

I, A. S. Battiato Construction Co. Owner(s)
 We, of (agent for) the real estate described as follows: The East 10' of the South 275' of the North 1870 feet of the West 1/2 of the SW 1/4 of Sec. 21-16-12, and the East 10 feet of the North 301.26 feet of the South 607.88' of the West 1/2 of the SW 1/4 of Sec. 21-16-12, Douglas County, Nebraska.

in consideration of the sum of One Dollar (\$1.00), receipt of which is hereby acknowledged, do hereby grant to the OMAHA PUBLIC POWER DISTRICT, its successors and assigns, an easement, 10 feet in width, to construct, operate and maintain its electric transmission and distribution line(s), consisting of poles, wires, cables, fixtures, guys and anchors, together with the right to trim any trees, along said line(s) where necessary to secure a clearance of at least twelve feet (12') for the wires.

The electric line(s) are to be located as hereindescribed: Within the eastment area shown on the reverse side as Exhibit "A".

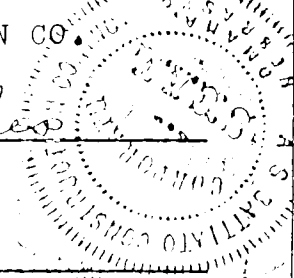
After electric and telephone facilities have been installed, no trees, permanent buildings or other structures shall be placed in or encroach the easement and no change in grade elevation or any excavations shall be made therein without prior approval, but the same may be used for landscaping or other purposes that do not then or later interfere with the granted easement uses.

The foregoing right is granted upon the express condition that the OMAHA PUBLIC POWER DISTRICT will assume liability for all damages to the above described property caused by said District's failure to use due care in its exercise of the granted right.

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

WITNESS my hand and Notarial Seal this 19th day of July

ATTEST:
Kathryn A. Hybl

A. S. BATTIATO CONSTRUCTION CO.
Robert F. Battiato Pres


ATTEST:

 Grantors

STATE OF _____ }
 COUNTY OF _____ } ss

On this _____ day of _____, 1973, 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) who signed the foregoing instrument as grantor(s) and who acknowledged the execution thereof to be _____ voluntary act and deed for the purpose therein expressed.

Witness my hand and Notarial Seal the date above written.

 Notary Public
 My Commission expires _____

STATE OF Nebraska
 COUNTY OF Douglas

On this 19th day of July, 1973, before me the undersigned, a Notary Public in and for said County, personally came _____

Robert F. Battiato, President of _____ (a corporation), to me personally known to be the President and the identical person whose name is affixed to the above conveyance, and acknowledged the execution thereof to be his voluntary act and deed as such officer and the voluntary act and deed of said corporation and that the Corporate Seal of said corporation was thereto affixed by its authority.

Witness my hand and Notarial Seal at Omaha, Neb in said County the day and year last above written.
Margaret Kubie
 Notary Public
 My Commission expires Feb. 26, 1974

