

RIGHT-OF-WAY EASEMENT

I, West Lincoln Properties Ltd. Owner(s)
 of the real estate described as follows, and hereafter referred to as "Grantor".

Lots Seven (7) thru Forty-one (41) and One Hundred Twenty-two (122) thru One Hundred Twenty-five (125), Overland Hills III, a subdivision in Sarpy County, Nebraska, as surveyed, platted and recorded.

FILED FOR RECORD 5-17-79 AT 9:40 A.M. IN BOOK 52 OF Miss Recs
293 Carl S. Haines REGISTER OF DEEDS, SARPY COUNTY, NEB. 1275

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:

The East Ten feet (10') of the West Seventy feet (70') of Lots Seven (7) thru Twenty-two (22) and Lot One Hundred Twenty-five (125); also the West Ten feet (10') of the East Fifty feet (50') of Lots Twenty-three (23) thru Forty-one (41) and Lots One Hundred Twenty-two (122) through One Hundred Twenty-four (124), Overland Hills III.

CONDITIONS:

- Where Grantee's facilities are constructed Grantees 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 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.
- Where Grantee'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 Grantees, but the same may be used for landscaping or other purposes that do not then or later interfere with the granted easement uses.
- 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 parties hereto have signed their names and caused the execution of this instrument this 10 day of May, 1979

STATE OF Nebr.
 COUNTY OF Boys

On this 10 day of May, 1979

before me the undersigned, a Notary Public in and for said

County, personally came Charles W. Smith

President of General Partner of West Lincoln Properties Ltd.
 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.

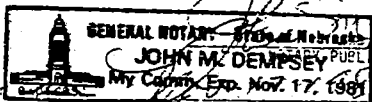
STATE OF
 COUNTY OF

On this 10 day of May, 1979
 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 his voluntary act and deed for the purpose therein expressed.

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

Witness my hand and Notarial Seal the date above written.



My Commission Expires Nov. 17, 1981

My Commission expires: _____

Distribution Engineer BD Date 5/11/79 Land Rights and Services EEK Date 5/10/79

Recorded in Misc. Book No. _____ at Page No. _____ on the _____ day of _____, 19____
 Section 27 Township 14 North, Range 12 East Salesman Kramolisch Engineer Perkins Est. # 50162 N.O. # 4052

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