

10/3/79

RIGHT-OF-WAY EASEMENT

I, Roger C. and Marjorie M. Iliff, husband and wife and Mary M. Rieke Owner(s) of the real estate described as follows, and hereafter referred to as "Grantor",

Lot Nine (9), Raven Oaks Replat No. 1, an addition to Douglas County, Nebraska, as surveyed, platted and recorded.

RECEIVED 1979 NOV 30 PM 3:13 C. HAROLD OSTLER REGISTER OF DEEDS DOUGLAS COUNTY, NEBR.

Handwritten notes: Book 624 Page 726 of Misc. Fee 3.55 Index 713 Comped 713

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:

A strip of land Five feet (5') in width, lying adjacent to and parallel to the East line of said Lot Nine (9).

CONDITIONS:

- (a) 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').
(b) 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.
(c) 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.
(d) 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 2nd day of November, 1979.

Roger C. Iliff (Signature)
Roger C. Iliff

Marjorie M. Iliff (Signature)
Marjorie M. Iliff
Mary M. Rieke (Signature)
Mary M. Rieke

STATE OF
COUNTY OF

STATE OF Nebraska
COUNTY OF Douglas

On this ___ day of ___, 19___, before me the undersigned, a Notary Public in and for said County, personally came

On this 2nd day of November, 1979, before me the undersigned, a Notary Public in and for said County and State, personally appeared Marjorie M. Iliff, Mary M. Rieke, and Roger C. Iliff

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.

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

Witness my hand and Notarial Seal the date above written.



Donna M. Foote (Signature)
NOTARY PUBLIC

My Commission expires: ___

My Commission expires: 3-18-80

Distribution Engineer [Signature] Date 11/21/79; Land Rights and Services [Signature] Date 11/27/79

Recorded in Misc. Book No. ___ at Page No. ___ on the ___ day of ___ 19___
Section ___ Township ___ North, Range ___ East Salesman Meyer Engineer Rokicki Est. 50449 H.O. 5652