

9-25-87

File 60-3224
Doc. _____

RIGHT-OF-WAY EASEMENT

I, * Dale L. Young, President of Beacon View, Inc. Owner(s)
of the real estate described as follows, and hereafter referred to as "Grantor",

Out Lot Two (O.L. 2) of Beacon View, a part of Tax Lot D (T.L. D) of Section Twenty-nine (29), Township Thirteen (13) North, Range Ten (10) East of the 6th P.M., Sarpy County, Nebraska.

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 with rights of ingress and egress thereto, to construct, operate, maintain, replace and remove its underground electric facilities, consisting of cables, wires, conduits, manholes, drains, splicing boxes and other appurtenances, upon, over, along and under the following described real estate, to wit:

A strip of land Ten feet (10') in width to provide for the installation of customers service.

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CONDITIONS: The Grantor hereby grants to the District, its successors and assigns, the right, BEGINS and authority to clear all trees, roots, brush, and other obstructions from the surface and subsurface of said DEEDS and to temporarily open any fences crossing said strip. Grantor agrees that grade shall not be reduced more than One foot (1') in elevation without the prior approval of the District. The Grantor understands that a single pole and appurtenances may be used to provide service to this property.

In granting this easement, it is understood that said cables shall be buried below plow depth in order to not interfere with the ordinary cultivation of the strip. Damages to fences and growing crops arising from the construction and maintenance of the aforesaid system shall be paid for by the District.

The Grantor covenants that he/they has/have lawful possession of said real estate, good, right and lawful authority to make such conveyance and that his/her/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 16 day of October, 19 87.

* Beacon View, Inc.

* By: Dale L. Young
President

Distribution Engineer R.L. Date 10-27-87

Property Management L.H. Date 10-27-87

NW 1/4 Section SW 1/4 29 Township 13 North, Range 10 East

Salesman Edwards Engineer Edwards Est. # 8701452 W.O. # 7707

17901 X

* COMPLETE APPROPRIATE ACKNOWLEDGEMENT ON REVERSE SIDE

60-3224A
p. 3 N.W. 1/4

* CORPORATE ACKNOWLEDGEMENT

STATE OF Nebraska
COUNTY OF Lancaster

On this 16 day of October, 19 87
before me the undersigned, a Notary Public in and
for said County, personally came _____

Dale L. Young
President of Beacon View, 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
_____ voluntary act and deed for
the purpose therein expressed.

Witness my hand and Notarial Seal at Lincoln,
Nebraska in said County the day and year
last above written.

Carol Upright
NOTARY PUBLIC



INDIVIDUAL ACKNOWLEDGEMENT

STATE OF
COUNTY OF

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

_____ 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 the date above
written.

NOTARY PUBLIC

RETURN TO:
OMAHA PUBLIC POWER DISTRICT
1623 HARNEY ST. - RM. 401
OMAHA, NE 68102