

7/12/83

## RIGHT-OF-WAY EASEMENT

I, Signal Hills Townhomes & Barry Lawton Co. Inc. Owner(s)  
 of the real estate described below, and hereafter referred to as "Grantor(s)", 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 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:

Lots One (1) thru Eighteen (18), Signal Hills Townhomes, being a replat of Lots Two Hundred Thirty-three (233) thru Two Hundred Forty-one (241), Signal Hill, as surveyed, platted and recorded, in Douglas County, Nebraska.

## CONDITIONS:

- (a) Where Grantee's facilities are constructed, Grantee shall have the right to survey, construct, reconstruct, relocate, alter, inspect, repair, replace, add to, maintain and operate, at any time, service lines, poles, wires, cables, crossarms, guys and anchors and other instrumentalities for the carrying and transmission of electric current for light, heat and power, including all services of the Grantee to the residence on the above described real estate, over, upon, along, above, under, in and across a strip of land Sixteen feet (16') in width, being Eight feet (8') on each side of the parallel to facilities as constructed by Grantee.
- (b) The Grantee 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) Grantor, its heirs, successors or assigns, covenant that at no time will any buildings, structures, pipelines or other property, except walks or driveways be erected, constructed, used or placed on or below the surface of said land where Grantee's facilities have been constructed.
- (d) Grantee shall restore the surface of the soil excavated for any purpose hereunder to the original contour thereof as near as may be and to repair or replace the surface of any walks or driveways which may have been disturbed for any purpose hereunder as near as may be.
- (e) It is further agreed 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 or assigns shall warrant and defend the same and will indemnify and hold harmless the Grantee forever against the claims of all persons whomsoever in any way asserting any right, title or interest prior to or contrary to this conveyance.

WITNESS my hand and Notarial Seal this 18th day of July, 1983.

ATTEST:

Sally J. Reimer

Barry Lawton Co. Inc., Trustee  
SIGNAL HILLS TOWNHOMES

ATTEST:

Shirley J. Vrana

Barry Lawton Co. Inc. Pres.

STATE OF Nebraska  
COUNTY OF Douglas

On this 18th day of July, 1983,  
before me the undersigned, a Notary Public in and  
for said County, personally came Barry  
J. Larson  
President of Barry Larson Co., Inc.  
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.

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

GENERAL NOTARY - State of Nebraska  
TAMARA L. STERNBERGER  
My Comm. Exp. Feb. 28, 2005

My Commission expires: Feb. 10, 1985

Tamara L. Sternberger  
NOTARY PUBLIC

STATE OF NEBR  
COUNTY OF Douglas

On this 20 day of July, 1983,  
before me the undersigned, a Notary Public in and  
for said County and State, personally appeared  
ROYCE M MUNDERLOH, TRUSTEE  
OF SIGNAL HILLS TOWNHOMES

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 the date above  
written.

GENERAL NOTARY - State of Nebraska  
DAVID E. NELSON  
My Comm. Exp. May 3, 1986

David E. Nelson  
NOTARY PUBLIC  
My Commission expires: May 3, 1986

RECEIVED  
1983 SEP 27 AM 9:32  
F. H. J. JONES  
REGISTERED CLERK  
DOUGLAS COUNTY, NEBR.

88-169  
Compd. 1980  
Index 1980  
N 88-169 etc

Book 697  
Page 143  
at Mead

Distribution Engineer RSL Date 8/23/83 Land & Facilities Management \_\_\_\_\_ Date \_\_\_\_\_  
Recorded in Misc. Book No. \_\_\_\_\_ at Page No. \_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_  
Section SE 6 Township 14 North, Range 12 East  
Salesman Kramolisch Engineer White Est. # 8301407 u.o. # 6126

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