

Deed Record, No. 78, Madison County, Iowa

ACRES-BLACKMAR CO., BURLINGTON. 23057

Paul W Hochstetler & wife

To

Iowa Power & Light Co.

#4108

Fee \$.80

Filed for record the 6 day of November

A.D. 1942 at 9:43 o'clock A.M.

Pearl E. Shetterly, Recorder

Easement No. 371

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 Two Hundred fifty Dollars (\$250.00) to be paid to Paul W. Hochstetler by Iowa Power & Light Company, an Iowa corporation when and as erection of the towers, poles and lines described herein shall commence, the undersigned, Paul W. Hochstetler and Lelah D. Hochstetler, his wife 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 and steel 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 the SE quarter of Sec. 14, Twp. 76 N, Range 29 West, Madison County, State of Iowa, and described as follows:

the Southeast quarter (SE $\frac{1}{4}$) of Section Fourteen (14) Township Seventy-six (76) North, Range twenty-nine (29) West of the 5th P.M., Madison County, Iowa.

together with any lands contiguous thereto now owned or hereafter acquired by Grantor(s) effecting the right of way of said electric line; Center line of said line to be not more than two (2) feet North of the South property line.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 7 poles or

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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 13th day of June, 1942.
WITNESSED BY: -

*Accepted
Iowa Power & Light Co.
L. A. Heland Pres.*

(CORPORATE SEAL)

State of Iowa)

ss.

County of Madison)

I, Eugene Wilson, do hereby certify that Paul Hochstetler and Lelah D. Hochstetler personally known to me to be the same person whose name 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 13th day of June, A.D. 1942.

My Commission Expires July 4th, 1942 (Notarial Seal)
STATE OF IOWA COUNTY OF LYNN)ss.

Eugene Wilson Notary Public

On this 6th day of June, 1942, before me, a Notary Public in and for said County in the State aforesaid, personally appeared John V. Rompotl, Supreme President and M. L. Hromadka, Supreme Secretary, to me personally known, each being by me duly sworn, did say that the said John V. Rompotl is the President, and the said M. L. Hromadka is the Secretary of Western Bohemian Fraternal Association, the corporation that executed the foregoing instrument, and that the seal affixed to the foregoing instrument is the corporate seal of said corporation, and that said instrument was signed, sealed and delivered in the name and on behalf of said corporation by authority of its Board of Directors, and said John V. Rompotl Supreme President and M. L. Hromadka, Supreme Secretary acknowledge said instrument to be the free and voluntary act and deed of said corporation.

WITNESS my hand and seal the day and year last above written.

My Commission Expires July 4, 1942.

Lillian Samek Notary Public