



BK 0976 PG 705-706



MISC 1991 17613

THIS PAGE INCLUDED FOR
INDEXING
PAGE DOWN FOR BALANCE OF INSTRUMENT

DIST
August 27, 1991

BOOK 976 PAGE 705

Doc.# _____

VP

RIGHT-OF-WAY EASEMENT

BOB GOTTSCH Owner(s)
of the real estate described as follows, and hereafter referred to as "Grantor",

The Northwest Quarter of the Southwest Quarter (NW1/4 SW1/4) of Section Twelve (12), Township Fifteen (15) North, Range Ten (10) East of the 6th P.M., 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, hereafter referred to as "District", 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:

A strip of land Twenty-Four feet (24') in width being Twelve feet (12') each side of and abutting the Districts facilities as constructed, to provide for the installation of customers service.

CONDITIONS:

Where the District's facilities are constructed the District 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 District 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 the District'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 District, but the same may be used for landscaping or other purposes that do not then or later interfere with the granted easement uses.

Where the District'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 the District'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 Owner(s) have executed this instrument this 29TH day of AUGUST, 19 91.

Bob Gottsch

OWNERS SIGNATURE(S)

Distribution Engineer RLG Date 9-3-91 Property Management JSR Date 7-3-91
Section SW1/4 12 Township 15 North, Range 10 East
Salesman Tomanek Engineer Tomanek Est. # 910173301 W.O. # 9413

COMPLETE APPROPRIATE ACKNOWLEDGEMENT ON REVERSE SIDE

CORPORATE ACKNOWLEDGEMENT

STATE OF _____

COUNTY OF _____

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

President of _____

_____ 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

INDIVIDUAL ACKNOWLEDGEMENT

STATE OF NEBRASKA

COUNTY OF DOUGLAS

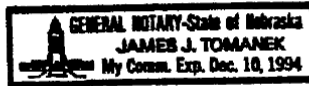
On this 29TH day of AUGUST, 1991, before me the undersigned, a Notary Public in and for said County and State, personally appeared

BOB GOTTSCH

_____ personally to me known to be the identical person(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 the date above written.

James J. Tomanek
NOTARY PUBLIC



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BK 976 N _____ C/O _____ FEE 10.00
Pg. 715-706 12-15-10 DEL na MC 13
SS. MISS COMP. arq 01-60000

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SEP 3 3 41 PM '91
GEORGE J. BUSLEWICZ
REGISTER OF DEEDS
DOUGLAS COUNTY, NE