

RIGHT-OF-WAY EASEMENT

We, 11 Gary Olson and Gretchen A. Olson 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:

Tax Lot 30 (1976) From the  $\frac{1}{4}$  corner East of the West  $\frac{1}{4}$  corner of Section Nine (9), Township Seventeen (17) North, Range Twelve (12) East; thence S  $0^{\circ}02'42''$  E along the  $\frac{1}{4}$  line East of the West line of Section 9 a distance of 33.0 feet to the centerline of a county road; thence S  $89^{\circ}49'20''$  W along said centerline a distance of 303.0 feet; thence S  $86^{\circ}07'32''$  W along said centerline a distance of 17.07 feet to the point of beginning; thence continuing S  $86^{\circ}07'32''$  W along said centerline a distance of 165.87 feet; thence S  $75^{\circ}19'52''$  W along said centerline a distance of 173.52 feet; thence S  $64^{\circ}39'31''$  W along said centerline a distance of 316.17 feet; thence S  $28^{\circ}49'41''$  E a distance of 609.10 feet; thence South a distance of 634.55 feet; thence East a distance of 325.40 feet; thence North a distance of 1358.63 feet to the point of beginning, lying in the W $\frac{1}{2}$  SW $\frac{1}{4}$  of Section 9, Township 17 North, Range 12 East of the 6th P.M., Washington County, Nebraska, and containing 12.28 acres, more or less.

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 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 subsequent to this conveyance.

WITNESS my hand and Notarial Seal this 1 day of JUNE, 1977.

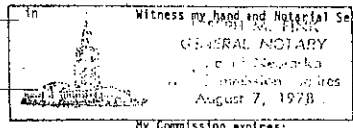
XXXX Gary Olson [Signature] Grantor(s)  
XXXX [Signature] Grantor(s)

FILED  
JUN 17 AM 8:53  
STATE OF NEBRASKA  
COUNTY OF WASHINGTON

STATE OF \_\_\_\_\_  
COUNTY OF \_\_\_\_\_  
On this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_  
before me the undersigned, a Notary Public in and for said County,  
personally came \_\_\_\_\_  
President of \_\_\_\_\_  
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 Washington Co  
On this 1 day of June, 1977  
before me the undersigned, a Notary Public in and for said County and  
State, personally appeared  
Gary Olson  
Gretchen A. Olson  
personally to me known to be the identical person(s) and who acknowledged  
the execution thereof to be their voluntary act and deed for the  
purpose therein expressed.

Witness my hand and Notarial Seal at  
said County the day and year last above written.



Witness my hand and Notarial Seal the date above written.  
\_\_\_\_\_  
NOTARY PUBLIC

My Commission expires: \_\_\_\_\_  
Distribution Engineer B.D. Date 6/2/77 Land Rights and Services [Signature] Date 4/2/77  
Recorded in Misc. Book No. \_\_\_\_\_ at Page No. \_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_  
Section 9 Township 17 North, Range 12 East Salesman J. Fink Engineer Keating Est. # 848110, 6164  
3 Mi. W. Ft. Calhoun, Ne.

STATE OF NEBRASKA, COUNTY OF WASHINGTON) SS 1282  
ENTERED IN NUMERICAL INDEX AND FILED FOR RECORD  
THIS 14th DAY OF JUNE A.D. 1977  
AT 10:30 O'CLOCK PM M. AND RECORDED IN  
BOOK 113 AT PAGE 633  
COUNTY CLERK [Signature]  
DEPUTY [Signature]