underground electric easement, over,



MidAmerican David Butler 850 NE 4th Street

Job Desc:

Underground Electric Easement

City: Earlham, Iowa

Not to Scale Sec 6, T 77 N, R 28 W 8/30/2013

2350488

257-13 Scale: