

Deed Record No. 89

EASEMENT
 HOMER J. SOUTHWICK, ET AL. ^
 TO
 CONSUMER'S PUBLIC POWER DISTRICT
 FILED JANUARY 15-1949-11:00 A.M.

EASEMENT FOR ELECTRIC LINES

KNOW ALL MEN BY THESE PRESENTS:

That Philip O. Southwick and Dorothy H. Southwick his wife,

Homer J. Southwick and Gladys H. Southwick his wife of Saline County, Nebraska, in consideration (If grantor is not married add words "an unmarried person")

of \$1.00, receipt of which is hereby acknowledged, and the further payment of a sum to make a total payment of \$11.00 for 9 poles and 2 anchors when set on the following described property, do hereby grant and convey unto the Consumers Public Power District (hereinafter called "District") its lessess, successors and assigns, the permanent right, privilege and easement of a right-of-way to construct, operate, maintain and remove all necessary poles, wires, guys and other necessary equipment in connection therewith, on and across the following described property situated in Saline County, Nebraska, more particularly described as follows:

The Southwest Quarter (SW $\frac{1}{4}$) of Section Thirteen (13) Township Eight (8) North, Range One (1) East of the 6th P.M. Saline County, Nebraska. Except the right-of-way of the C.B. & Q. Railroad Company as at present located on and across said land.

The pole line herein contemplated shall be located on the property approximately as follows: Poles to be set Thirty-four (34') feet East of the section line on the West side of the above described property. Two anchors to be set approximately One (1) foot North of the South property line and 73' and 78' respectively, East of the West Section line of the above described property. All poles and anchors to be located North of said C.B. & Q. R.R. right-of-way. Above mentioned South property line is that line established on the North side of C. B. & Q. Railroad right-of-way and that part of the SW $\frac{1}{4}$ of Section 13, Township eight (8), North, Range One (1) East of the 6th P.M. Saline County, Nebraska, laying north of said C. B. & Q. Railroad Company right-of-way.

The District shall also have the privilege and easement of ingress and egress across the property to its officers and employees for any purpose necessary in connection with the construction, operation, maintenance, inspection and removal of said line.

The District shall also have the right at any time to trim or remove such trees and underbrush as may in any way endanger or interfere with the safe operation of the lines and equipment used in connection therewith.

The District shall at all times exercise all due care and diligence to avoid injury or damage to the crops, livestock and other personal property of the Grantor, and the District shall indemnify and save harmless the Grantor from any such damage and loss arising or occurring to such property solely by reason of the construction, operation, maintenance and removal of said transmission lines.

The District agrees that should the transmission lines constructed hereunder be abandoned for a period of five years, the right-of-way or easement hereby secured shall then cease and terminate, and this contract shall be of no further force and effect.

Signed the 14th day of December A.D. 1948.

WITNESS

Ivan O. Maurer
 Ivan O. Maurer
 Ivan O. Maurer
 Ivan O. Maurer

Homer J. Southwick
 Gladys H. Southwick
 Philip O. Southwick
 Dorothy H. Southwick
 Grantor

STATE OF NEBRASKA,)
) SS.
 COUNTY OF Saline)

On this 14th day of December, 1948, before me the undersigned, a Notary Public in and for said County and State, personally appeared Homer J. Southwick, Gladys H. Southwick and Philip O. Southwick personally to me known to be the identical person (s) who signed the foregoing instrument as Grantor and who acknowledged the execution thereof to be their voluntary act and deed for the purposes therein expressed.

WITNESS my hand and notarial seal the date above written.

Ivan O. Maurer
 Notary Public

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Ivan O. Maurer
General Notary Seal
State of Nebraska
Commission expires
Nov. 1, 1954.

My Commission expires on the 1st day of November, 1954.

STATE OF NEBRASKA,)
) SS.
COUNTY OF Saline)

On this 17th day of December, 1948, before me the undersigned, a Notary Public in and for said County and State, personally appeared Dorothy H. Southwick personally to me known to be the identical person who signed the foregoing instrument as Grantor and who acknowledged the execution thereof to be her voluntary act and deed for the purposes therein expressed.

WITNESS my hand and notarial seal the date above written.

Ivan O. Maurer
General Notary Seal
State of Nebraska
Commission expires
Nov. 1, 1954

Ivan O. Maurer
Notary Public

My Commission expires on the 1st day of November, 1954.

APPROVED
Rates M. J.
Oper. CRM
Legal
G.M.
