

MICHELLE "MICKI" UTSLER, COUNTY RECORDER
MADISON IOWACOMPUTER ☒
RECORDED ☒
COMPARED ☒Preparer Information: Farmers Electric Cooperative Inc by
106 SE 6th St Greenfield, Iowa 50849 Ph: 641-743-6146 Or 1-800-397-4821ELECTRIC LINE RIGHT-OF WAY EASEMENT
(Underground)Madison County Scott Twp 18 Section

Know all men by these present, that the undersigned Sam H. Utter & Michelle Utter for a good and valuable consideration, the receipt whereof is hereby acknowledged, do hereby grant unto the Farmers's Electric Cooperative, Inc., a cooperative, whose post office address is Greenfield, Iowa, and to its successors or assigns, a perpetual right-of-way to, from time to time, construct, lay, maintain, operate and remove an underground electric transmission or distribution line or lines, conduits, pedestals, or other appurtenances desirable in connection therewith, with the right to ingress and egress to and from said lands situated in the County of Madison and State of Iowa, described as follows, to wit: SEE ATTACHED:

The grantor, his heirs, or assigns is to fully use and enjoy the premises except for the purposes herein above granted to the premises except for the purposes herein above granted to the grantee. The grantee hereby agrees to pay any damage which may arise to crops and fences from said construction, operations, or removal of said transmission or distribution lines; the damages if not mutually agreed upon are to be ascertained and determined by three disinterested persons, one thereof to be appointed by the grantor, his heirs or assigns, one by the said grantee, its successors or assigns, and the third by the two appointed as aforesaid, and the award of such three persons shall be final and conclusive.

The said transmission or distribution lines covered by this grant shall be buried at such a depth as not to interfere with the ordinary cultivation of said lands and upon grantor's request, the grantee shall provide the grantor with a plat showing the location of said buried cables and the grantor agrees that no building, structures, or other obstructions shall be places directly above said power, transmission or distribution lines.

The undersigned covenants that he is the owner of the described lands and that all facilities erected hereunder shall remain the property of the Cooperative.

Special provisions, if any:

IN TESTIMONY WHEREOF, the undersigned have executed this instrument this

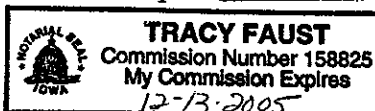
13th day of August, 2004.Sam H. Utter
Michelle Utter

State of Iowa

Madison

County:

Personally came before me this 13th day of August, A.D. 2004, the above named Harry Utter & Michelle Utter to me known to be the persons who executed the foregoing instrument and acknowledged the same.

Tracy Faust
Notary Public, State of IowaCommission Expires 12-13-2005

Legal Description:

A Parcel of land in the Northeast Quarter of the Northwest Quarter and the Southeast Quarter of the Northwest Quarter of Section 18, Township 75 North, Range 27 West of the 5th P.M., Madison County, Iowa more particularly described as follows:

Commencing at the Northeast corner of the Southeast Quarter of the Northwest Quarter of Section 18, Township 75 North, Range 27 West of the 5th P.M., Madison County, Iowa; thence South 89°07'08" West 100.37 feet along the North line of said Southeast Quarter of the Northwest Quarter to the Point of Beginning; thence continuing South 89°07'08" West 350.00 feet along said North line to the Southeast Corner of Lot 7 in the Northeast Quarter of the Northwest Quarter of said Section 18; thence North 00°36'46" West 943.15 feet along the East line of said Lot 7 to the centerline of a paved county road; thence along said centerline Southwesterly 469.52 feet along a 1146.00 feet radius curve concave Northwesterly with a 466.24 feet chord bearing South 34°15'40" West; thence South 45°59'54" West 49.54 feet; thence Southwesterly 669.15 feet along a 1146.00 feet radius curve concave Southeasterly with a 659.69 feet chord bearing South 29°16'15" West; thence South 12°32'35" West 648.21 feet; thence South 77°27'25" East 40.00 feet to the Easterly right-of-way line of said County Road; thence North 88°48'44" East 1144.59 feet; thence North 08°29'47" East 182.48 feet; thence North 10°11'00" West 502.64 feet to the Point of Beginning containing 24.359 acres including 2.065 acres of County Road right-of-way. Said Parcel is divided into 5 lots numbered 1 through 5 as shown on the attached plat of survey.