

R/W # 34681

8257

fee 10.00

STATE OF IOWA, Pottawattamie County  
Filed for record and return of  
1916 in the office of the  
in book No. 16, page 597

*John Scigline*  
*Henry C. ...*

# COMPARED

## EASEMENT

KNOW ALL MEN BY THESE PRESENTS:

IN CONSIDERATION of the payment of Ten Dollars (\$10.00) and the promises of Northwestern Bell Telephone Company recited below, which become binding upon that company by acceptance of this easement, Lewis Central Community School District, for itself, its successors and assigns, grants and conveys unto Northwestern Bell Telephone Company and its associated and allied companies, and their respective successors, assigns, lessees and agents, a right-of-way and easement to construct, operate, maintain, replace and remove such communications systems as grantees may from time to time require consisting of underground cables, wires, and other appurtenances under a strip of land one rod wide within 50 feet of the east property line of a 30 acre tract of real estate located in the southeast corner of the SW $\frac{1}{4}$  NW $\frac{1}{4}$  of Section 4, Township 74 North, Range 43 West of the 5th P.M., Pottawattamie County, Iowa, which was acquired by the said Lewis Central Community School District by condemnation from the Gretchen Smith Trust. The boundary of the said one rod strip shall be 84 feet on either side of the first cable laid, which cable shall have its location indicated upon surface markers located at fence lines so as not to interfere with land usage. The said Northwestern Bell Telephone Company shall also have rights of ingress and egress over and across the adjoining land to the east which borders on a north-south public road for the purpose of exercising its rights herein granted.

By the acceptance of this easement, grantees agree to pay for damage to fences, tile and growing crops arising from the construction and maintenance of the aforesaid systems and in addition to pay to grantor a sum computed at the rate of Two Dollars (\$2.00) per rod for the linear measure of the buried telephone cable.

### RECORD FRONT SIDE ONLY

770 corp seal

86 16597

# COMPARED

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By acceptance of this easement by grantees, it is further agreed that if it becomes necessary to move the communications systems consisting of underground cables, wires and other appurtenances because the location of the communications systems conflicts with proposed building on the 30 acre tract by grantor, that grantees will make the necessary changes at their own cost and without any cost to grantor.

Dated this 4th day of <sup>August</sup> ~~July~~, 1975.

LEWIS CENTRAL COMMUNITY SCHOOL DISTRICT

By Tom Jacobs  
Tom Jacobs, President of the Board of Education

Gene E. Fisher  
Gene E. Fisher, Secretary of the Board of Education

STATE OF IOWA )  
POTTAWATTAMIE COUNTY ) ss.

On this 4th day of <sup>August</sup> ~~July~~, A.D., 1975, before me, the undersigned, a Notary Public in and for the State of Iowa, personally appeared Tom Jacobs and Gene E. Fisher, to me personally known, who being by me duly sworn did say that they are respectively the President and Secretary of the Board of Education of Lewis Central Community School District, an Iowa school corporation; that said school corporation has no seal and that the foregoing easement was signed on behalf of said school corporation by authority of its Board of Education and the said Tom Jacobs and Gene E. Fisher acknowledged the execution of said instrument to be the voluntary act and deed of said school corporation by it voluntarily executed.



Jack W. Peters  
Jack W. Peters, Notary Public

**RECORD FRONT SIDE ONLY**