

57-1316

OPPD Form 4-83-R.U.G.  
10-30-84

File \_\_\_\_\_  
Doc. \_\_\_\_\_

RIGHT-OF-WAY EASEMENT

XX

We, Kendel Corporation Owner(s)  
of the real estate described as follows, and hereafter referred to as "Grantor",

Lots Three (3) and Four (4), Gold Coast Addition, an addition to Sarpy County, Nebraska, as surveyed, platted and recorded.

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 services where required.

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 6 day of NOV, 1984.

Kendel Corp 1100 Kenneth G. Hostetter  
Raymond Smith Missouri  
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1984 DEC 21 PM 1:17

Carl W. Hebbel  
REGISTER OF DEEDS

Distribution Engineer BJH Date 11-12-84; Land & Facilities Management BJH Date 11-8-84.  
Recorded in Misc. Book No. \_\_\_\_\_ at Page No. \_\_\_\_\_ on the 11 day of \_\_\_\_\_, 19\_\_\_\_.  
Section NW 35 Township 14 North, Range 12 East 14030  
Salesman Hostetter Engineer Haskins Est. # 8402061 W.O. # 8500

STATE OF NEBRASKA  
COUNTY OF SARPY

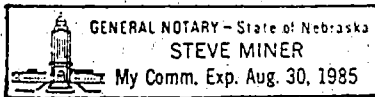
On this 6<sup>TH</sup> day of NOVEMBER, 19 84  
before me the undersigned, a Notary Public in and  
for said County, personally came MR.

KENNETH STAHL  
President of KENDEI CORP

personally to me known to be the identical person(☉)  
who signed the foregoing instrument as grantor(☉)  
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 PILLION,  
NEBRASKA in said County the day and year  
last above written.

Steve E. Miner  
NOTARY PUBLIC



STATE OF  
COUNTY 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)  
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