

October 23, 1987

BOOK 839 PAGE 155

File _____

Doc. _____

RIGHT-OF-WAY EASEMENT

I, H & H Acres, Inc. Owner(s)
of the real estate described as follows, and hereafter referred to as "Grantor",

Lots Fifty-six (56) and Fifty-seven (57), Bent Creek Addition as surveyed, platted and recorded in Douglas County, Nebraska.

in consideration of the sum of One Dollar (\$1.00) and other valuable consideration, receipt of which is hereby acknowledged, do hereby grant to the OMAHA PUBLIC POWER DISTRICT, a public corporation, its successors and assigns referred to as "Grantee", a permanent right of way easement with rights of ingress and egress thereto, to construct, operate, maintain, replace and remove its underground electric facilities, consisting of cables, wires, conduits, manholes, drains, splicing boxes and other appurtenances, upon, over, along and under the following described real estate, to wit:

The West Eight Feet (W8') of the East Sixteen Feet (E16') of the above described lots and lying parallel to and abutting an Eight Feet (8') dedicated easement on said lots.

CONDITIONS: The Grantor hereby grants to the District, its successors and assigns, the right, privilege and authority to clear all trees, roots, brush, and other obstructions from the surface and subsurface of said strip and to temporarily open any fences crossing said strip. Grantor agrees that grade shall not be reduced more than One foot (1') in elevation without the prior approval of the District. The Grantor understands that a single pole and appurtenances may be used to provide service to this property.

In granting this easement, it is understood that said cables shall be buried below plow depth in order to not interfere with the ordinary cultivation of the strip. Damages to fences and growing crops arising from the construction and maintenance of the aforesaid system shall be paid for by the District.

The Grantor covenants that he/they has/have lawful possession of said real estate, good, right and lawful authority to make such conveyance and that his/her/their heirs, executors, administrators, successors and assigns shall warrant and defend the same and will indemnify and hold harmless the District forever against the claims of all persons whomsoever in any way asserting any right, title or interest prior to or contrary to this conveyance.

IN WITNESS WHEREOF, the parties hereto have signed their names and caused the execution of this instrument this 14th day of January, 19 88.

X [Signature] President H & H Acres, Inc.

Distribution Engineer _____ Date _____ Property Management _____ Date _____
Section NE 15 Township 15 North, Range 11 East
Salesman Pleiss Engineer Keating Est. # 8601485 W.O. # 5294

COMPLETE APPROPRIATE ACKNOWLEDGEMENT ON REVERSE SIDE

CORPORATE ACKNOWLEDGEMENT

INDIVIDUAL ACKNOWLEDGEMENT

STATE OF Nebraska

STATE OF

COUNTY OF Douglas

COUNTY OF

On this 14th day of January, 19 88
before me the undersigned, a Notary Public in and
for said County, personally came

On this ___ day of _____, 19 ___
before me the undersigned, a Notary Public in and
for said County and State, personally appeared

David Paik

President of H & H Acres, Inc.

personally to me known to be the identical person(s)
who signed the foregoing instrument as grantor(s)
and who acknowledged the execution thereof to be
his voluntary act and deed for
the purpose therein expressed.

personally to me known to be the identical person(s)
and who acknowledged the execution thereof to be
voluntary act and deed for
the purpose therein expressed.

Witness my hand and Notarial Seal at Omaha,
Nebraska in said County the day and year
last above written.

Witness my hand and Notarial Seal the date above
written.



Rose M. Keller
NOTARY PUBLIC

NOTARY PUBLIC

1979 misc B

839 91-262 MC10 FEE 11.00
91-249 DEL 1A MC WC
COMP W. FIB MC-3525

RECEIVED
1988 FEB 10 PM 1:16
GEORGE J. BUDENICZ
REGISTER OF DEEDS
DOUGLAS COUNTY, NEBR.

RETURN TO:
CITY PUBLIC POWER DISTRICT
1228 HARNEY ST. - RM. 401
OMAHA, NE 68102