



1001 486 MISC



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INDEXING
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STUG-1
January 3, 1992

RIGHT-OF-WAY EASEMENT

9

CYNET Inc.

Owner(s)

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

Part of Lot Six (6), Moritz Plaza, located in the Southeast Quarter (SE $\frac{1}{4}$) of Section One (01), Township Fourteen (14) North, Range Eleven (11) East of the 6th P.M., Douglas County, Nebraska, More particularly described as follows: Beginning at the point of intersection of the Westerly Right-of-Way line of 137th Street and the Northerly Right-of-Way line of Millard Avenue; thence South 50°48'17" West (assumed bearing) along said Northerly Right-of-Way of Millard Avenue, a distance of 385 feet, to a point on the Westerly line of said Lot Six (6), Moritz Plaza, Said Westerly line also being the Centerline of the West Papillion Creek; Thence North 33°16'12" West along said Westerly line of Lot Six (6), Moritz Plaza and said Centerline of the West Papillion Creek, a distance of 110 feet; thence Northeasterly on a line parallel to the Northerly Right-of-Way line of Millard Avenue to a point on the Westerly Right-of-Way line of 137th Street, 110 feet Northwest of the point of beginning; thence South 40°52'23" East along said Westerly Right-of-Way line of 137th Street, a distance of 110 feet to the point of beginning.

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, hereafter referred to as "District", 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 reverse side hereof for sketch of easement area.

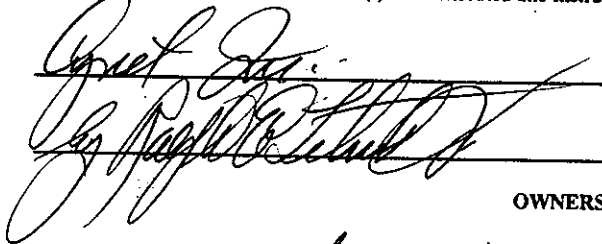
CONDITIONS:

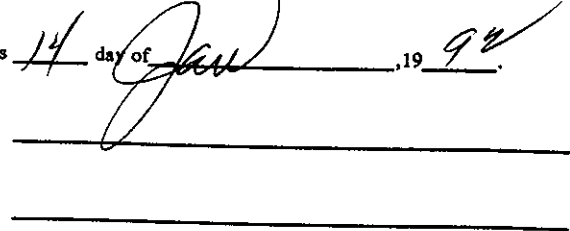
The Grantor hereby grants to the District, its successors and assigns, the right, privilege and authority to clear all trees, roots, brush, and other obstructions from the surface and subsurface of said strip and to temporarily open any fences crossing said strip. Grantor agrees that grade shall not 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 Owner(s) have executed this instrument this 14 day of Jan, 1992.





OWNERS SIGNATURE(S)

Distribution Engineer RLK Date 3-18-92

Property Management JSR Date 1-20-92

Section SE $\frac{1}{4}$ 01 Township 14 North, Range 11 East

Salesman Kluver Engineer Kluver Est. # 910254901 W.O.# 3214

RETURN TO:
OMAHA PUBLIC POWER DISTRICT
% Real Estate Division
444 South 16th Street Mall
Omaha, NE 68102-2247

COMPLETE APPROPRIATE ACKNOWLEDGEMENT ON REVERSE SIDE

CORPORATE ACKNOWLEDGEMENT

STATE OF NEBRASKA

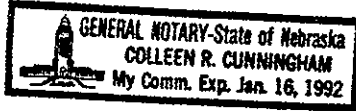
COUNTY OF DOUGLAS

On this 14th day of January, 1992, before me the undersigned, a Notary Public in and for said County, personally came Ralph E. TETRICK, JR.

President of Synect, Inc.
Ralph E. Tetrick, Jr. 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.

Witness my hand and Notarial Seal the date above written.

Colleen R. Cunningham
NOTARY PUBLIC



INDIVIDUAL ACKNOWLEDGEMENT

STATE OF

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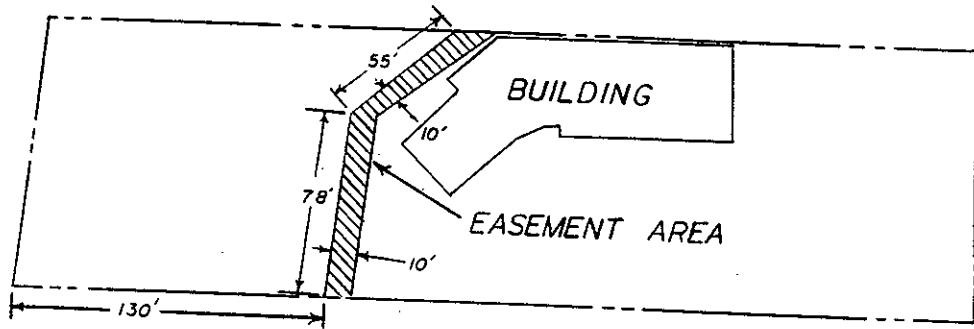
COUNTY OF

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



MILLARD AVE.

137TH ST.

6871
MISC H
CSM

BOOK 1001 PAGE 487 C/O _____ FEE 10
PG 486 N 487 DEL MC
OF MS COMP CP F/B 64-26280

GEORGE J. BOGLEWICZ
REGISTER OF DEEDS
DOUGLAS COUNTY, NE

Mar 18 2 47 PM '92

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