

Return to: Adam Ibrahim – Universal Field Services, 3815 NW 109th Street, Urbandale, Iowa 50322 (515)334-3334
Prepared By: Nick Stark – ITC Midwest LLC, 123 5th Street, SE, Cedar Rapids, Iowa 52401 (319) 297-6764

OVERHANG EASEMENT WITH ANCHOR AND GUY RIGHTS

For and in consideration of the sum of One Dollar (\$1.00) and other valuable consideration, the receipt of which is hereby acknowledged, Lou Etta Smith and Willa Thompson, ("Grantor(s)"), **ADDRESS** 2027 College Street, Elk Horn, Iowa 51531, do(es) hereby warrant and convey unto ITC Midwest LLC, a Michigan limited liability company, 27175 Energy Way, Novi, MI 48377, its successor and assigns, ("Grantee"), a perpetual overhang easement with the right, privilege and authority to construct, reconstruct, maintain, operate, repair, patrol and remove anchors and guys, consisting of poles, wires, guy wires, anchors and other necessary fixtures, 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, over and across the following described lands located in the County of Guthrie, and the State of Iowa:

LEGAL DESCRIPTION: North Half (N½) of the Northeast Quarter (NE¼) of the Southeast Quarter (SE¼) of Section 27 and a tract of land described as: commencing at the NW corner of the North Half (N½) of the Northeast Quarter (NE¼) of the Southeast Quarter (SE¼), Section 27, thence South 40 rods; thence West 24 rods and 1 foot, thence North 40 rods, thence East 24 rods and 1 foot to the place of beginning (except the North 181 ft. of the East 64 feet of NW ¼ SE ¼ and West 131 ft. of North 181 ft. of the NE ¼ SE ¼ in Section 27, Twp. 78 North, Range 31, West of 5th P.M.

OVERHANG EASEMENT DESCRIPTION: A strip of land Twenty-Five (25) feet in width, lying South of, Parallel and Adjacent to the North Street Road Right of Way

ANCHOR EASEMENT DESCRIPTION: An Easement 20 feet by 50 feet Located approximately 1400 feet West of East Section line of Section 27, easement being 20 feet in width east and west and 50 feet long running north and south,

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 which would result in a violation of the minimum clearance requirements of the National Electric Safety Code or would interfere with the operation and maintenance of the anchors and guys.

Grantor(s) also conveys the right and privilege to cut, trim, remove, destroy or otherwise 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 anchors and guys.

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 lands now owned by the Grantor(s), for the purpose of constructing, reconstructing, maintaining, operating, patrolling, repairing and removing said line, lines, anchors and guys. 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, maintaining, operating, patrolling, repairing or removing said line, lines, anchors and guys.

UFS

Signed this 5 day of February, 2014.

GRANTOR(S)

By: Lou Etta Smith
Lou Etta Smith

By: Willa Thompson
Willa Thompson by POB

ALL PURPOSE ACKNOWLEDGMENT

STATE OF Iowa
COUNTY OF Shelby) ss:

On this 5 day of Feb, AD. 2014, before me, the undersigned, a Notary Public in and for said State, personally appeared

Lou Etta Smith

to me personally known Facility Resident

or _____ provided to me on the basis of satisfactory evidence

to be the persons(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.

CAPACITY CLAIMED BY SIGNER

____ INDIVIDUAL
____ CORPORATE
Title(s) of Corporate Officers(s):

____ 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

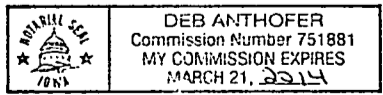
SIGNER IS REPRESENTING:

List name(s) of persons(s) or entity(ies):

NOTARY SEAL Deb Anthofer
(Sign in Ink)

Deb Anthofer
(Print/type name)

Notary Public in and for the State of Iowa



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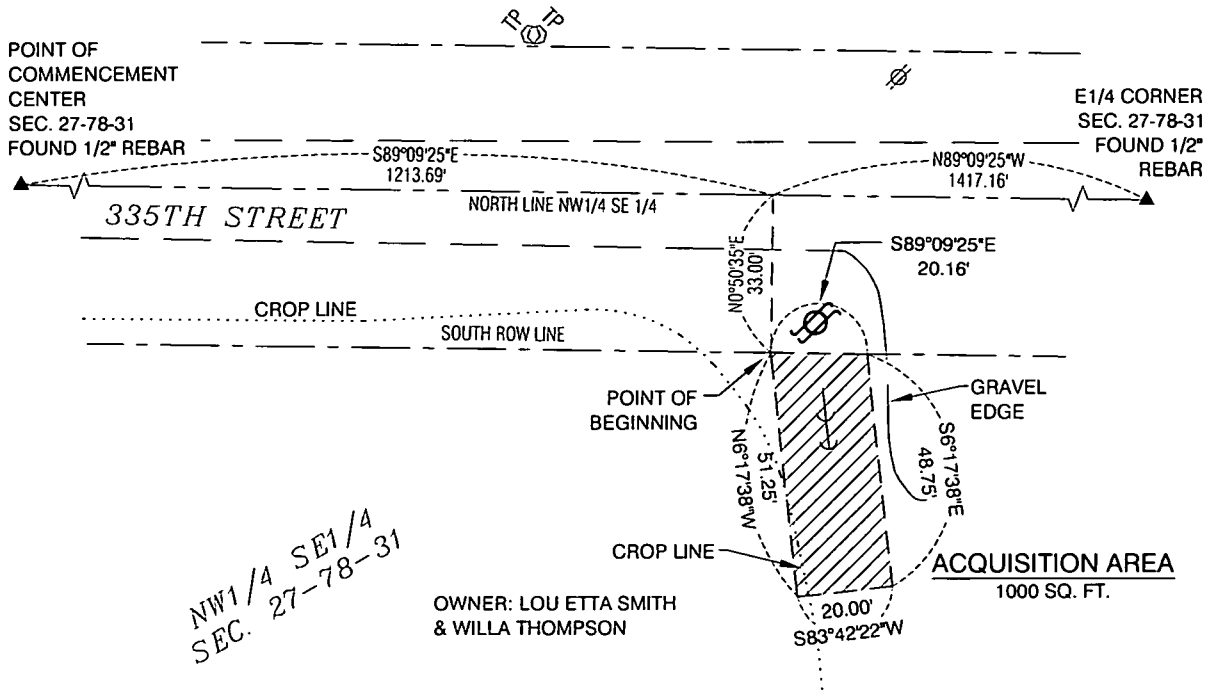
PREPARED BY - CLAPSADDLE-GARBER ASSOCIATES, INC., 16 EAST MAIN STREET, P.O. BOX 754, MARSHALLTOWN, IOWA 50158 - PHONE 641-752-6701

