

45-624

EASEMENT

XX

Charles G. Smith and Nellie M. Smith Grantor(s)

lots Eight Hundred Eighty-eight (888) thru Nine Hundred One (901), inclusive, Lavista, Sarpy County, Nebraska, as surveyed, platted and recorded.

In consideration of the sum of One Dollar (\$1.00), receipt of which is hereby acknowledged, do hereby grant to the GRAND PUBLIC POWER DISTRICT, its successors and assigns, and the NORTHWESTERN BELL TELEPHONE COMPANY, its successors and assigns, collectively referred to as "Grantees," a permanent easement, with rights of ingress and egress thereto, to install, operate, maintain, repair, replace and renew its electric and telephone facilities over, upon, along and under the following described real estate, to-wit:

Drawing on reverse side of this document shows easement area.

RECORDED FOR RECORD 11:37:22 AM. IN BOOK 45 OF MISS FEES 950 PAGE 624 Carl L. Hillebrand REGISTER OF DEEDS, SARPY COUNTY NEB.

CONDITIONS:

- (A) Where Grantee's facilities are constructed they shall have the right to operate, maintain, repair, replace and renew said facilities consisting of poles, wires, cable, fixtures, guys and anchors within a strip of land as indicated above... (B) After electric and telephone facilities have been installed, no trees, permanent buildings or other structures shall be placed in or encroach the easement... (C) The foregoing right is granted upon the express condition that the Grantees will assume liability for all damages to the above described property caused by Grantees' failure to use due care... (D) It is further agreed Grantor has lawful possession of said real estate, good, right and lawful authority to make such conveyance...

Witness my hand and Notarial Seal this 16th day of October, 1972.

Grantors: Charles G. Smith and Nellie M. Smith

STATE OF NEBRASKA COUNTY OF SARPY

On this 16 day of October, 1972, before me the undersigned, a Notary Public in and for said County and State, personally appeared Charles G. Smith & Nellie M. Smith

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 their voluntary act and deed for the purpose therein expressed.

Witness my hand and Notarial Seal at written. L. B. LUDWIG, GENERAL NOTARY, State of Neb., My Commission Expires August 12, 1976

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

APPROVED: Dist. Eng. Gato. Section Township Range State Eng. 10-31-72

Sec 021807

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