

RIGHT-OF-WAY EASEMENT

I, Lloyd R. Pettegrew, Trustee* Owner(s) of the real estate described as follows, and hereafter referred to as "Grantor",

Lots One (1) thru Three (3), inclusive and Lots Twenty-nine (29) thru Forty-nine (49), inclusive of Western Trails II, a subdivision of Douglas County, Nebraska, as surveyed, platted and recorded.

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 ten (10') feet in width, being five (5') feet on each side of and parallel to the new lot lines as shown on the exhibit on the reverse side hereof.

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 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 4 day of June, 1978.

Lloyd R. Pettegrew, Trustee

STATE OF

COUNTY OF

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

County, personally came

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.

STATE OF Neb

COUNTY OF Doug

On this 4 day of January, 1978, before me the undersigned, a Notary Public in and for said County and State, personally appeared

Lloyd R. Pettegrew Trustee

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

Witness my hand and Notarial Seal the date above written.

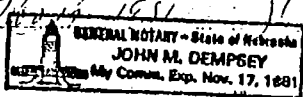
NOTARY PUBLIC

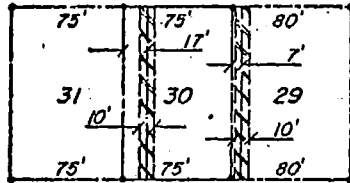
NOTARY PUBLIC

My Commission expires:

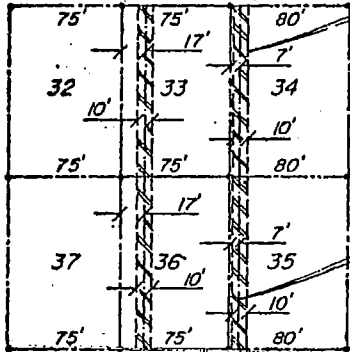
My Commission expires:

Distribution Engine r... 1/15/78... Lind... and Services R.W.P. 1/15/78

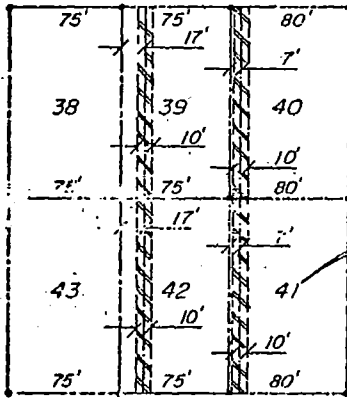




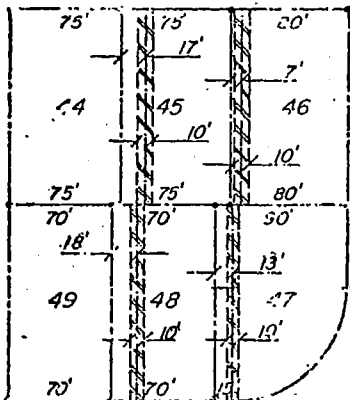
Martha Street



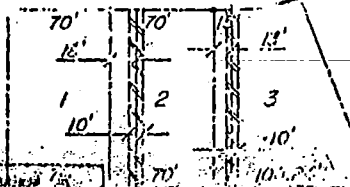
Castelar Street



Arbor Street



Cl Street



RECORDED IN BOOK 592 PAGE 496
 1978 JAN 23 PM 3:23
 S. HAZEL ESTER
 REGISTER OF DEEDS
 GUILFORD COUNTY, N.C.



Denotes limits of OPPD Easement
 Denotes original lot corner
 Denotes replatted lot line
 Denotes original lot line
 Denotes lot number

32 *new*

RECEIVED
 1978 JAN 23 PM 3:23
 S. HAZEL ESTER
 REGISTER OF DEEDS
 GUILFORD COUNTY, N.C.

Book 592
 Page 496
 of Three

Fee 12.00
 Index ✓
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