

Prepared by and return to: Jill Ingraham 515-242-4070 MIDAMERICAN ENERGY ATTN: RIGHT-OF-WAY SERVICES PO BOX 657 DES MOINES, IA 50306-0657
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**MIDAMERICAN ENERGY COMPANY
ASSIGNMENT OF EASEMENTS**

Folder No.	<u>8915 & 8917</u>	State of	<u>Iowa</u>	
Work Req. No.	<u>2754895</u>	County of	<u>Polk</u>	
Project No.	<u>A1145</u>	Section	<u>14</u>	
		Township	<u>80</u>	North
		Range	<u>24</u>	West of the 5 th P.M.

COMES NOW, the parties, the City of Ankeny ("City") and MidAmerican Energy Company ("MidAmerican") and state their agreement of assignment as follows:

WHEREAS, MidAmerican owns and operates certain overhead electric facilities in the City; and

WHEREAS, MidAmerican now desires to convert said overhead electric facilities to underground electric facilities; and

WHEREAS, MidAmerican's overhead electric facilities are located within City right-of-way pursuant to a franchise between the parties; and

WHEREAS, in exchange for MidAmerican locating the underground electric facilities outside of City right-of-way, City agreed to acquire easements with private landowners of the adjacent property, as may be more particularly described on Exhibit "A", for MidAmerican's use; and

WHEREAS, City desires to assign and MidAmerican desires to accept and assume the easements acquired for MidAmerican's benefit pursuant to the terms and conditions set forth herein.

NOW THEREFORE, the parties based on an incorporating the foregoing recitals, do hereby agree:

1. 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 **City of Ankeny**, its successors and assigns ("Assignor"), does hereby assign and transfer to MIDAMERICAN ENERGY COMPANY, its successors and assigns ("Assignee"), all of the right, title, interest and obligations of Assignor in and to the easements, rights-of-ways and permits described in Exhibit "A" attached hereto and incorporated herein by this reference, and Assignee does hereby accept and assume all rights and responsibilities set forth therein ("Assignment").

2. Notwithstanding the above Assignment, City reserves and will be responsible for a landscape buffer along the South ten feet (10') of the Permanent Public Utility Easement recorded at Book 17772, Page 468 of the Polk County, Iowa Recorder's Office.

3. This Assignment runs with the land and binds the properties described in Exhibit "A" hereto and their future owners, successors and assigns.

Dated this ____ day of _____, 2020

ASSIGNOR: CITY OF ANKENY

By: _____

Name: _____

Title: _____

ACKNOWLEDGMENT

STATE OF IOWA)
) ss
COUNTY OF POLK)

This record was acknowledged before me on _____, 2020, by
_____ of the City of Ankeny.

Signature of Notary Public

ASSIGNEE: MIDAMERICAN ENERGY COMPANY

By: Michael C Fehr

Name: Michael C. Fehr

Title: Vice President, Resource Development

ACKNOWLEDGMENT

STATE OF IOWA)
) ss
COUNTY OF POLK)

This record was acknowledged before me on June 17, 2020, by
Michael C. Fehr as Vice President, Resource Development of MidAmerican Energy Company.

Jill Ingraham
Signature of Notary Public



EXHIBIT A

1. Permanent Public Utility Easement located at:

A PARCEL OF LAND LOCATED IN THE SOUTHEAST QUARTER OF SECTION 14, TOWNSHIP 80 NORTH, RANGE 24 WEST OF THE FIFTH PRINCIPAL MERIDIAN, NOW INCLUDED IN AND FORMING A PART OF THE CITY OF ANKENY, POLK COUNTY, IOWA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF SAID SECTION 14, THENCE NORTH 89° 48' 38" WEST, 857.22 FEET ALONG THE SOUTH LINE OF SAID SECTION 14; THENCE NORTH 00° 11' 22" EAST, 58.00 FEET TO A POINT ON THE PROPOSED NORTH RIGHT-OF-WAY LINE OF W. 1ST STREET, ALSO BEING THE POINT OF BEGINNING; THENCE NORTH 89° 48' 38" WEST, 30.00 FEET ALONG SAID PROPOSED NORTH RIGHT-OF-WAY LINE; THENCE NORTH 00° 11' 22" EAST, 30.00 FEET; THENCE SOUTH 89° 48' 38" EAST, 30.00 FEET; THENCE SOUTH 00° 11' 22" WEST, 30.00 FEET TO THE POINT OF BEGINNING.

SAID TRACT CONTAINS 900 SQUARE FEET OR 0.02 ACRES MORE OR LESS, SUBJECT TO EASEMENTS AND RESTRICTIONS OF RECORD.

and recorded at Book 17772, Page 468 of the Polk County, Iowa Recorder's Office.

2. Permanent Public Utility Easement located at:

A PARCEL OF LAND LOCATED IN LOT 4 OF SCHOOL STREET COMMONS PLAT 1, AN OFFICIAL PLAT, AS RECORDED IN BOOK 8634, PAGE 106 OF THE POLK COUNTY RECORDER'S OFFICE. NOW INCLUDED IN AND FORMING A PART OF THE CITY OF ANKENY, POLK COUNTY, IOWA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF SECTION 14, TOWNSHIP 80 NORTH, RANGE 24 WEST OF THE FIFTH PRINCIPAL MERIDIAN, THENCE NORTH 89° 48' 38" WEST, 253.08 FEET ALONG THE SOUTH LINE OF SAID SECTION 14; THENCE NORTH 00° 11' 22" EAST, 60.00 FEET TO A POINT ON THE PROPOSED NORTH RIGHT-OF-WAY LINE OF W. 1ST STREET, ALSO BEING THE POINT OF BEGINNING; THENCE NORTH 89° 48' 38" WEST, 30.00 FEET ALONG SAID PROPOSED NORTH RIGHT-OF-WAY LINE; THENCE NORTH 00° 11' 22" EAST, 20.00 FEET; THENCE SOUTH 89° 48' 38" EAST, 30.00 FEET; THENCE SOUTH 00° 11' 22" WEST, 20.00 FEET TO THE POINT OF BEGINNING.

SAID TRACT CONTAINS 600 SQUARE FEET OR 0.01 ACRES MORE OR LESS, SUBJECT TO EASEMENTS AND RESTRICTIONS OF RECORD.

and recorded at Book 17772, Page 504 of the Polk County, Iowa Recorder's Office.