

RIGHT-OF-WAY EASEMENT

1. Hillrise Kennels

Owner(s) of the real estate described below, and hereafter referred to as "Grantor(s), 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:

That part of the North One-half of the Southwest Quarter (N 1/2 SW 1/4) of Section Two (2), Township Sixteen (16) North, Range Eight (8), East of the 6th P.M., Saunders County, Nebraska, described as follows: Commencing at the Northwest corner of the Southwest Quarter (SW 1/4) of said Section Two (2); thence S89°20'27"E (assumed bearing) on the North line of said Southwest Quarter (SW 1/4) a distance of Three Hundred Four and Thirty-three Hundredths feet (304.33'); thence S04°04'30"E, a distance of Two Hundred Eighty-two and Thirty-three Hundredths feet (282.33'); thence S89°20'27"W a distance of Two Hundred Thirty-one and Forty-three Hundredths feet (231.43') to a point on the East right-of-way line of U.S. Highway 77; thence North along said right-of-way line to the North line of said Southwest Quarter (SW 1/4); thence S89°20'27"E to the point of beginning.

SAUNDERS COUNTY Entered in NUM INDEX SEPTEMBER 5 1980 AT 10A M. REG: FER OF DEEDS



CONDITIONS:

- (a) Where Grantees' facilities are constructed, Grantees shall have the right to survey, construct, reconstruct, relocate, alter, inspect, repair, replace, add to, maintain and operate, at any time, service lines, poles, wires, cables, crossarms, guys and anchors and other instrumentalities for the carrying and transmission of electric current for light, heat and power and for the transmission of signals and sound of all kinds and the reception thereof, including all services of the Grantees to the residence on the above described real estate, over, upon, along, above, under, in and across a strip of land sixteen feet (16') in width, being eight feet (8') on each side of and parallel to facilities as constructed by Grantees.
(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) Grantor, its heirs, successors or assigns, covenant that at no time will any buildings, structures, pipelines or other property, except walks or driveways be erected, constructed, used or placed on or below the surface of said land where Grantees' facilities have been constructed.
(d) Grantees shall restore the surface of the soil excavated for any purpose hereunder to the original contour thereof as near as may be and to repair or replace the surface of any walks or driveways which may have been disturbed for any purpose hereunder as near as may be.
(e) It is further agreed Grantor has lawful possession of said real estate, good, right and lawful authority to make such conveyance and that his/her its/heir heirs, executors, administrators, successors or assigns shall warrant and defend the same and will indemnify and hold harmless the Grantees forever against the claims of all persons whomsoever in any way asserting any right, title or interest prior to or contrary to this conveyance.

WITNESS my hand and Notarial Seal this \_\_\_ day of \_\_\_, 19\_\_.

ATTEST:

ATTEST: Hillrise Kennels

Richard B. Anderson and Jan E. Anderson Grantor(s)

STATE OF Nebraska COUNTY OF Dodge On this 14th day of August, 1980, before me the undersigned, a Notary Public in and for said County, personally came Richard B. Anderson, President of Hillrise Kennels, 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.

STATE OF Nebraska COUNTY OF Dodge On this 14th day of August, 1980, before me the undersigned, a Notary Public in and for said County and State, personally appeared Jan E. Anderson, personally to me known to be the identical person(s) and who acknowledged the execution thereof to be her voluntary act and deed for the purpose therein expressed.

Witness my hand and Notarial Seal at this place on this day and year first above written. PATRICIA THIEROLF My Comm. Exp. Oct. 2, 1980 NOTARY PUBLIC

Witness my hand and Notarial Seal at this place on this day and year first above written. PATRICIA THIEROLF My Comm. Exp. Oct. 2, 1980 NOTARY PUBLIC

Distribution Engineer Date 8/21/80: Land Rights and Services Date 8/19/80. Recorded in Misc. Book No. at Page No. on the day of 19 Section 2 Township 16 North, Range 8 East Salesman Citta Engineer Woodhead Est. #88634 W.O. # 7057