

RECEIVED 96

JAN 5 10 47 AM '96

GEORGE J. SUGLEWICZ
RETURN TO: REGISTER OF DEEDS
DOUGLAS COUNTY, NE
OMAHA PUBLIC POWER DISTRICT
% Right of Way 6W/EP1
444 South 16th Street Mall
Omaha, NE 68102-2247



BKUG

December 11, 1995

Doc. # _____

RIGHT-OF-WAY EASEMENT

#1 Bennington Company Owner(s)
of the real estate described as follows, and hereafter referred to as "Grantor",

Lots 1100 thru 1106 inclusive, Hillsborough Addition, as surveyed, platted and recorded
in Douglas 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, hereafter referred to as "District", 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:

(See reverse side hereof for sketch of easement area.)

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.

#2 IN WITNESS WHEREOF, the Owner(s) have executed this instrument this 21st day of Dec, 1995.

OWNERS SIGNATURE(S)

#3 Robert M. Bergman, V.P. & Secy
FEE 3.00 R FB
C/D COMP P
9W EV

MC-16530

< COMPLETE ACKNOWLEDGEMENT ON REVERSE SIDE HEREOF >

#4

CORPORATE ACKNOWLEDGEMENT

STATE OF

NEBRASKA

COUNTY OF

DOUGLAS

On this 21ST day of DECEMBER, 1995, before me
the undersigned, a Notary Public in and for said County, personally came

ROBERT P. HORGAN
Vice President of BENNINGTON COMPANY

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 the date above written.

Donna M. Nissen

NOTARY PUBLIC

#4

INDIVIDUAL ACKNOWLEDGEMENT

STATE OF

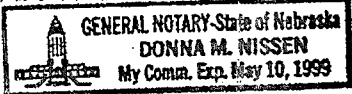
COUNTY OF

On this ___ day of ___, 19___, before me
the undersigned, a Notary Public in and for said County and State,
personally appeared

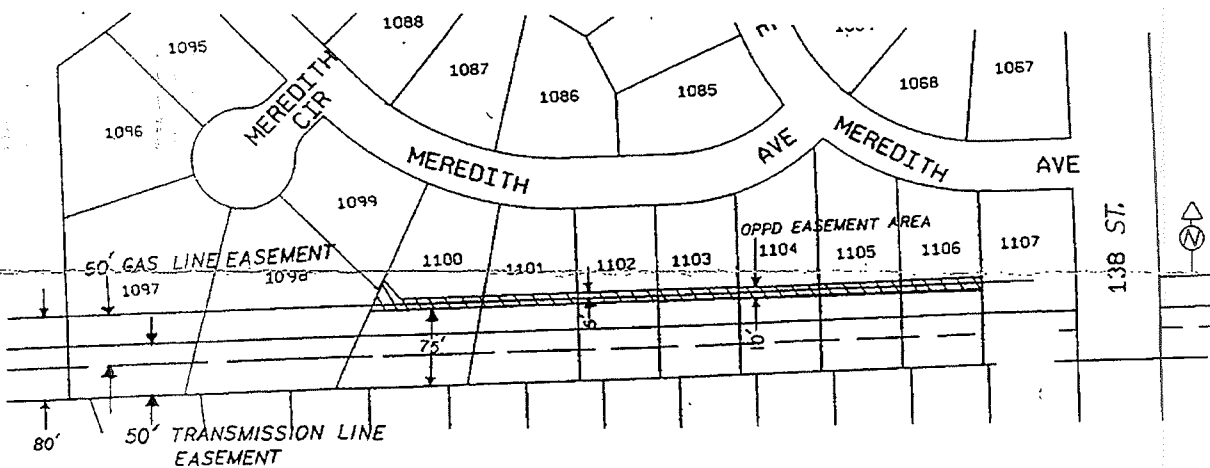
personally to me known to be the identical person(s) who acknowledged
the execution thereof to be ___ voluntary act and deed for the purpose
therein expressed.

Witness my hand and Notarial Seal the date above written.

NOTARY PUBLIC



NOTARIAL SEAL AFFIXED
REGISTER OF DEEDS



Distribution Engineer _____ Date _____ Property Management _____ Date _____
Section NW¼ 1 Township 15 North, Range 11 East
Salesman Rosales Engineer Haskins Est# 940161301 W.O.# M19805