



BK 0916 PG 321



MISC 1990 04210

THIS PAGE INCLUDED FOR
INDEXING
PAGE DOWN FOR BALANCE OF INSTRUMENT

RIGHT-OF-WAY EASEMENT

DICON INC.

Owner(s)

of the real estate described as follows, and hereafter referred to as "Grantor",

See the reverse side hereof for legal description

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:

See the reverse side hereof for sketch of easement area

RECORDED
INDEXED
FEB 14 1990
PLATT COUNTY, IOWA

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 25 day of JAN, 19 90.

DICON, INC.

BY: [Signature]

Distribution Engineer ROSALES Date 2-16-90

Property Management [Signature] Date 2-5-90

Section SE 1/4 4 Township 14 North, Range 13 East

Salesman Rosales Engineer Rosales Est. # 890250201 W.O. # 5486

COMPLETE APPROPRIATE ACKNOWLEDGEMENT ON REVERSE SIDE

CORPORATE ACKNOWLEDGEMENT

INDIVIDUAL ACKNOWLEDGEMENT

STATE OF Nebraska
COUNTY OF Douglas

STATE OF _____
COUNTY OF _____

On this 25 day of Jan, 1996,
before me the undersigned, a Notary Public in and
for said County, personally came

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

James M. Turkmen
President of Queen Fire

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
his voluntary act and deed for
the purpose therein expressed.

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 Omaha
Nebraska in said County the day and year
last above written.

Witness my hand and Notarial Seal the date above
written.



Patricia Pickens
NOTARY PUBLIC

NOTARY PUBLIC

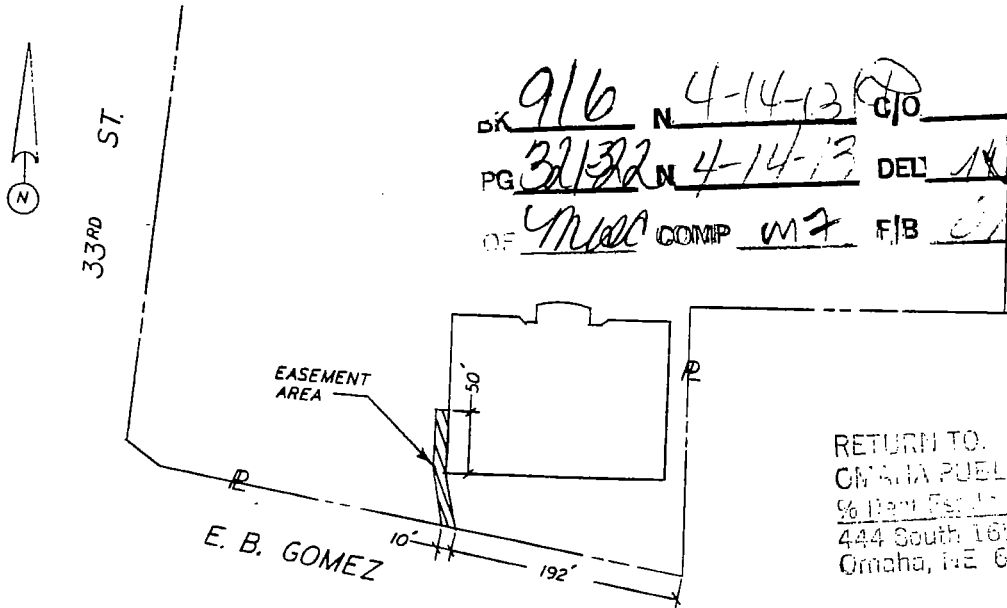
Lot 10 located in the Southwest Quarter (SW1/4) of Section 4, Township 14
North, Range 13 East of the 6th P.M., in the City of Omaha, in Douglas County,
Nebraska, described as follows:

Beginning at the point of intersection of the Northerly right-of-way line of Edward
Babe Gomez Avenue and the Easterly right-of-way line of 33rd Street; thence North
07600'12" East (assumed bearing), along the Easterly right-of-way line of said 33rd
Street, a distance of 205.23 feet; thence South 88652'32" East, along the Easterly
right-of-way line of 33rd Street, as dedicated and recorded in Book 823, Page 100 of
the Douglas County Register of Deeds, a distance of 46.52 feet; thence South
01607'28" West, a distance of 20.00 feet; thence South 88652'32" East, a distance of
145.11 feet; thence North 01607'28" East, a distance of 293.55 feet; thence South
89602'07" East, along the proposed South right-of-way line of "L" Street, a distance
of 229.95 feet; thence South 84626'48" East, along said right-of-way line, a distance
of 70.26 feet; thence South 01607'28" West, a distance of 198.76 feet; thence South
88652'32" East, a distance of 171.00 feet; thence North 01607'28" East, a distance of
192.86 feet; thence South 89602'07" East, along the proposed South right-of-way line
of "L" Street, a distance of 50.00 feet; thence South 01607'28" West, a distance of
339.00 feet; thence North 88652'32" West, a distance of 264.81 feet; thence South
01607'28" West, a distance of 225.72 feet; thence North 78625'46" West, along the
proposed Northerly right-of-way line of Edward Babe Gomez Avenue, a distance of
457.29 feet; thence North 51624'31" West, along said right-of-way line, a distance of
24.10 feet, to the Point of Beginning.

NOTE: The above premises is to be known as Lot 3, in STOCKYARDS PLAZA, PHASE II.

RECEIVED
MAR 13 11 10 AM '90
GEORGE J. RUGLEWICZ
REGISTER OF DEEDS
DOUGLAS COUNTY, NE

4210
Murray



DK 916 N 4-14-13 C/O FEE 10.50
PG 321322 N 4-14-13 DEL MC WC
OF Muel COMP M7 FJB

RETURN TO:
OMAHA PUBLIC POWER DISTRICT
% Ram Est. Lawson
444 South 16th Street Mall
Omaha, NE 68102-2247