



BK 0836 PG 481



MISC 1988 00222

THIS PAGE INCLUDED FOR
INDEXING
PAGE DOWN FOR BALANCE OF INSTRUMENT

December 1, 1987

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File _____

Doc. _____

RIGHT-OF-WAY EASEMENT

We, 110th STREET CONSTRUCTION CO. PARTNERSHIP Owner(s)
of the real estate described as follows, and hereafter referred to as "Grantor",

Lots Fifty-seven, Fifty-eight, Fifty-nine and Sixty (57, 58, 59 & 60), Empire Park Replat II 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 with rights of ingress and egress thereto, to construct, operate, maintain, replace and remove its underground electric facilities, consisting of cables, wires, conduits, manholes, drains, splicing boxes and other appurtenances, upon, over, along and under the following described real estate, to wit:

See the reverse side hereof for sketch of easement area.

BK 836 N 88-347MA C/O _____ FEE 12.00
PG 481-482-88 333 DEL IN MC B.R.
OF MP COMP UT FJB 01-11239

RECEIVED
1988 JAN 6 PM 4:10
GEORGE J. BUGLEWICZ
REGISTER OF DEEDS
DOUGLAS COUNTY, NEBR.

CONDITIONS: The Grantor hereby grants to the District, its successors and assigns, the right, privilege and authority to clear all trees, roots, brush, and other obstructions from the surface and subsurface of said strip and to temporarily open any fences crossing said strip. Grantor agrees that grade shall not be reduced more than One foot (1') in elevation without the prior approval of the District. The Grantor understands that a single pole and appurtenances may be used to provide service to this property.

In granting this easement, it is understood that said cables shall be buried below plow depth in order to not interfere with the ordinary cultivation of the strip. Damages to fences and growing crops arising from the construction and maintenance of the aforesaid system shall be paid for by the District.

The Grantor covenants that he/they has/have lawful possession of said real estate, good, right and lawful authority to make such conveyance and that his/her/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 10th day of October, 19 87.

Paul W. Kluver, GENERAL
PARTNER, 110th STREET
CONSTRUCTION PARTNERSHIP

Distribution Engineer RLL Date 1-4-88 Property Management ZH. Date 12-16-87
Section SE 5 Township 14 North, Range 12 East
Salesman Kluver Engineer Broschat Est. # 8702775 w.o. # 8188

COMPLETE APPROPRIATE ACKNOWLEDGEMENT ON REVERSE SIDE

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CORPORATE ACKNOWLEDGEMENT

INDIVIDUAL ACKNOWLEDGEMENT

STATE OF NEBRASKA
COUNTY OF DOUGLAS

STATE OF
COUNTY OF

On this 10th day of December, 1987
before me the undersigned, a Notary Public in and
for said County, personally came None without
General PARTNER, 1127 West Corn PARTNER
President 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)
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.

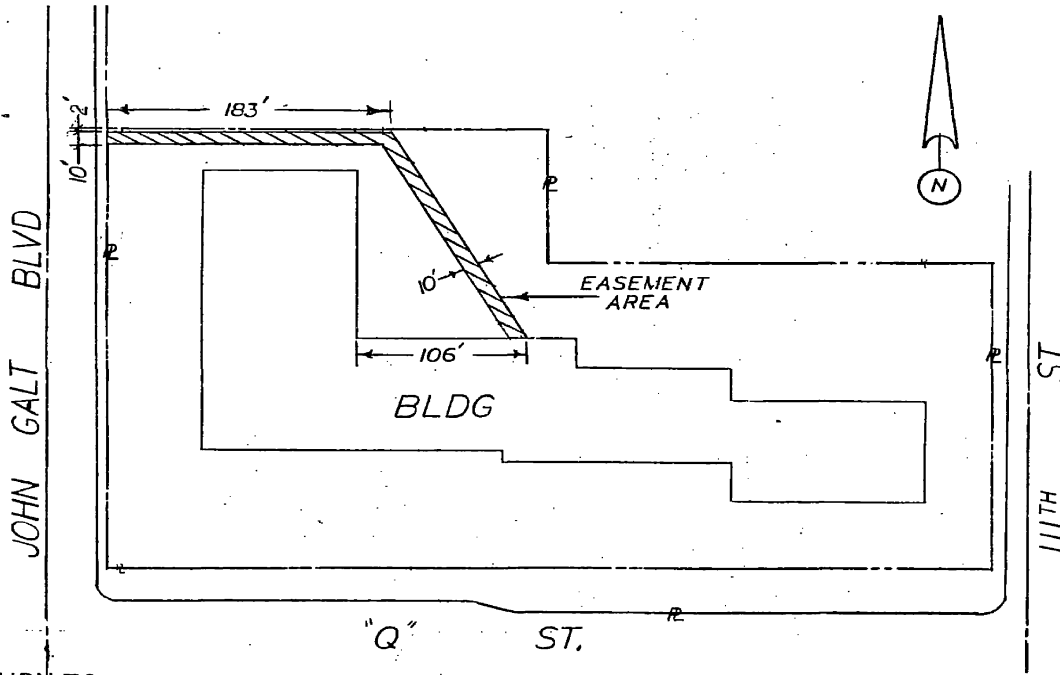
personally to me known to be the identical person(s)
and who acknowledged the execution thereof to be
voluntary act and deed for
the purpose therein expressed.

Witness my hand and Notarial Seal at OMAHA
NEBRASKA in said County the day and year
last above written.

Witness my hand and Notarial Seal the date above
written.

Frank A. Kreifels
NOTARY PUBLIC

NOTARY PUBLIC



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