

57-1046

RIGHT-OF-WAY EASEMENT

I, Michael McCormac, Trustee Owner(s)
of the real estate described as follows, and hereafter referred to as "Grantor",

Lots Twenty-two (22) and Twenty-three (23), Avery Hills, an addition to Sarpy
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, 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:

The West Four feet (4') of the East Twenty feet (20') of said Lots Twenty-two (22)
and Twenty-three (23).

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 (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) Where Grantee's facilities are placed adjacent to Grantor's property line, Grantor hereby grants the owner of said adjacent property, or his agent, reasonable access to Grantee's facilities.
- (e) 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 28 day of Sept, 19 84.

Michael McCormac Michael McCormac, Trustee

28 12213

RETURN TO:

QMAHA PUBLIC POWER DISTRICT
1523 HARNEY ST. - R.M. 401
QMAHA, NE 68102

STATE OF
COUNTY OF

STATE OF
COUNTY Douglas

27-104-01

On this 28 day of Nov, 19 84
before me the undersigned, a Notary Public in and
for said County, personally came

On this 28 day of Nov, 19 84
before me the undersigned, a Notary Public in and
for said County and State, personally appeared

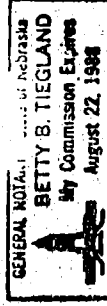
President of _____
personally to me known to be the identical person(s)
who signed the foregoing instrument as grantor(s)
and who acknowledged the execution thereof to be
voluntary act and deed for
the purpose therein expressed.

Michael McCormack, 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
last above written. _____
in said County the day and year

Witness my hand and Notarial Seal the date above
written.



Betty B. Tieglund
NOTARY PUBLIC

My Commission expires: _____
NOTARY PUBLIC

My Commission expires: 8-22-88

FILED 1100
BOOK 57 OF *Masterpiece*
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1984 NOV -5 PM 1:19

Carl P. Hibbelo
REGISTER OF DEEDS

Distribution Engineer RCF Date 10-23-84; Land & Facilities Management Blak Date 10/22/84
Recorded in Misc. Book No. _____ at Page No. _____ on the _____ day of _____, 19 ____
Section NE 27 Township 14 North, Range 13 East
Salesman McCaw Engineer McCaw Est. # 8402492 W.O. # 7942