ITC ACQUISITION PLAT EXHIBIT "A"



COUNTY GUTHRIE STATE CONTROL NO. _____
 PROJECT NO. 76157 PARCEL NO. 1
 SECTION 27 TOWNSHIP 78 RANGE 31
 ROW-FEE _____ AC, EASE 1000 SQ. FT, BORROW _____ AC, EXCESS-FEE _____ AC
 ACQUIRED FROM LOU ETTA SMITH & WILLA THOMPSON

SW1/4 NE1/4
SEC. 27-78-31

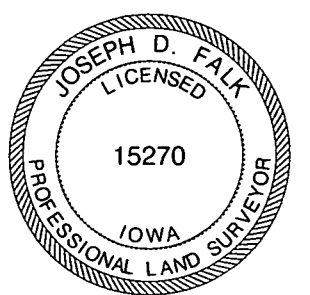
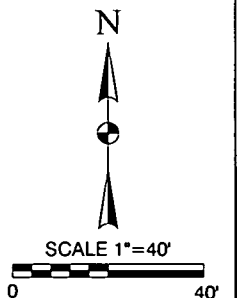


NW1/4 SE1/4
SEC. 27-78-31

OWNER: LOU ETTA SMITH & WILLA THOMPSON

UTILITY LEGEND

- PROPOSED POWER POLE LOCATION
- EXISTING POWER POLE LOCATION
- PROPOSED ANCHOR LOCATION
- RIGHT OF WAY
- SECTION LINE



I hereby certify that this land surveying document was prepared and the related survey work was performed by me or under my direct personal supervision and that I am a duly Licensed Professional Land Surveyor under the laws of the State of Iowa.

Joseph D. Falk, PLS _____ date _____
 Iowa License Number 15270
 My License Renewal Date is December 31, 2015
 Pages or sheets covered by this seal: THIS SHEET AND DESCRIPTION

- LEGEND**
- ▲ GOVERNMENT CORNER MONUMENT FOUND
 - △ GOVERNMENT CORNER MONUMENT SET 1/2" x 30" REBAR w/YELLOW PLASTIC ID CAP #15270
 - CORNER MONUMENT FOUND
 - SET 1/2" x 30" REBAR w/YELLOW PLASTIC ID CAP #15270
 - () RECORDED AS
- DRAWN BY WLB DATE 9-16-2013
 SCALE 1"=40' PROJECT NO. 76157.05

DESCRIPTION OF ATTACHED PLAT FOR PARCEL NO. 1

GUTHRIE COUNTY

PROJECT NO. 76157

THE ANCHOR EASEMENT GRANTED IS TO LAND DESCRIBED AS FOLLOWS:

A PARCEL OF LAND LOCATED IN THE NORTHWEST 1/4 OF THE SOUTHEAST 1/4 OF SECTION 27, TOWNSHIP 78 NORTH, RANGE 31 WEST OF THE 5TH P.M., GUTHRIE COUNTY, IOWA, AS SHOWN ON THE ACQUISITION PLAT EXHIBIT "A", ATTACHED HERETO AND BY REFERENCE MADE A PART HEREOF AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE CENTER OF SAID SECTION 27; THENCE, S89°09'25"E 1213.69' ALONG THE NORTH LINE OF THE NORTHWEST 1/4 OF THE SOUTHEAST 1/4 OF SAID SECTION 27; THENCE S0°50'35"W 33.00' TO THE SOUTH RIGHT OF WAY LINE OF 335TH STREET, AS PRESENTLY ESTABLISHED AND THE POINT OF BEGINNING; THENCE, S89°09'25"E 20.16' ALONG SAID SOUTH RIGHT OF WAY LINE; THENCE, S6°17'38"E 48.75'; THENCE, S83°42'22"W 20.00'; THENCE, N6°17'38"W 51.25' TO THE POINT OF BEGINNING. ANCHOR EASEMENT CONTAINS 1000 SQUARE FEET. SUBJECT TO EASEMENTS AND RESTRICTIONS OF RECORD, IF ANY.

NOTE: ALL BEARINGS ARE THE RESULT OF GPS OBSERVATIONS.