

## RIGHT-OF-WAY EASEMENT

I, ELDON L. BUTLER & HELEN M. BUTLER Owner(s)  
 We, of the real estate described as follows, and hereafter referred to as "Grantor",

The North Half of the Northwest Quarter (N $\frac{1}{2}$  NW $\frac{1}{4}$ ) except the West Three Hundred Seventy feet (W370') and except the West Four Hundred Ninety-five feet of the East One Thousand Twenty feet (W495' E1020') thereof; together with the Southwest Quarter of the Northwest Quarter (SW $\frac{1}{4}$  NW $\frac{1}{4}$ ), all in Section Twenty-five (25), Township Fifteen (15) North, Range Ten (10) East of the 6th P.M., 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 referred to as "Grantee", 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, drains, splicing boxes and other appurtenances, upon, over, along and under the following described real estate, to wit:

A strip of land Ten feet (10') in width to provide for the installation of customers service.

BK 830 N 25-15-10 MA C/O \_\_\_\_\_ FEE 10.50  
 PG: 441-442 N 25-15-10 DEL PH MC B.C  
 OF \_\_\_\_\_ COMP \_\_\_\_\_ F/B 016 60000 12

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.

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 parties hereto have signed their names and caused the execution of this instrument this 12<sup>TH</sup> day of OCTOBER, 19 87.

RECEIVED

1987 OCT 30 AM 10:38

GEORGE J. BUGLEWICZ  
 REGISTER OF DEEDS  
 DOUGLAS COUNTY, NEBR.

Distribution Engineer RLG Date 10-15-87

Property Management RLH Date 10-13-87

Section NW $\frac{1}{4}$  25 Township 15 North, Range 10 East

Salesman Tomanek Engineer Tomanek Est. # 8701169 W.O. # 7158

COMPLETE APPROPRIATE ACKNOWLEDGEMENT ON REVERSE SIDE

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 at \_\_\_\_\_  
in said County the day and year  
last above written.

\_\_\_\_\_  
NOTARY PUBLICINDIVIDUAL ACKNOWLEDGEMENT

STATE OF NEBRASKA

COUNTY OF DOUGLAS

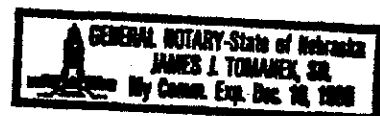
On this 12TH day of OCTOBER, 1987,  
before me the undersigned, a Notary Public in and  
for said County and State, personally appeared

ELDON L. BUTLER & HELEN M. BUTLER

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.

*James J. Tomaneck Jr.*  
NOTARY PUBLIC



RETURN TO:  
OMAHA PUBLIC POWER DISTRICT  
1623 HARNEY ST. - RM. 401  
OMAHA, NE 68102