

500

3607 (CORP)
Rev. 1985

Handwritten initials: PM, H

No. 42788

RIGHT OF WAY PERMIT

Merit Fund VII Ltd. - Trison, a(n) Iowa corporation, in

consideration of the sum of Four Hundred Seventy Five and No/100 Dollars (\$475.00) and other good and valuable consideration; receipt whereof is hereby acknowledged, do hereby grant and convey to Northwestern Bell, an Iowa corporation, its successors and assigns, a perpetual right of way and easement to construct, operate, maintain and/or remove its communication lines consisting of wires, cables, terminals, and other appurtenances, with the right of ingress and egress, under, upon or over that certain piece of real estate hereinafter described in the following manner: Place buried cables and associated terminals within 10 feet of the north property line (ie: within 10' south of the north p/l of Dickman Road)

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The real estate above referred to is specifically described as follows:
The east 948 feet of the south 965.15 feet measured on the east line, and the south 967.15 feet measured on the west line of the north 1420 feet of the NE 1/4 Section 33, T78N, R24W, City of Des Moines, Folk County, Iowa

The foregoing right is granted upon the express condition that Northwestern Bell will assume liability for all damage to the hereinbefore described property caused by said Company's failure to use due and reasonable care in its exercise of the granted right.

042634

IN WITNESS WHEREOF said corporation has caused this instrument to be executed by its duly authorized officers this 12th day of FEBRUARY, 1988.

FILED FOR RECORD 5.00

Merit Fund VII Ltd. - Trison

AT 9:37 FEB 17 1988 (A.M.) P.M.

TIMOTHY J. BRIEN, Recorder

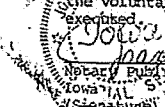
By T. Cornwell Deputy

By Thomas Anderson Title

By Thomas Anderson Title

STATE OF IOWA }
COUNTY OF Polk } SS:

On this 10th day of Feb., A.D. 1988, before me, the undersigned, a Notary Public in and for the State of Iowa, personally appeared Thomas Anderson and Thomas Anderson, to me personally known, who, being by me duly sworn, did say that they are the Vice President and the Vice President, respectively, of Trison Corporation a(n) Iowa corporation; that (no seal has been procured by the said) (the seal affixed thereto is the seal of said) corporation; the foregoing instrument was signed (and sealed) on behalf of said corporation by authority of its Board of Directors; and that the said Thomas Anderson and Thomas Anderson as such officers, acknowledged the execution of said instrument to be the voluntary act and deed of said corporation, by it and by them voluntarily executed.



Joanna L. Owens
Notary Public in and for the State of Iowa

Joanna L. Owens
Notary please type or print name on this line

My Commission expires March 5 1990

RECORD FRONT SIDE ONLY

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