

Deed Record, No. 78, Madison County, Iowa

ACRES-BLACKMAR CO., BURLINGTON. 23057

Lauretta H. Roseman, et al

#4097

Filed for record the 6 day of
November, 1942 at 9:21 o'clock A.M.

To
Iowa Power & Light Co

Fee \$.70

Pearl E. Shetterly, Recorder
Easement No. 389

Roseman
GRANT OF RIGHT OF WAY

For and in consideration of the sum of One Dollar (\$1.00), receipt of which is hereby acknowledged, and the further consideration of Sixty-Five Dollars (\$65.00) to be paid to Lauretta H. Roseman by IOWA POWER & LIGHT COMPANY an Iowa corporation, when and as erection of the towers, poles and lines described herein shall commence, the undersigned, Lauretta H. Roseman do hereby grant, convey and warrant unto the said IOWA POWER & LIGHT COMPANY its successors, assigns and lessees the right and easement to erect, reconstruct, operate and maintain under varying conditions of operation, renew and remove an electric transmission and distribution line, the wood poles, anchors, guys, cross arms, insulators, conductors and other equipment appurtenant thereto for the transmission and distribution of electric energy in, upon, across and over certain lands owned by Grantor situated in Madison County, State of Iowa, and described as follows:

South Half (S $\frac{1}{2}$) of the Southeast Quarter (SE $\frac{1}{4}$) of Section 29, Township 77 North,
Range 28 West of the 5th P.M.

The easement granted herein is to follow the present line of survey and poles are to be erected on said line within one year from the date of this instrument.

Not Believed See Deed Record 127-389

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together with the right of ingress to and egress from such lands over lands of Grantor(s) for, and the right to trim or remove such trees, branches, shrubs, bushes and other obstacles as may interfere with, the safe, proper and expeditious erection, reconstruction, operation and maintenance under varying conditions of operation, renewal and removal of said line or any part thereof. Not more than 4 poles or ... pole structures of said line shall be located on said property of Grantor(s).

Grantee, IOWA POWER & LIGHT COMPANY, shall repair any damage to property of Grantor(s), or pay any substantial damages which may be caused to property of Grantor(s) by the erection, reconstruction, operation, and maintenance under varying conditions of operation, renewal, and removal of said line, said damages, if not mutually agreed upon, shall be ascertained by three disinterested persons, one of whom shall be selected by each, Grantor(s) and Grantee, their heirs or 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. Subject to the foregoing this grant shall be binding upon the heirs, successors and assigns of the undersigned. WITNESS the hand and seal of the Grantor(s) this 16th day of June, 1942.

WITNESSED BY:

Lauretta H. Roseman (Seal)
Elmer E Roseman (Seal)
Mary M. De Vault (Seal)
C.C. DeVault (Seal)

Accepted: Iowa Power & Light Company
By C A Leland President

State of California

ss

County of Los Angeles

I, Frederick S. Miller, do hereby certify that Lauretta H Roseman Elmer E Roseman Mary M. DeVault and C C DeVault personally known to me to be the same person whose name is (or are) subscribed to the foregoing instrument, appeared before me this day in person, and acknowledged that they signed, sealed and delivered the said instrument as their free and voluntary act, for the uses and purposes therein set forth.

GIVEN under my hand and seal this 16th day of June, A.D. 1942.

My Commission Expires September 30, 1944

Frederick S. Miller

Notary Public