



BK 0860 PG 302



MISC 1988 14316

THIS PAGE INCLUDED FOR
INDEXING
PAGE DOWN FOR BALANCE OF INSTRUMENT

December 1, 1987
Revised June 27, 1988

BOOK **860** PAGE **302**

File _____
Doc. _____

RIGHT-OF-WAY EASEMENT

I, Spartan Office Park G. Paul Weyant 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.

14316 F Wace

860 IN 88-1347 CT FEE 12.00
PG 302-303 NY 82+233 DEL VC MC WC
OF Wace COMP WV F/B 11239

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 12th day of July, 19 88.

Paul Weyant, General Partner
of 110th Street Commercial Part west
Waco Bros. of Oak Bay Co.

RECEIVED
1988 AUG 29 PM 1:51
GEORGE J. BUGLEWICZ
REGISTER OF DEEDS
DOUGLAS COUNTY, NEBR.

Distribution Engineer R.S.J. Date 8-23-88 Property Management L.H. Date 7-26-88
Section SE 5 Township 14 North. Range 12 East
Salesman Kluver Engineer Broschat Est. # 8702775 W.O. # 8188

COMPLETE APPROPRIATE ACKNOWLEDGEMENT ON REVERSE SIDE

BOOK 860 PAGE 303

CORPORATE ACKNOWLEDGEMENT

INDIVIDUAL ACKNOWLEDGEMENT

STATE OF NEBRASKA
COUNTY OF DOUGLAS

On this 12th day of July, 1988,
before me the undersigned, a Notary Public in and
for said County, personally came PAUL K.

WYANT,
President of Cole Energy Co. & Gen Partner of
1100 1/2 Street Omaha Nebraska
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.

Frank A. Kreifels
NOTARY PUBLIC

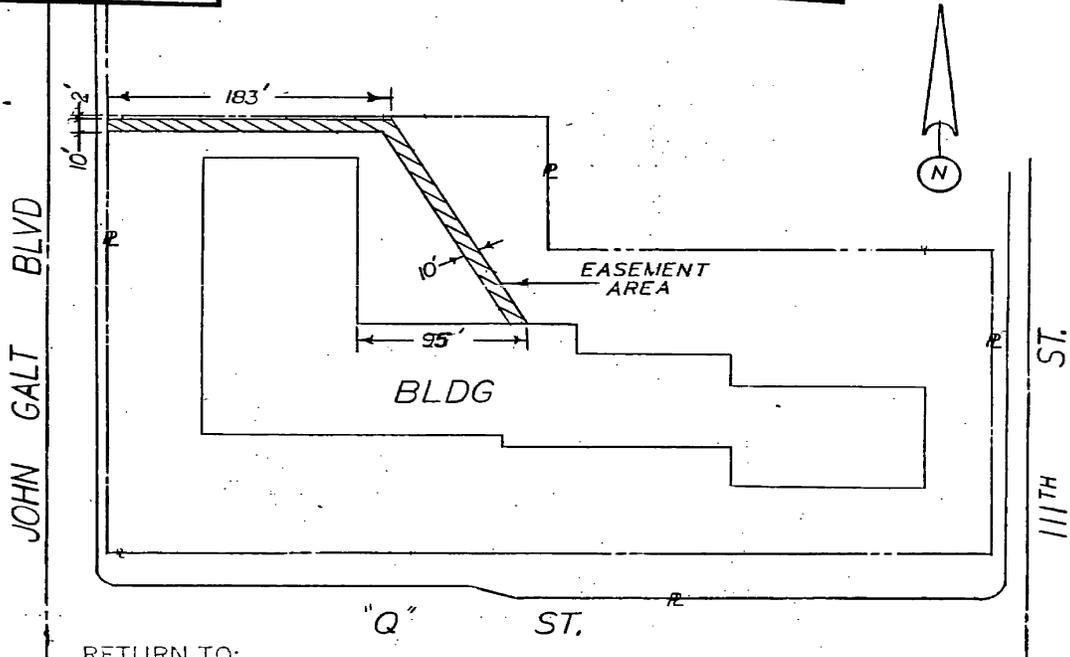
STATE OF NEBRASKA
COUNTY OF DOUGLAS

On this 12th day of July, 1988,
before me the undersigned, a Notary Public in and
for said County and State, personally appeared
PAUL K. WYANT, an individual

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.

Frank A. Kreifels
NOTARY PUBLIC



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