

213  
345

Doc.# \_\_\_\_\_

DIST  
October 14, 1992

**RIGHT-OF-WAY EASEMENT**

Gerald & Denise Kemp (H&W) \_\_\_\_\_ Owner(s)

of the real estate described as follows, and hereafter referred to as "Grantor",

Lot One (1), McGowan's Subdivision, as surveyed, platted and recorded in Washington 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 to install, operate, maintain, repair, replace, and renew its electric facilities over, upon, above, along, under, in and across the following described real estate, to wit:

A strip of land Twenty-four feet (24') in width, being Twelve feet (12') each side of the District's Overhead facilities as constructed, together with a strip of land Ten feet (10') in width, being Five feet (5') each side of the Two (2) anchors as installed. See sketch on reverse side hereof for easement areas.

**CONDITIONS:**

Where the District's facilities are constructed the District shall have the right to operate, maintain, repair, replace and renew said facilities consisting of poles, wires, cables, fixtures, guys and anchors and other instrumentalities within a strip of land as indicated above, together with the right to trim or remove any trees along said line so as to provide a minimum clearance from the overhead facilities of at least Twelve feet (12').

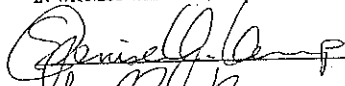

The District shall have the right of ingress and egress across the Grantor's property for any purpose hereinbefore granted. Such ingress and egress shall be exercised in a reasonable manner.

Where the District's facilities have been installed, no trees, permanent buildings or other structures shall be placed in or encroach the easement and no change of grade elevation or any excavations shall be made therein without prior written approval of the District, but the same may be used for landscaping or other purposes that do not then or later interfere with the granted easement uses.

Where the District's facilities are placed adjacent to Grantor's property line, Grantor hereby grants the owner of said adjacent property, or his agent, reasonable access to the District's facilities.

It is further agreed that Grantor has lawful possession of said real estate, good, right and lawful authority to make such conveyance and that his/her/its/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.

IN WITNESS WHEREOF, the Owner(s) have executed this instrument this 2 day of March, 1993.

OWNERS SIGNATURE(S)

03 MAR -2 AM 11:58  
CHARLOTTE A. PETERSEN  
WASHINGTON COUNTY CLERK  
BLAIR, NEBR.

FILED

Distribution Engineer \_\_\_\_\_ Date \_\_\_\_\_ Property Management \_\_\_\_\_ Date \_\_\_\_\_  
Section SE 1/4 04 Township 17 North, Range 12 East  
Salesman De George Engineer Johnson Est. # 890314603 W.O. # 3822

COMPLETE APPROPRIATE ACKNOWLEDGEMENT ON REVERSE SIDE

345

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**CORPORATE ACKNOWLEDGEMENT**

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.

Witness my hand and Notarial Seal the date above written.

\_\_\_\_\_  
NOTARY PUBLIC

**INDIVIDUAL ACKNOWLEDGEMENT**

STATE OF Nebraska  
COUNTY OF Washington

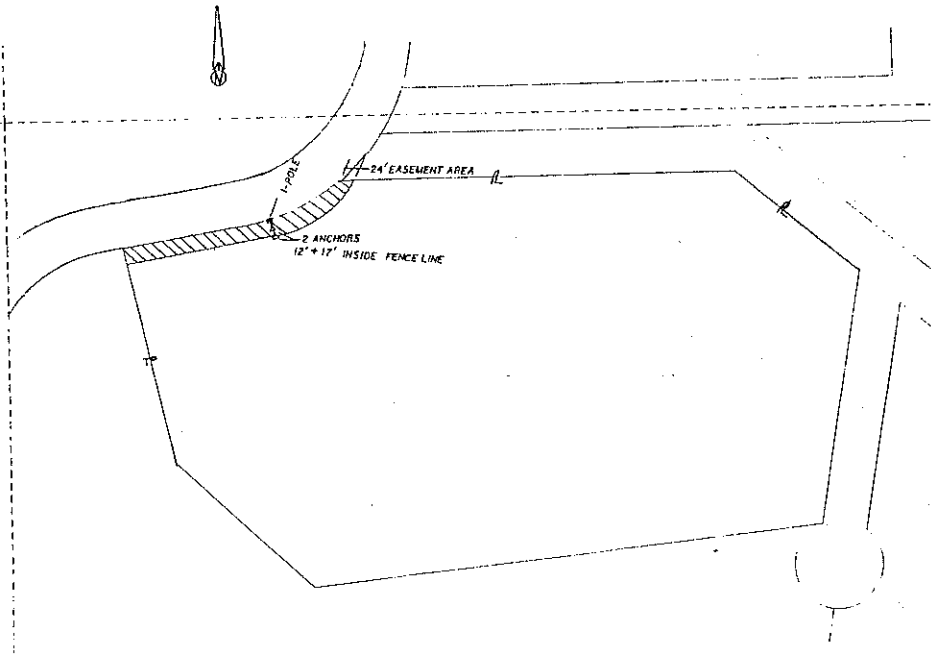
On this 2nd day of March, 1993, before me the undersigned, a Notary Public in and for said County and State, personally appeared

GERALD KEMP  
Denise Kemp

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 the date above written.

Randy J. De George  
NOTARY PUBLIC



STATE OF NEBRASKA COUNTY OF WASHINGTON SS 734  
ENTERED IN NUMERICAL INDEX AND FILED FOR RECORD  
THIS 3rd DAY OF March A.D. 19 93  
AT 11:58 O'CLOCK A. M. AND RECORDED IN BOOK  
213 AT PAGE 345-346  
COUNTY CLERK Charlaine M. Peterson  
DEPUTY Janice Madson

Recorded ✓  
General ✓  
Numerical ✓  
Historical ✓

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