

2/10

RFC \$ 15⁰⁰
AUD \$ 1⁰⁰
R.M.F. \$ 5⁰⁰

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BOOK 2004 PAGE 439
2004 JAN 29 PM 12:46

COMPUTER	✓
RECORDED	✓
COMPARED	✓

MICKI UTSLER
RECORDER
MADISON COUNTY, IOWA

✓ PLEASE RETURN TO:
MIDAMERICAN ENERGY ATTN: RIGHT-OF-WAY SERVICES P.O. BOX 657 DES MOINES, IA 50303-0657
Prepared by: Rod Patterson (515) 281-2713

MIDAMERICAN ENERGY COMPANY
UNDERGROUND ELECTRIC LINE EASEMENT

Folder No. 501B-03
Work Req. No. DR1640050
Project No. 31125
Sub No. DR1640050

State of Iowa
County of Madison
Section 33
Township 77 North
Range 27 West of the 5th 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 **James Miller and Sheryl A. Miller, husband and wife** Grantors), heirs and assigns, do hereby grant to MIDAMERICAN ENERGY COMPANY (Grantee), its successors or assigns, the right to lay, maintain, operate, repair, and remove underground conduit, wires, and other necessary equipment incident thereto (including associated surface mounted equipment) through and across certain property described below, together with ingress and egress to and from the same, and all the rights and privileges incident and necessary to the enjoyment of this grant.

In consideration of such grant, MIDAMERICAN ENERGY COMPANY agrees that it will repair or pay for any damage which may be caused to real and personal property of the undersigned by the construction, maintenance, operation, or removal of said line, except such property placed subsequent to the granting of this easement that interferes with the operation and maintenance of the line and associated equipment.

Additionally, MIDAMERICAN ENERGY COMPANY shall have the right to remove from the strip of land specifically described below, any obstructions; including trees, plants, undergrowth, buildings, and structures that interfere with the proper operation and maintenance of said line and equipment.

Grantors agree that they will not construct or place any permanent buildings, structures, trees, plants, or other objects on the property described below.

EASEMENT DESCRIPTION:

An underground electric line easement to consist of a strip of land ten (10) feet in width, situated in the following property:

Lot (2) of North River Subdivision, All of part of Parcel "D", except for Parcel "G", located in the Southeast Quarter (¼) of the Southwest Quarter (¼) and the Southwest Quarter (¼) of the Southeast Quarter (¼) of Section Thirty-three (33), Township Seventy-seven (77) North, Range Twenty-seven (27) West of the 5th P.M., Madison County, Iowa, said parcel contains 18.451 acres, including 0.513 acres of County Road right-of-way; the centerline of said easement strip of land is more particularly described as follows:

Beginning at a point on the South line of said Lot (2) that is 80 feet, more or less West of the East line; thence in a Northwesterly direction a distance of 380 feet, more or less, to the Point of Terminus at a pad-mounted transformer; as generally depicted on Exhibit "A", attached hereto and made a part hereof.

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 15th day of December, 2003.

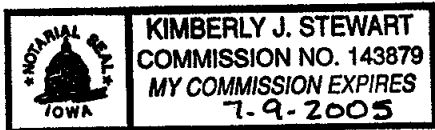
James Miller
James Miller

Sheryl A. Miller
Sheryl A. Miller

ACKNOWLEDGMENT

STATE OF Iowa)
COUNTY OF Polk) ss

On this 15th day of December 2003, before me, a Notary Public, personally appeared James Miller and Sheryl A. Miller, to me known to be the persons who are named in and who executed the foregoing instrument, and acknowledged that they executed the same as a voluntary act and deed.



Kimberly J. Stewart
Notary Public in and for said State

EXHIBIT A

MIDAMERICAN ENERGY			
JIM MILLER 160TH ST MADISON CO.			
DRAWN BY:	W.T.H.	DATE:	11/26/03
V.D. NO.	1640050	SCALE:	ND
MAP PAGE:	SW74	X	1512550
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