

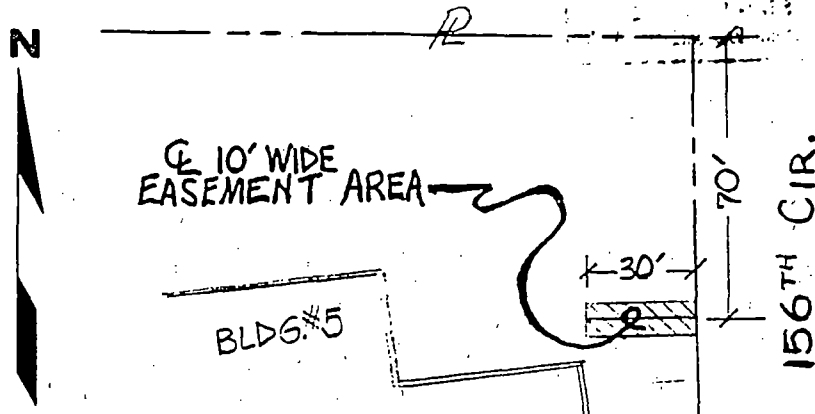
RIGHT-OF-WAY EASEMENT

BOOK 776 PAGE 5

I, MILLER INVESTMENTS by ED MILLER & SONS, INC. Owner(s)
of the real estate described as follows, and hereafter referred to as "Grantor",

Lot Five (5), Horizon West 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 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:



CONDITIONS:

- (a) 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').
- (b) 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.
- (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 Grantees, but the same may be used for landscaping or other purposes that do not then 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 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 25th day of April, 19 86.

MILLER INVESTMENTS by ED MILLER & SONS, INC.

Robert L. Miller, President
Robert L. Miller

STATE OF NEBRASKA
COUNTY OF DOUGLAS

BOOK 776 PAGE 6

STATE OF
COUNTY OF

On this 25th day of April, 19 86,
before me the undersigned, a Notary Public in and
for said County, personally came _____
Robert L. Miller

President of Ed Miller & Sons, 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.

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

Stan M. Baatz
NOTARY PUBLIC

My Commission expires: Jan. 10, 1987

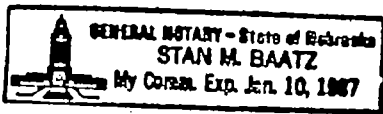
On this _____ day of _____, 19 _____,
before me the undersigned, a Notary Public in and
for said County and State, personally appeared _____

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

Witness my hand and Notarial Seal the date above
written.

NOTARY PUBLIC

My Commission expires: _____



RECEIVED

1986 JUN -2 PM 3:27

GEORGE J. BUGLEWICZ
REGISTER OF DEEDS
DOUGLAS COUNTY, NEBR.

9504 F MISC

BK 776 Del VR N 82-440 Fee 10.50
Pg 5-6 Indx 4/1-4/1 MC B.C.
of Misc Comp JP

RETURN TO:
OMAHA PUBLIC POWER DISTRICT
1623 HARNEY ST. - RM. 401
OMAHA, NE 68102

Distribution Engineer [Signature] Date 5/19/86 Property Management BCK Date 9/5/86
Recorded in Misc. Book No. _____ at Page No. _____ on the _____ day of _____, 19 _____
Section SE 27 Township 15 North, Range 11 East 2210 S 156TH CIR
Salesman Broschat Engineer Horstman Est. # 8600091 W.O. # 4519