



BK 0960 PG 395-398



MISC 1991 07076

THIS PAGE INCLUDED FOR

INDEXING

PAGE DOWN FOR BALANCE OF INSTRUMENT

April 17, 1991

RIGHT-OF-WAY EASEMENT

_____ Owner(s)
of the real estate described as follows, and hereafter referred to as "Grantor",

Lots 1 thru and including Lot 13, 154 thru and including Lot 168, 179 thru and including Lot 181, Lot 191, Lot 192, Lot 241 and Lots 243 through and including Lot 245 all in Millard Oaks, a subdivision 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, vaults, transformer boxes and other appurtenances, upon, over, along and under the following described real estate, to wit:

See exhibits A & B attached hereto for sketches of easement areas.

misc
BK 960 N Comp C/O IN FEE 38.50
PG 395-398 N Comp DEL IN MC (6)
OF Misc COMP OP F/B M1-25550

RECEIVED

APR 22 8 49 AM '91

GEORGE L. BUELOW
REGISTER OF DEEDS
DOUGLAS COUNTY, NE

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.

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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.

IN WITNESS WHEREOF, the Owner(s) have executed this instrument this 17th day of April, 1991.
Millard Oaks Limited Partnership
BY: Dodge Land Co., General Partner

BY: W. L. Morrison
W. L. Morrison, Jr., President
OWNERS SIGNATURE(S)

Distribution Engineer _____ Date _____ Property Management _____ Date _____
E $\frac{1}{2}$ SE $\frac{1}{4}$
Section 10 Township 14 North, Range 11 East
Salesman Hemphill Engineer Keating Est. # _____ W.O. # _____

COMPLETE APPROPRIATE ACKNOWLEDGEMENT ON REVERSE SIDE

CORPORATE ACKNOWLEDGEMENT

STATE OF Nebraska
COUNTY OF Douglas

On this 17th day of April, 1991,
before me the undersigned, a Notary Public in and for said
County, personally came President of Dodge Land
Co., General Partner for Millard
Oaks Limited Partnership By
W. L. Morrison, Jr., President of Dodge Land Co.,
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, and the voluntary
act and deed of said Dodge Land Co., on behalf
of said Partnership.
Witness my hand and Notarial Seal the date above written.

Carole M. Batson
NOTARY PUBLIC

GENERAL NOTARY-State of Nebraska
CAROLE M. BATSON
My Comm. Exp. 12-7-94

RETURN TO:
CAROLE BATSON
N. P. DODGE CO.
DODGE RD.,
NE 68114

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) 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

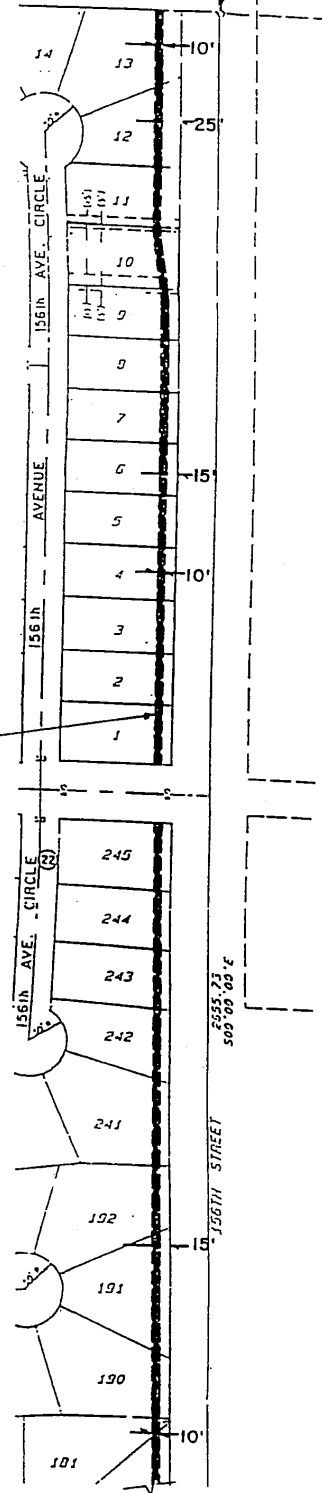
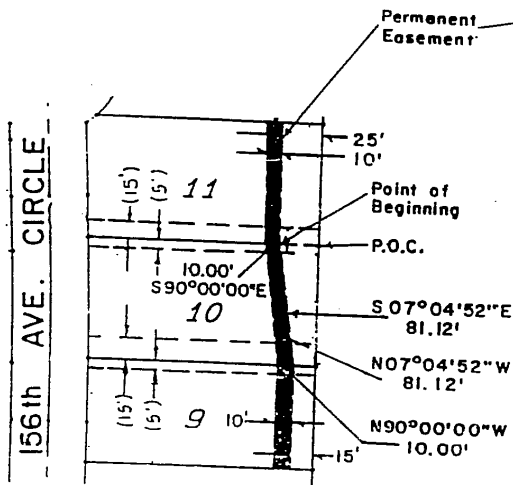
LEGAL DESCRIPTION

