

83 - 2697

BOOK 567 PAGE 129

EASEMENT

For valuable consideration, FRANKLIN P. ROGERS, sole owner, hereinafter referred to as "Grantor", hereby grants and conveys to OMAHA PUBLIC POWER DISTRICT and NORTHWESTERN BELL TELEPHONE COMPANY, hereinafter referred to as "Grantees", an easement described as follows for Lots 1 thru 8, incl., Greendale:

A permanent five (5') foot wide strip of land adjoining all side boundary lot lines and an eight (8') foot wide strip of land adjoining the rear boundary lines of all interior lots in GREENDALE, a subdivision as surveyed, platted, and recorded in Douglas County, Nebraska,

on which the Grantees may erect, operate, maintain, repair and renew poles, wires, crossarms, down guys and anchors, cables, conduits and other related facilities, and extend thereon wires or cables for the carrying and transmission of electric current for light, heat and power, and for the transmission of signals and sounds of all kinds and the reception thereof; provided, however, that said lot Easements are granted upon the specific condition that if either of said utility companies fail to utilize said lot Easements within sixty (60) months of the date hereof, or if any poles, wires or conduits are constructed but hereafter removed without replacement within sixty (60) days after their removal, then this Easement shall automatically terminate and become void as to such unused or abandoned Easement ways.

The Grantor agrees that no permanent buildings, trees, retaining walls or loose rock walls shall be placed in the said Easement ways, but the same may be used for gardens, shrubs, landscaping, and other purposes that do not then or later interfere with the aforesaid uses or rights herein granted.

This easement grant shall run in favor and be binding upon the respective assigns, executors, administrators, heirs, devisees, successors, contractors, and agents of the Grantor and Grantees.

Dated this 7th day of July, 1976.

GRANTOR:



Franklin P. Rogers

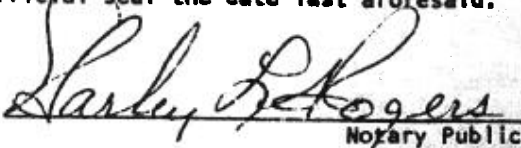
ACKNOWLEDGMENT OF NOTARY

STATE OF NEBRASKA)
) ss
COUNTY OF DOUGLAS)

On this 7 day of July, 1976, before me, a notary public, duly commissioned and qualified, in and for said county, appeared FRANKLIN P. ROGERS, personally known by me to be the identical person whose name is affixed above, and he did acknowledge his execution of the foregoing Dedication to be his voluntary act and deed.

Witness my hand and official seal the date last aforesaid.

 HARLEY L. ROGERS
Notary Public - State of Nebr.
My Commission Expires
March 11, 1978


Notary Public

My commission expires on 3-11-78

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ENTERED IN NUMERICAL INDEX AND RECORDED IN THE REGISTER OF DEEDS OFFICE IN DOUGLAS COUNTY, NEBRASKA
DAY OF July 1976 AT 2:44 P.M. C. HAROLD OSTLER, REGISTER OF DEEDS

5.00