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MISC BK #14

Fee \$16.00

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November 30, 1999

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JAN BORTSCHELLER  
RECORDER  
DICKINSON COUNTY, IOWA

FEE \$ 16.00

Lisa Bonomolo-IES Industries Inc.-200 1st St. SE-Box 351-Cedar Rapids, IA-52406-(319)398-4427

**UNDERGROUND ELECTRIC LINE EASEMENT**

For and in consideration of the sum of One Dollar (\$1.00) and other valuable consideration, the receipt of which is hereby acknowledged, "VILLAGE LAKESHARES, L.P. c/o THOMAS ALLER, VICE-PRESIDENT, ALLIANT ENERGY

Grantor(s)", ADDRESS P.O. BOX 351 CEDAR RAPIDS, IA 52406-0351

SOCIAL SECURITY #FEDERAL ID# \_\_\_\_\_ do(es) hereby warrant and convey unto IES Utilities Inc., its successor and assigns, ("Grantee"), a perpetual easement with the right, privilege and authority to construct, reconstruct, maintain, operate, repair, patrol and remove an underground electric and telecommunications line or lines, consisting of wires, transformers, switches and other necessary fixtures and equipment, (including associated surface mounted equipment) and construction for transmitting electricity, communications and all Corporate purposes together with the power to extend to any other party the right to use, jointly with the Grantee, pursuant to the provisions hereof, upon, under, over and across the following described lands located in the County of "DICKINSON, and the State of Iowa:

\*A PERMANENT UTILITIES EASEMENT ON PART OF PARCEL "A" OF THE PLAT OF SURVEY OF THE NORTHEAST QUARTER OF SECTION 14, TOWNSHIP 99 NORTH, RANGE 37 WEST OF THE 5<sup>TH</sup> P.M., DICKINSON COUNTY, IOWA, RECORDED IN BOOK 1, PAGE 143 OF SURVEY PLATS IN THE DICKINSON COUNTY RECORDERS OFFICE DATED DECEMBER 26, 1984, BY R. V. BENDIXEN, L.S., NO. 9017, BEING A PORTION OF GOVERNMENT LOT 1, SECTION 14-99-37 AND DESCRIBED AS FOLLOWS:

A PERMANENT 10 FEET WIDE UTILITIES EASEMENT BEING 5 FEET EACH SIDE OF THE FOLLOWING DESCRIBED CENTERLINE: COMMENCING AT THE NORTHEAST CORNER OF PARCEL "B" OF SAID PLAT OF SURVEY OF THE NE<sup>1</sup>/<sub>4</sub> OF SECTION 14-99-37; THENCE NORTH 1°32.3' EAST 88.11 FEET; THENCE NORTH 49°42.8' EAST 251.36 FEET TO THE POINT OF BEGINNING; THENCE NORTH 40°17.2' WEST 20 FEET PERPENDICULAR TO THE PREVIOUS LINE WHERE SAID EASEMENT TERMINATES (SEE EXHIBIT "A", ATTACHED)

5-99310

together with all the rights and privileges for the full enjoyment or use thereof for the aforesaid purpose.

Grantor(s) agrees that it will not construct or place any buildings, structures, plants, or other obstructions on the property described above.

Grantor(s) also conveys the right and privilege to trim, cut down or control the growth of any trees or other vegetation on said described land and such other trees and vegetation adjacent thereto as in the judgment of the Grantee may interfere with construction, reconstruction, maintenance, operation, repair, use of, or which in falling might touch the said line or lines, or associated equipment.

Grantee, its contractor or agent, may enter said premises for the purpose of making surveys and preliminary estimates immediately upon the execution of this easement.

The Grantor(s) also grants to the Grantee the right of ingress and egress to said line or lines, over/under lands now owned by the Grantor(s), for the purpose of constructing, reconstructing, maintaining, operating, patrolling, repairing and removing said line or lines, or associated equipment and the Grantee agrees to pay to the Grantor(s) or its tenants all damages done to the lands (except the cutting and trimming of trees or other vegetation), fences, livestock or crops of the Grantor(s) or its tenants, by the Grantee or its employees while constructing, reconstructing, patrolling or repairing said line or lines.

Signed this 20 day of October, 19 99

GRANTOR(S)

By: Thomas Aller  
\*VILLAGE LAKESHARES, L.P. by  
THOMAS ALLER, VICE PRESIDENT,  
ALLIANT ENERGY

By: \_\_\_\_\_

**ALL PURPOSE ACKNOWLEDGMENT**

STATE OF Iowa )

COUNTY OF Linn ) ss:

On this 20<sup>th</sup> day of October, A.D. 19 99, before me, the undersigned, a Notary Public in and for said State, personally appeared

Thomas L. Allen

\_\_\_\_\_

\_\_\_\_\_

or  to me personally known  
or \_\_\_\_\_ proved to me on the basis of satisfactory evidence

to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

(NOTARY SEAL) Theodore W. Francois (Sign in ink)

Theodore W. Francois (Print/type name)