A permanent easement for construction and maintenance of underground power over those parts of MILLARD OAKS, a subdivision, as surveyed, platted and recorded in Douglas County, Nebraska, described as follows:

The West ten (10) feet of the East thirty-five (35) feet of Lots 11 through 13, inclusive.

AND
That part of Lot 10, described by metes and bounds as: Commencing at the northeast corner of said Lot 10; Thence North 90°00'00" West (bearings referenced to the MILLARD OAKS Final Plat) for 25.00 feet along the north line of said Lot 10 to the TRUE POINT OF BEGINNING; Thence South 07°04'52" East for 81.12 feet to the south line of said Lot 10; Thence North 90°00'00" West for 10.00 feet along the said south line of Lot 10; Thence North 07°04'52" West for 81.12 feet to the said north line of Lot 10; Thence South 90°00'00" East for 10.00 feet to the Point of Beginning. Contains 805 square feet.

AND
The West ten (10) feet of the East twenty-five (25) feet of Lots 1 through 9, inclusive; Lot 241, Lots 243 through 245, inclusive and Lots 191 and 192.



LEGAL DESCRIPTION

A permanent easement for construction and maintenance of underground power over those parts of MILLARDS OAKS, a subdivision, as surveyed, platted and recorded in Douglas County, Nebraska, described as follows:

The North ten (10) feet of the South twenty-five (25) feet of Lots 154 through 165, inclusive;

AND

That part of Lot 166, described by metes and bounds as: Commencing at the southwest corner of said Lot 166; Thence North $01^{\circ}06'31''$ West (bearing referenced to the MILLARD OAKS Final Plat) for 15.00 feet along the west line of said Lot 166 to the TRUE POINT OF BEGINNING; Thence continuing North $01^{\circ}06'31''$ West for 10.00 feet; Thence North $88^{\circ}53'29''$ East for 154.85 feet parallel with and 25.00 feet north of the south line of said Lot 166 to the east line thereof; Thence South $41^{\circ}21'05''$ East for 11.87 feet along the said east line of said Lot 166; Thence South $44^{\circ}26'45''$ West for 1.34 feet; Thence South $88^{\circ}53'29''$ West for 161.56 feet parallel with and 15.00 feet north of the south line of said Lot 166 to the Point of Beginning. Contains 1590 square feet.

AND

That part of Lot 167, described by metes and bounds as: Commencing at the northeast corner of said Lot 167; Thence South $89^{\circ}29'39''$ West (bearing referenced to the MILLARD OAKS Final Plat) for 15.00 feet along the north line of said Lot 167 to the TRUE POINT OF BEGINNING; Thence South $00^{\circ}00'00''$ West for 150.96 feet parallel with and 15.00 feet west of the east line of said Lot 167; Thence South $44^{\circ}26'45''$ West for 34.77 feet to the west line of said Lot 167; Thence North $41^{\circ}21'05''$ West for 11.87 feet along the said west line of Lot 167; Thence North $88^{\circ}53'29''$ East for 2.63 feet parallel with and 25.00 feet north of the south line of said Lot 167; Thence North $44^{\circ}26'45''$ East for 27.94 feet; Thence North $00^{\circ}00'00''$ East for 146.61 feet parallel with and 25.00 feet west of the said east line of Lot 167 to the said north line thereof; Thence North $89^{\circ}29'39''$ East for 10.00 feet to the Point of Beginning. Contains 1813 square feet.

AND
The West ten (10) feet of the East twenty (25) feet of Lots 168, 179, 180 and 181.

