

9-8-87

File 60-2863

Doc. _____

RIGHT-OF-WAY EASEMENT

I, MICHAEL F SANDINE & NORA D. SANDINE Owner(s)
of the real estate described as follows, and hereafter referred to as "Grantor",

Lot Five (5), Merrill Mission Estates as surveyed, platted and recorded in Sarpy County, Nebraska.

FILED FOR RECORD 9-16-87 AT 11:45AM IN BOOK 60 OF PLAT 10.50
PAGE 1863 Joy J. Dowling REGISTER OF DEEDS, SARPY COUNTY, NE

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:

The West Ten Feet (W10') of the South Two Hundred Thirty-five Feet (S235') of said Lot Five (5).

CONDITIONS: The Grantor hereby grants to the District, its successors and assigns, the right, privilege and authority to clear all trees, roots, brush, and other obstructions from the surface and subsurface of said strip 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 9th day of September, 19 87.

Michael F. Sandine
Nora D. Sandine

Distribution Engineer R.S.G. Date 9-11-87 Property Management R.H. Date 9-10-87

Section NW 1/4 30 Township 13 North, Range 13 East

Salesman Hostetter Engineer Hostetter Est. # 8702078 W.O. # 7789

15779 ✓

COMPLETE APPROPRIATE ACKNOWLEDGEMENT ON REVERSE SIDE