

23-172

F-11
T-1

EASEMENT

The undersigned, hereinafter called "Grantor," hereby grants and conveys to OMAHA PUBLIC POWER DISTRICT, hereinafter called "District," its successors and assigns, a perpetual easement to construct, operate and maintain a 3 phase 161 kilo-volt electric transmission line together with necessary poles, wires, guys and other fixtures and appliances over, upon, along and above the property herein described upon the terms and conditions set forth.

CONSIDERATIONS: Thirteen hundred fifty Dollars (\$1350.)
PROPERTY COVERED AND RIGHT-OF-WAY:

Northeast Quarter (NE $\frac{1}{4}$) of the Northwest Quarter (NW $\frac{1}{4}$), Section 15, T14N, R12E, Sarpy County, Nebraska.

Beginning at a point 1291 feet more or less West of the Northeast corner of the Northeast Quarter (NE $\frac{1}{4}$), of the Northwest Quarter (NW $\frac{1}{4}$), and on the North line of same; thence Southeasterly to a point 995 feet more or less South of the Northeast corner of the Northeast Quarter (NE $\frac{1}{4}$) of the Northwest Quarter (NW $\frac{1}{4}$), and on the East line of the above described property.

The wood pole structures to be set upon above described premises shall not exceed three in number, except that one additional two pole "H" frame structure may be placed, upon an additional payment of \$450.00 per such additional structure, to Grantors, their successors and assigns.

Entered in the Public Index and Recorded in the Register of Deeds office in Sarpy County, Nebraska, this 31 day of May 1956.
Geo. F. Nicholson, Clerk
\$ 2.00

CONDITIONS: The Grantor hereby grants to the District, its successors and assigns, the right, privilege and authority to enter upon and pass over said property and the property of the Grantor adjacent thereto for the purpose of constructing, repairing, operating and maintaining said lines and equipment upon the property above described.

The Grantor hereby grants to the District, its successors and assigns, the permanent right, privilege and authority to cut down trees under or within twenty-five (25) feet of the District's lines, and to cut down or trim any trees or limbs of trees on either side thereof as would be a hazard to said lines in breaking off and falling over or against said lines. All refuse or debris from such tree cutting and trimming shall be disposed of by Burning cut logs in 10 to 15 ft lengths

The District shall at all times exercise all due care and diligence to avoid any injury or damage to the crops, live stock and other personal property of the Grantor and the District agrees to indemnify and save harmless the Grantor from any and all such damage and loss arising or occurring to such property solely by reason of the District's negligence in the construction, operation and maintenance of said electric line.

This easement is binding on the heirs, executors, administrators and assigns of Grantors.

EXECUTED in triplicate this 23rd day of May, 1956.

	APPROVED	DATE
LEGAL DEPT.	<u>W.W. Warshaw</u>	<u>5/24/56</u>
ENGR. DEPT.	<u>J.B. Johnson</u>	<u>5/23/56</u>
ACCT. DEPT.		

Marie D. Grube
Marie D. Grube
Arthur C. Grube

Attest:  Secretary

Grantor
OMAHA PUBLIC POWER DISTRICT
By E.F. Moulton
Asst. General Manager