

INST # 16033
RECORDING FEE 10.00
AUDITOR FEE _____
RMA FEE 1.00

CONFIRMED

FILED FOR RECORD
POTTAWATTAMIE CO. IA.

96 JUN 17 PM 1:11

JOHN SCIORTINO
RECORDER

Return to:
PREPARED BY AND RETURN TO:
MIDAMERICAN ENERGY ATTN: RIGHT-OF-WAY SERVICES P.O. BOX 778, SIOUX CITY, IA 51102

**MIDAMERICAN ENERGY COMPANY
UNDERGROUND ELECTRIC LINE EASEMENT**

Parcel No. _____
Work Req. No. _____
Project No. _____
Sub No. _____
Draft No. _____

State of Iowa
County of Pottawattamie
Section 35
Township 75 North
Range 44 West of the 5th P.M.

KNOW ALL MEN BY THESE PRESENTS:

For and in consideration of the sum of One and no/100 Dollar (\$1.00), and other valuable consideration, in hand paid by MIDAMERICAN ENERGY COMPANY, an Iowa Corporation, receipt of which is hereby acknowledged, the undersigned ZALKIN, INC., d/b/a Peerless Wiping Cloth Company (Grantors), heirs and assigns, do hereby grant to MIDAMERICAN ENERGY COMPANY (Grantee), its successors or assigns, the right to lay, maintain, operate, repair, and remove underground conduit, wires, and other necessary equipment incident thereto (including associated surface mounted equipment) through and across certain property described below, together with ingress and egress to and from the same, and all the rights and privileges incident and necessary to the enjoyment of this grant.

In consideration of such grant, MIDAMERICAN ENERGY COMPANY agrees that it will repair or pay for any damage which may be caused to crops, fences, or other property of the undersigned by the construction, maintenance, operation, or removal of said line, except such property placed subsequent to the granting of this easement that interferes with the operation and maintenance of the line and associated equipment.

Additionally, MIDAMERICAN ENERGY COMPANY shall have the right to remove from the strip of land specifically described below, any obstructions; including trees, plants, undergrowth, buildings, and structures that interfere with the proper operation and maintenance of said line and equipment.

Grantors agree that they will not construct or place any permanent buildings, structures, trees, plants, or other objects on the property described below.

EASEMENT DESCRIPTION:

A permanent ten foot (10') strip of land over that part of the Northeast Quarter of the Southwest Quarter of Section 35, Township 75 North, Range 44 West of the 5th P.M., in the City of Council Bluffs, in Pottawattamie County, Iowa, described as follows:

Commencing at the Northwest corner of Block 13, of the Fleming and Davis Addition to the City of Council Bluffs, Iowa, which is a point on the North and South centerline of said Section 35 that is 875.60 feet distant Southerly from the Northeast corner of the said Northeast Quarter of the Southwest Quarter of Section 35;

Thence North 00°00'39" East (assumed bearings) for 53.60 feet along the East line of the said Northeast Quarter of the Southwest Quarter of Section 35 to the centerline of said ten foot (10') strip easement and the Point of Beginning;

Thence North 89°37'41" West for 551.49 feet along the centerline of said ten foot strip easement;

Thence South 18°36'02" West for 69.64 feet along the centerline of said ten foot strip easement to the Point of Terminus at a transformer box.

This easement shall be binding upon the heirs, successors, and assigns of both parties and shall continue until cancelled by mutual consent, or the removal and abandonment of said line. Grantors shall have the right of full enjoyment and use of the above described property except as such that will be inconsistent with this easement.

Dated this 21 day of APRIL, 1996
ZALKIN, INC., d/b/a
PEERLESS WIPING CLOTH COMPANY

By: [Signature]

47-0610044
Social Security Number/Tax I.D. Number

Social Security Number/Tax I.D. Number

96-37971

STATE OF IOWA)
) ss
COUNTY OF _____)

ACKNOWLEDGMENT

COMPARED

On this _____ day of _____, 19____, before me, a Notary Public, personally appeared

to me known to be the person(s) who are named in and who executed the foregoing instrument, and acknowledged that executed the same as a voluntary act and deed.



[Signature]
Notary Public in and for said County

STATE OF IOWA)
) ss
COUNTY OF _____)

ACKNOWLEDGMENT

On this _____ day of _____, 19____, before me, a Notary Public, personally appeared

to me known to be the person(s) who are named in and who executed the foregoing instrument, and acknowledged that executed the same as a voluntary act and deed.

Notary Public in and for said County

STATE OF IOWA)
) ss
COUNTY OF _____)

ACKNOWLEDGMENT

On this _____ day of _____, 19____, before me, a Notary Public, personally appeared

to me known to be the person(s) who are named in and who executed the foregoing instrument, and acknowledged that executed the same as a voluntary act and deed.

Notary Public in and for said County

06-17-96

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14 *1.00

CORPORATION ACKNOWLEDGMENT

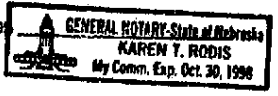
STATE OF NEBRASKA)
) ss
COUNTY OF DOUGLAS)

2 0
*11.00K

On this 26th day of April, A.D., 1996, before me, a Notary Public, in and for said County, personally appeared John P. Houlihan and _____ to me personally known, who being by me duly sworn, did say that he is (are) (respectively) the President and _____ of said corporation (that the seal affixed to said instrument is that of said corporation and that said instrument was signed and sealed on behalf of the said corporation by authority of its Board of Directors, and the said John P. Houlihan and _____ acknowledged the execution of said instrument to be the voluntary act and deed of said corporation by it voluntarily executed.

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

My commission expires _____



[Signature]
Notary Public in the State of NEBRASKA

96-37972