

9/25/79

57-736

OPPD Form No. 1-75-1

Distribution

RIGHT-OF-WAY EASEMENT

We, William G. Archibald Owner(s)  
of the real estate described as follows, and hereafter referred to as "Grantor",

Lots One Hundred (100) thru One Hundred Eighty-four (184), inclusive and  
Out Lots "B" & "C", Hawaiian Village, an addition to Sarpy County, Nebraska,  
as surveyed, platted and recorded.

FILED FOR RECORD 10-22-79 AT P. 15A M. IN BOOK 52 OF Miss. Rec.  
2475  
PAGE 736 Carl L. Hillsted REGISTER OF DEEDS, SARPY COUNTY, NEB.

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, and the NORTHWESTERN BELL TELEPHONE COMPANY, a corporation, its  
successors and assigns, collectively referred to as "Grantees", a permanent right of way easement to install, operate, maintain, repair, replace,  
and renew its electric and telephone facilities over, upon, above, along, under, in and across the following described real estate, to wit:

A strip of land five feet (5') in width, lying adjacent to and parallel to  
the side lot lines of Lots One Hundred (100) thru One Hundred Eighty-four  
(184), inclusive and Out Lot "C". Also a Strip of land five feet (5') in  
width, lying adjacent to and parallel to the Northeastly (side) lot line  
of Out Lot "B".

CONDITIONS:

- (a) Where Grantee's facilities are constructed Grantees shall have the right to operate, maintain, repair, replace and renew said facilities consist-  
ing of poles, wires, cables, fixtures, guys and anchors and other instrumentalities within a strip of land as indicated above, together with the  
right to trim or remove any trees along said line so as to provide a minimum clearance from the overhead facilities of at least twelve feet (12').
- (b) The Grantees shall have the right of ingress and egress across the Grantor's property for any purpose hereinbefore granted. Such ingress and  
egress shall be exercised in a reasonable manner.
- (c) Where Grantee's facilities have been installed, no trees, permanent buildings or other structures shall be placed in or encroach the easement  
and no change of grade elevation or any excavations shall be made therein without prior written approval of the Grantees, but the same may be  
used for landscaping or other purposes that do not then or later interfere with the granted easement uses.
- (d) It is further agreed that Grantor has lawful possession of said real estate, good, right and lawful authority to make such conveyance and that  
his/her its/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.

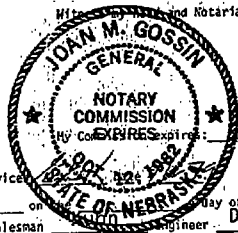
IN WITNESS WHEREOF, the parties hereto have signed their names and caused the execution of this instrument this 15 day of October, 1979.

William G. Archibald  
William G. Archibald

STATE OF \_\_\_\_\_  
COUNTY OF \_\_\_\_\_  
On this \_\_\_\_\_ day \_\_\_\_\_, 19\_\_\_\_,  
before me the undersigned, a Notary Public in and for said  
County, personally came \_\_\_\_\_  
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.

STATE OF Nebraska  
COUNTY OF Douglas  
On this 15 day of October, 1979,  
before me the undersigned, a Notary Public in and for said County and  
State, personally appeared  
William G. Archibald  
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.

In witness my hand and Notarial Seal at \_\_\_\_\_ in  
said County the day and year last above written.  
\_\_\_\_\_  
NOTARY PUBLIC



Joan M. Gossin  
NOTARY PUBLIC  
October 12, 1982

My Commission expires \_\_\_\_\_  
Distribution Engineer SAH Date 10-9-79 Land Rights and Services \_\_\_\_\_  
Recorded in Misc. Book No. \_\_\_\_\_ at Page No. \_\_\_\_\_ on \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_  
Section 27 Township 13 North, Range 12 East Salesman \_\_\_\_\_ Engineer Dropinski Est. # 87816 v.o. # 5014

Sheet 10282