

OPPD Form No. 1-75-2

32-16-10

Res. Blanket

BOOK 551 PAGE 94

RIGHT-OF-WAY EASEMENT

I, Ed Miller, et al of the real estate described below, and hereafter referred to as "Grantor(s), 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, and the NORTHWESTERN BELL TELEPHONE COMPANY, a corporation, its successors and assigns, collectively referred to as "Grantees", a permanent right-of-way easement to install, operate, maintain, repair, replace and renew its electric and telephone facilities over, upon, above, along, under, in and across the following described real estate, to wit:

The Southeast Quarter (SE 1/4) of Section Thirty-two (32), Township Sixteen (16) North, Range Ten (10), East of the 6th P.M., Douglas County, Nebraska.

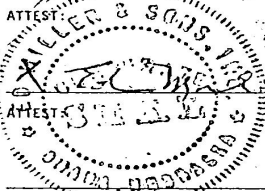
CONDITIONS:

- (a) Where Grantees' facilities are constructed, Grantees shall have the right to survey, construct, reconstruct, relocate, alter, inspect, repair, replace, add to, maintain and operate, at any time, service lines, poles, wires, cables, crossarms, guys and anchors and other instrumentalities for the carrying and transmission of electric current for light, heat and power and for the transmission of signals and sound of all kinds and the reception thereof, including all services of the Grantees to the residence on the above described real estate, over, upon, along, above, under, in and across a strip of land sixteen feet (16') in width, being eight feet (8') on each side of and parallel to facilities as constructed by Grantees.
(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) Grantor, its heirs, successors or assigns, covenant that at no time will any buildings, structures, pipelines or other property, except walks or driveways be erected, constructed, used or placed on or below the surface of said land where Grantees' facilities have been constructed.
(d) Grantees shall restore the surface of the soil excavated for any purpose hereunder to the original contour thereof as near as may be and to repair or replace the surface of any walks or driveways which may have been disturbed for any purpose hereunder as near as may be.
(e) It is further agreed 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 or assigns shall warrant and defend the same and will indemnify and hold harmless the Grantees 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 28 day of April, 1975.

ATTEST:

ATTEST:



Ed Miller

Grantor(s)

STATE OF Nebraska
COUNTY OF Douglas

STATE OF
COUNTY OF

On this 28 day of April, 1975, before me the undersigned, a Notary Public in and for said County,

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

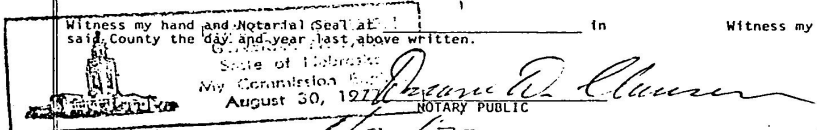
personally came Ed Miller

President of Ed Miller and Sons 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.

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 said County the day and year last above written.

Witness my hand and Notarial Seal the date above written.



NOTARY PUBLIC

My Commission expires: 8/30/77

My Commission expires:

Distribution/Engineer 14 Date 4/24/75; Land Rights and Services Date

Recorded in Misc. Book No. at Page No. on the day of 19

Section 32 Township 16 North, Range 10 East Salesman Cope Engineer Woodhead Est. #82896 W.O. #7072

38

ENTERED IN NUMERICAL INDEX AND RECORDED IN THE REGISTER OF DEEDS OFFICE IN DOUGLAS COUNTY, NEBRASKA 20 DAY OF May 1975 AT 1:00 P.M. C. HAROLD OSTLER, REGISTER OF DEEDS

325