

FILED NO. 63
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FARMERS ELECTRIC COOPERATIVE, INC.

Greenfield, Iowa

MARY E. WELTY
RECORDER
MADISON COUNTY, IOWA

ELECTRIC LINE RIGHT-OF-WAY EASEMENT

*Has tile in field
approx 5 rods from Road**North side
NE 1/4**Madison* County *Grand River* Twp. Section *35*Know all men by these presents, that we, the undersigned (*Verl & Iris Smith*)*Verl Smith & Iris Smith*

for good and valuable consideration, the receipt whereof is hereby acknowledged, do hereby grant unto the FARMERS ELECTRIC COOPERATIVE, INC, a corporation 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: *North 1/2 of Northeast 1/4 except South 1/2 of Northeast 1/4 of Northeast 1/4 of section thirty five, Township seventy four North - Range twenty nine West of 15th PM*

The grantor, his heirs or assigns is to fully use and enjoy 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 buildings, structures, or other obstructions shall be placed 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 7 day of June, 1971.

X *Verl Smith*

Verl Smith

X *Iris Smith*

Iris Smith

State of Iowa :

Adair County:

Personally came before me this 7th day of June, A. D., 1971.

the above named *Verl Smith & Iris Smith* to me known to be the persons who executed the foregoing instrument and acknowledged the same.

Claude Sivadge

Notary Public, State of Iowa
Claude Sivadge

My Commission Expires July 4 - 1972.

