

September 26, 1988

Distribution

89-05098

RIGHT-OF-WAY EASEMENT

I, Sanitary Improvement District #32 Owner(s):  
of the real estate described as follows, and hereafter referred to as "Grantor",

tax lot Sixteen (16) in Section Twenty-eight (28), Township Fourteen (14) North, Range Eleven (11) east of the 6th P.M., Sarpy 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 QUMA PUBLIC POWER DISTRICT, a public corporation, its successors and assigns, referred to as "Grantee", a permanent right of way easement to install, operate, maintain, repair, replace, and run its electric facilities over, upon, above, along, under, in and across the following described real estate, to wit:

See the reverse side hereof for sketch of easement area.

INDEXED \_\_\_\_\_  
PAGE \_\_\_\_\_  
GRANTEE \_\_\_\_\_  
GRANTOR \_\_\_\_\_  
FILMED \_\_\_\_\_  
CHECKED \_\_\_\_\_  
FEE \$ 10.50

FILED FOR RECORD 5-2-88 M 4:21 PM 89-05098  
COUNTY OF SARPY, NEBRASKA

*Paul J. Duda*

**CONDITIONS:**

- (a) Where Grantee's facilities are constructed Grantee shall have the right to operate, maintain, repair, replace and renew said facilities consisting of poles, wires, cables, fixtures, guys and anchors and other instrumentalities within a strip of land as indicated above, together with the right to trim or remove any trees along said line so as to provide a minimum clearance from the overhead facilities of at least Twelve feet (12').
- (b) The Grantee shall have the right of ingress and egress across the Grantor's property for any purpose heretofore granted. Such ingress and egress shall be exercised in a reasonable manner.
- (c) Where Grantee's facilities have been installed, no trees, permanent buildings or other structures shall be placed in or encroach the easement and no change of grade elevation or any excavations shall be made therein without prior written approval of the Grantor, but the same may be used for landscaping or other purposes that do not obstruct or later interfere with the granted easement uses.
- (d) Where Grantee's facilities are placed adjacent to Grantor's property line, Grantor hereby grants the owner of said adjacent property, or his agent, reasonable access to Grantee's facilities.
- (e) It is further agreed that Grantor has lawful possession of said real estate, good, right and lawful authority to make such conveyance and that his/her heirs, executors, administrators, successors, successors and assigns shall warrant and defend the same and will indemnify and hold harmless the District forever against the claims of all persons whatsoever 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 30 day of March, 19 89.

*Paul J. Duda*  
*Quinn Ed #32*

Distribution Engineer MSF Date 4/2/87 Property Management PAK Date 4-5-89  
Section SE 28 Township 14 North, Range 11 East  
Soleman Edwards Engineer Plummer Est. # 8801794 W.O. # 3001

dy

COMPLETE APPROPRIATE ACKNOWLEDGEMENT ON REVERSE SIDE 05098

89-05098A

INDIVIDUAL ACKNOWLEDGEMENT

STATE OF \_\_\_\_\_ COUNTY OF \_\_\_\_\_

(this is) \_\_\_\_\_ day of \_\_\_\_\_, 19 \_\_\_\_\_  
before me, the undersigned, a Notary Public in and for the State of Nebraska, personally appeared \_\_\_\_\_

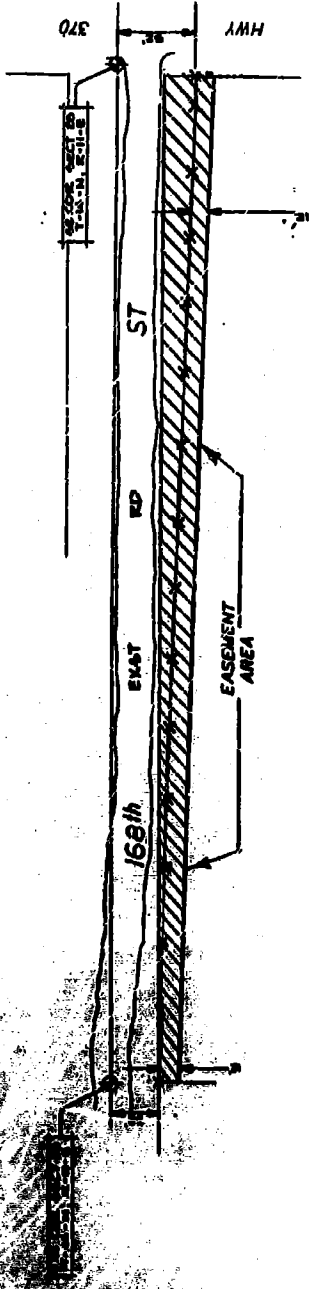
known to be the identical person(s) who executed the foregoing voluntary act and deed for the purposes herein expressed.

Witness my hand and Notarial Seal the date above written.

\_\_\_\_\_  
NOTARY PUBLIC

090019 POL 03 73

*Deed of Trust*



RETURN TO:  
OMAHA PUBLIC POWER DISTRICT  
S. Statewide Division  
404 South 16th Street Mall  
Omaha, NE 68102-2247