

OPPD Form 4-78-R.U.G.

File 3.7
Doc. 13 (31)
R/W \$ 025

RIGHT-OF-WAY EASEMENT

I, Edward D. Hobson and Ann J. Hobson, husband and wife Owner(s)
We, _____ of the real estate described as follows, and hereafter referred to as "Grantor",

The South Three Hundred Seventy-five feet (375') of the East Two Hundred Ninety and Four tenths feet (290.4') of the West One Thousand Seventy-one and Eight tenths feet (1,071.8') of the Southwest Quarter (SW $\frac{1}{4}$) of Section Twenty (20), Township Eleven (11) North, Range Thirteen (13), East of the 6th P.M., Cass 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:

A strip of land Ten feet (10') in width to provide for the installation of customer's service.

COMPARED

Doc # 35
FILED FOR RECORD 6-4-1980 AT 10:04 A.M. IN BOOK 23 OF Misc
PAGE 570
Betty Philpot REGISTER OF DEEDS, CASS CO., NEBR.
43.25

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 14 day of MAY, 19 80.

Edward D. Hobson
Edward D. Hobson
Ann J. Hobson
Ann J. Hobson

STATE OF _____
COUNTY OF _____
On this _____ day _____, 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 at _____ in Said County the day and year last above written.

STATE OF Nebraska
COUNTY OF CASS
On this 14 day of MAY, 19 80, before me the undersigned, a Notary Public in and for said County and State, personally appeared Edward D. Hobson and Ann J. Hobson, husband and wife personally to me known to be the identical person(s) and who acknowledged the execution thereof to be their voluntary act and deed for the purpose therein expressed.

NOTARY PUBLIC

GENERAL NOTARY - State of Nebraska
JAMES W. STEVENS
My Comm. Exp. Feb. 21, 1984

NOTARY PUBLIC

My Commission expires: _____

My Commission expires: February 21, 1984

Distribution Engineer HALP Date 1/20/80; Land Rights and Services EEK Date 5/14/80

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

Section 20 Township 11 North, Range 13 East Engineer Plummer Est. # _____ W.O.# 6394