

RIGHT-OF-WAY EASEMENT

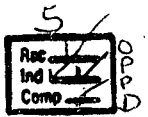
1030

a single person

I, Neil R. McCluhan: Thomas K. McCluhan and Suzanne McCluhan, husband and wife 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) receipt of which is hereby acknowledged, do hereby grant to the OMAHA PUBLIC POWER DISTRICT, a public corporation, its successors and assigns and GENERAL TELEPHONE COMPANY, its successors and assigns, referred to as "Grantees", a permanent right-of-way easement to install, operate, maintain, repair, replace and renew its electric facilities under, in and across the following described real estate, to wit:

See reverse side for legal description



SAUNDERS CO. RE. Entered in NUM INDEX December 2
in Bk. 139 Pg. 1030 of DEEDS

1981 at 11 AM
Don Clark REGISTER OF DEEDS
By: Roma J. Smith, dep.

Grantee further agrees that they will reimburse the Grantor for any damages to the Grantors' property that might result from the Grantee's activities carried on beyond the boundaries of the above granted right-of-way easement.

CONDITIONS:

- a) Where Grantee's facilities are constructed, Grantee shall have the right to survey, construct, reconstruct, relocate, alter, inspect, repair, replace, add to, maintain and operate, at any time, service lines, ~~pipelines, and other facilities~~ for the carrying and transmission of electric current for light, heat and power, including all services of the Grantee ~~located on the above described real estate, over, under, in and across~~ above described real estate.
- (b) The Grantee shall have the right of ingress and egress across the Grantor's ~~property~~ above described property for any purpose hereinbefore granted. Such ingress and egress shall be exercised in a reasonable manner. pipelines,
- (c) Grantor, its heirs, successors or assigns, covenant that at no time will any buildings, structures, ~~pipelines, or other structures~~, except walks or driveways be erected, constructed, used or placed on or below the surface of said land where Grantee's facilities have been constructed.
- (d) Grantee 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 the intent of the Grantor that the easement herein granted shall not be construed to create any right or liability to any person other than the Grantee and that the Grantee shall defend and hold harmless the Grantor against the claims of all persons, however in any way asserting any right or liability to or contrary to this easement.~~

WITNESS my hand and Notarial Seal this 15th day of November, 19 81

ATTEST:

Neil R. McCluhan Thomas K. McCluhan

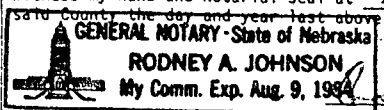
ATTEST:

Suzanne J. McCluhan
Grantor(s)

STATE OF NEBRASKA
 COUNTY OF Dodge
 On this 15th day of November, 19 81
 before me the undersigned, a Notary Public in and for said County,
 personally came Neil R. McCluhan,
 President of single
 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 New York
 COUNTY OF Niagara
 On this 10th day of November, 19 81
 before me the undersigned, a Notary Public in and for said County and
 State, personally appeared
Thomas K. McCluhan
and Suzanne J. McCluhan
 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.

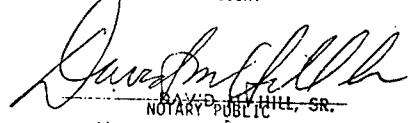
Witness my hand and Notarial Seal at North Bend in



[Signature]
NOTARY PUBLIC

My Commission expires: August 9, 1984

Witness my hand and Notarial Seal the date above written.



My Commission expires: March 30, 1982

Distribution Engineer HA Date 11-17-81 Land Rights and Services BBK Date 11/16/81
 Recorded in Misc. Book No. _____ at Page No. _____ on the _____ day of _____, 19 ____
 Section 19 Township 17 North, Range 6 East Salesman B Citta Engineer B Citta Est. 8100167 O. # _____

Legal Description:

A tract of land in the South Half Northeast Quarter and North Half Southeast Quarter ~~and part in Northwest Quarter of~~ Section 19, Township 17, Range 6, Saunders County, Nebraska, more particularly described as follows: Commencing at the Northeast Corner of the South Half Northeast Quarter of said Section 19, thence West on the North line of said South half, Northeast Quarter a distance of 33.0 feet; thence $S0^{\circ}11'31''E$ (assumed bearing) 232.25 feet along State Highway Right of Way; thence $N89^{\circ}57'08''W$ 17.31 feet; thence $N80^{\circ}13'47''W$ 433.63 feet along south right of way line of County Road; thence $S5^{\circ}40'31''W$ 261.2 feet; thence $S82^{\circ}50'53''E$ 363.7 feet; thence $S0^{\circ}12'52''E$ 118.08 feet; thence $N89^{\circ}48'47''E$ 43.00 feet to State Highway Right of Way; thence $S0^{\circ}12'40''E$ 737.80 feet along said right of way to a point 100.0 feet west of the East line of said Northeast Quarter; thence continuing on said right of way $S19^{\circ}43'29''W$ 234.90 feet to a point 180.0 feet west of the East line Southeast Quarter; thence $S0^{\circ}11'13''E$ parallel to said East line Southeast Quarter 486.0 feet; thence ~~along existing fence~~ $S88^{\circ}51'06''W$ 555.47 feet; thence $N19^{\circ}33'31''W$ 376.86 feet; thence $N89^{\circ}06'09''W$ 241.90 feet to the true place of beginning; thence $N60^{\circ}49'08''W$ 112.38 feet; thence $N38^{\circ}48'21''W$ 259.32 feet; thence $N50^{\circ}08'43''W$ 510.26 feet; thence $S80^{\circ}37'51''W$ 321.98 feet; thence $N89^{\circ}20'36''W$ 118.34 feet; thence $N66^{\circ}59'38''W$ 249.26 feet; thence $N85^{\circ}32'48''W$ 213.30 feet to the west line of said Northeast Quarter; thence $S0^{\circ}01'31''E$ 104.0 feet; thence $S89^{\circ}58'59''W$ 165.0 feet to the end of said line. A strip of ground, 30 feet wide along and immediately adjacent to the southern boundary of the following described line.

Thence $N89^{\circ}06'09''W$ 241.90 feet to the true place of beginning; thence $N60^{\circ}49'08''W$ 112.38 feet; thence $N38^{\circ}48'21''W$ 259.32 feet; thence $N50^{\circ}08'43''W$ 510.26 feet; thence $S80^{\circ}37'51''W$ 321.98 feet; thence $N89^{\circ}20'36''W$ 118.34 feet; thence $N66^{\circ}59'38''W$ 249.26 feet; thence $N85^{\circ}32'48''W$ 213.30 feet to the west line of said Northeast Quarter; thence $S0^{\circ}01'31''E$ 104.0 feet; thence ~~$S89^{\circ}58'59''W$ 165.0 feet to the end of said line.~~