



BK 0877 PG 522



MISC 1989 02447

THIS PAGE INCLUDED FOR
INDEXING
PAGE DOWN FOR BALANCE OF INSTRUMENT

January 24, 1989

BOOK 877 PAGE 522

RIGHT-OF-WAY EASEMENT

File _____

Doc. _____

I, READY MIXED CONCRETE Co. Owner(s)
We, of the real estate described as follows, and hereafter referred to as "Grantor",

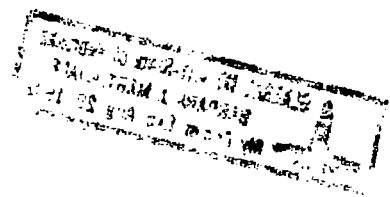
Lots Twelve thru Forty-nine (12-49) and vacated alley adjacent in Block Three (3), West Benson Addition as surveyed, platted and recorded in Douglas County, Nebraska.

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:

See the reverse side hereof for sketch of easement area.

2447
MWD

BOOK 877 N _____ C/O _____ FEE 28.50
522-523 50/497 DEL ma MC We
OF MWC COMP _____ F/B 58-41920



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.

X IN WITNESS WHEREOF, the parties hereto have signed their names and caused the execution of this instrument this 21st day of January, 19 89.

X Joseph Walt
Vice President of Operations

RECORDED
1989 FEB 15 AM 10:05
GEORGE J. BURKE, JZ
NOTARY PUBLIC
STATE OF NEBRASKA

Distribution Engineer [Signature] Date 2-3-89 Property Management [Signature] Date 2-2-89
Section SE 1/4 10 Township 15 North, Range 12 East
Salesman Gellerman Engineer Rokicki Est. # 8802190 w.o. # 3279
8611 MAPLE ST.

COMPLETE APPROPRIATE ACKNOWLEDGEMENT ON REVERSE SIDE

CORPORATE ACKNOWLEDGEMENT

INDIVIDUAL ACKNOWLEDGEMENT

STATE OF NEBRASKA
COUNTY OF DOUGLAS

STATE OF
COUNTY OF

On this 31 day of JANUARY, 1989,
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

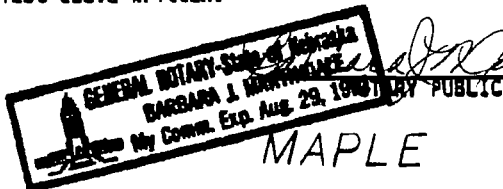
JAMES P. WALTER
VICE President of READY MIXED CONCRETE Co.

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
A TRUE AND 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.

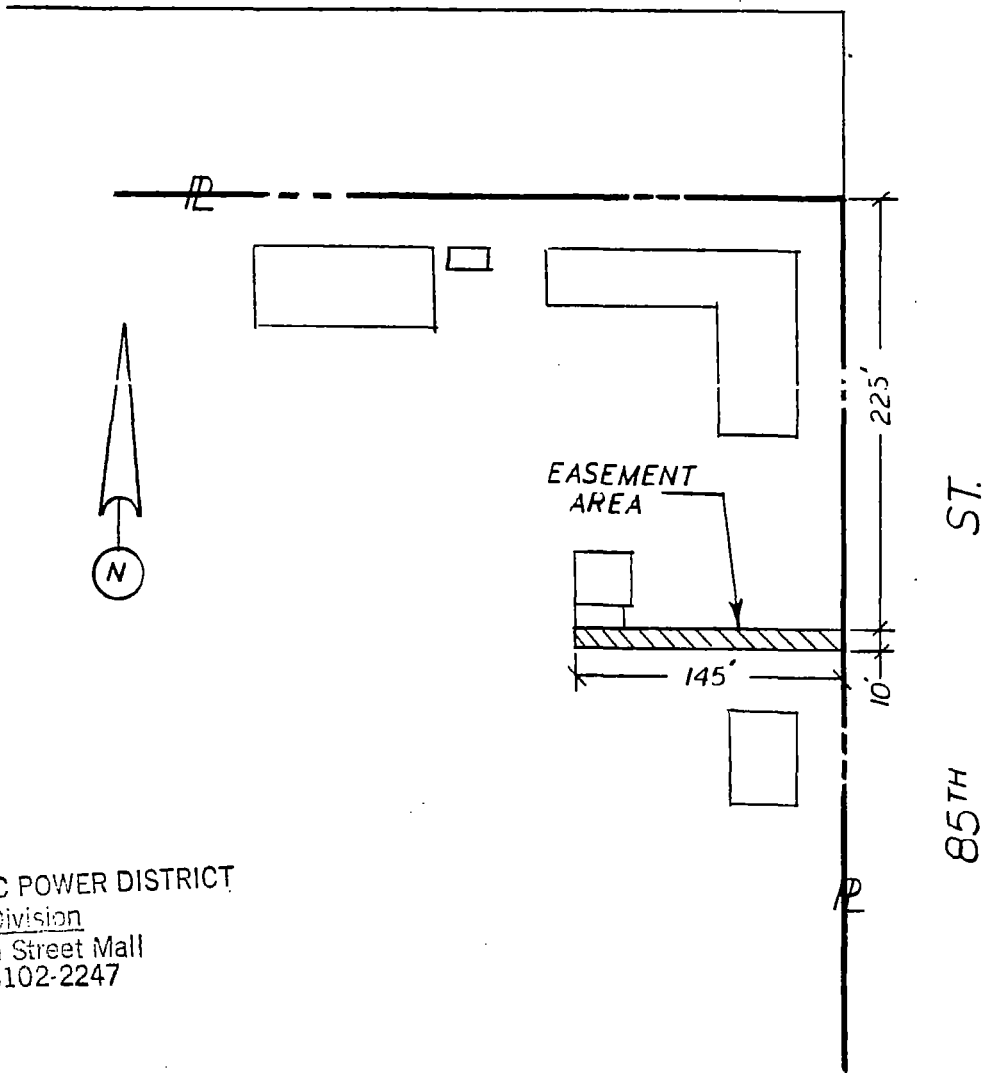
Witness my hand and Notarial Seal at Omaha
Nebraska in said County the day and year
last above written.

Witness my hand and Notarial Seal the date above
written.



NOTARY PUBLIC

MAPLE ST.



RETURN TO:
OMAHA PUBLIC POWER DISTRICT
Real Estate Division
424 South 16th Street Mall
Omaha, NE 68102-2247