Notary Public in and for the State of Iowa

Expires 7/26/2000

INDIVIDUAL  
 CORPORATE  
Title(s) of Corporate Officer(s):  
Vice President

N/A  
 Corporate Seal is affixed  
 No Corporate Seal procured

PARTNER(S):  
 Limited Partnership  
 General Partnership

ATTORNEY-IN-FACT  
 EXECUTOR(S),  
 ADMINISTRATOR(S),  
 or TRUSTEE(S)  
 GUARDIAN(s)  
 or CONSERVATOR (s)  
 OTHER:

**SIGNER IS REPRESENTING:**  
List name(s) of person(s)  
or entity(ies):

\_\_\_\_\_  
\_\_\_\_\_

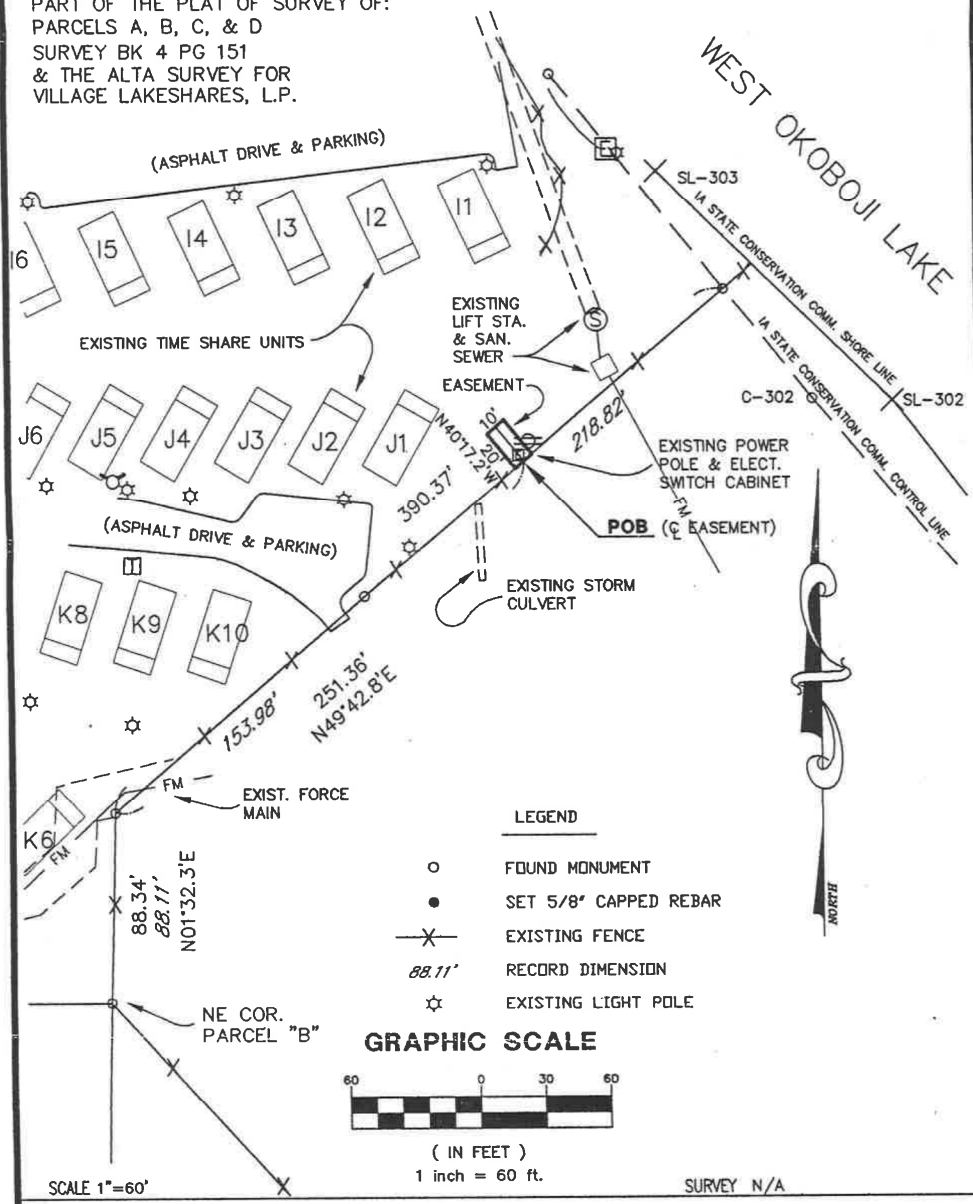
**CAPACITY CLAIMED BY SIGNER:**

Jacobson-Westergard & Assoc., Inc. 105 S 6th Estherville, Iowa 51334 712/362/2647

# EXHIBIT "A"

## 10' x 20' PERMANENT UTILITY EASEMENT

PART OF THE PLAT OF SURVEY OF:  
 PARCELS A, B, C, & D  
 SURVEY BK 4 PG 151  
 & THE ALTA SURVEY FOR  
 VILLAGE LAKESHARES, L.P.



CLIENT: I.E.S. UTILITIES, P.O. BOX AJ, SPIRIT LAKE, IA 51360

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Book	Survey Notes		Drawn		Checked By	Project No.
	N/A	N/A	99	Date 10-05-99	By E.J.W.	N/A