

7/80

OPPD Form No. 1-75-1
Rev. 5/80

BOOK 637 PAGE 581

RIGHT-OF-WAY EASEMENT

POOR INSTRUMENT FILED
Distribution

I, District 66 - Redbank School Owner(s)
of the real estate described as follows, and hereafter referred to as "Grantor",

Lots One Hundred Nineteen (119) and One Hundred Twenty (120), Indian Hills Village, an addition to the City of Omaha, Douglas County, Nebraska, as surveyed, platted and recorded.

RECEIVED

1980 AUG 15 PM 3:22

C. HAROLD OSTLER
REGISTER OF DEEDS
DOUGLAS COUNTY, NEBR.

Book 637
Page 581
of 1112

Fee 3.50
Index
Comped
N 65-170

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 to install, operate, maintain, repair, replace, and renew its electric facilities over, upon, above, along, under, in and across the following described real estate, to wit:

HARNEY ST,

75'

Lot 119

Lot 120

50'

CONDITIONS:

- Where Grantee's facilities are constructed Grantees 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').
- The Grantees shall have the right of ingress and egress across the Grantor's property for any purpose hereinbefore granted. Such ingress and egress shall be exercised in a reasonable manner.
- 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 Grantees, but the same may be used for landscaping or other purposes that do not then or later interfere with the granted easement uses.
- 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.
- 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 its/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 _____ day of _____, 19____.

Lois M. Meier President
Elizabeth A. Kahl Secretary

STATE OF Nebr.

COUNTY OF Douglas

On this 5 day of August, 1980,
before me the undersigned, a Notary Public in and for said

County, personally came Lois M. Meier

President of District 66
personally to me known to be the identical person(s) who signed the foregoing instrument(s), Grantor(s) and who acknowledged the execution thereof to be a voluntary act and deed for the purpose therein expressed.

STATE OF _____

COUNTY OF _____

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

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

Witness my hand and Notarial Seal the date above written.

NOTARY PUBLIC

My Commission expires: 6-10-83

My Commission expires: _____

Distribution Engineer BN Date 8/7/80 and Rights and Services BNK Date 8/6/80.

Recorded in Misc. Book No. _____ at Page No. _____ on the _____ day of _____, 19____.
Section 22 Township 15 North, Range 12 East Salesman Harrison Engineer D'Louhy Est. 33139 N.O. # 6940