

Deed Record, No. 82, Madison County, Iowa

Ella K. Macumber et al
To

#3860

Filed for record the 30 day of August
A. D. 1947 at 10:45 o'clock A. M.

Fee \$.80

Wilma M. Wade, Recorder

Iowa Power and Light Company

Job No.....Draft No..340

Voucher No.....Structures No. TRANSMISSION LINE EASEMENT

50-1

Located in
State of Iowa County of Madison
Township 75 North Range 28 West
of the 5th P.M. Section 33

KNOW ALL MEN BY THESE PRESENTS: The undersigned Owners, Ella K. Macumber single; Iris E. Macumber single; Avery W. Macumber single; Ruth F. Follmer & Carl Follmer, husband & wife. and the undersigned Tenant, Avery Macumber. for and in consideration of Two hundred fifty and no/100 Dollars (\$250.00), to be paid by IOWA POWER AND LIGHT COMPANY, an Iowa corporation, do hereby grant to Iowa Power and Light Company, its successors and assigns, the right to construct, maintain and operate an electrical supply line, and the poles and other necessary equipment incident thereto, upon, over, along and across certain real estate described below, together with the right to enter upon said real estate for the purpose of constructing, maintaining, or removing said line, and the right to trim or remove, with reasonable care, such trees as may interfere with the proper maintenance of said line. In consideration of such grant, Iowa Power and Light Company agrees that it will repair or pay for any damage which may be caused to crops, fences or to the property of the undersigned by the construction, maintenance or removal of said line; and if such damages are not mutually agreed upon, the same shall be ascertained by three (3) disinterested persons, one of whom shall be selected by the Grantors, and one of whom shall be selected by the Grantee their heirs, successors, assigns, or lessees, and the third, by the two so selected. The damages determined by such persons, or a majority of them, shall be conclusive as to the facts.

Description:

The North half of the South West quarter (N $\frac{1}{2}$ -SW $\frac{1}{4}$) and the South West quarter of the South West quarter (SW $\frac{1}{4}$ -SW $\frac{1}{4}$) of Section 33, Township 75 North, Range 28 West of the 5th P. M. Madison County, Iowa.

\$100.00 extra for four structures in the open.

The undersigned acknowledges payment of Three hundred fifty and no/100 Dollars (\$350.00) hereunder, and it is agreed that, if the balance of the stated consideration \$ none is paid the undersigned within - - - from date hereof, this agreement shall be binding upon the parties hereto, their heirs, successors and assigns, until cancelled by mutual consent or the removal or abandonment of said line. If balance of consideration is not paid within - - - from date hereof, then the payment made shall be forfeited to the undersigned and both parties released from further obligations hereunder.

Iowa Power and Light Company may enter said premises for the purpose of surveys and preliminary estimates, but shall not begin construction, and shall not file this agreement for record, until full consideration is paid.

Dated at Winterset, Iowa. this 25th day of April, 1947.

Ella K. Macumber
Avery W. Macumber

ACKNOWLEDGMENT

STATE OF IOWA COUNTY OF MADISON) SS.

On this 25 day of April, A.D., 1947, before me, a Notary Public, personally appeared Ella K. Macumber and Avery W. Macumber 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 their voluntary act and deed.

(Notarial Seal)

May Pinckney Notary Public
in and for said County
My commission expires July 4, 1948

Dated at DAYTON, OHIO this 14th day of May, 1947

Iris E. Macumber

ACKNOWLEDGMENT

STATE OF Ohio COUNTY OF Montgomery) SS.

On this 14th day of May, A. D., 1947, before me, a Notary Public, personally appeared Iris E. Macumber to me known to be the persons who are named in and who executed the fore-

Deed Record, No. 82, Madison County, Iowa

Acres-Blackmar Co. Burlington. 38000

going instrument, and acknowledged that they executed the same as their voluntary act and deed.

(Notarial Seal)

ALLEN J. YODER, NOTARY PUBLIC
Allen J. Yoder Notary Public in and for said County
My commission expires -
My Commission expires July 12, 1948

Dated at - this - day of - 19 -.

Ruth F Follmer
Carl Follmer

ACKNOWLEDGMENT

STATE OF IOWA COUNTY OF Fayette) SS.

On this 14 day of June, A. D., 1947, before me, a Notary Public, personally appeared
Ruth F Follmer Carl Follmer to me known to be the persons who are named in and who executed the
forgoing instrument, and acknowledged that they executed the same as their voluntary act and deed.



M. C. Hanson Notary Public
in and for said County
My commission expires July 4, 1948