

#198

OPPD Form 4-83-R.U.G.
7-8-85

File _____
Doc. _____

RIGHT-OF-WAY EASEMENT

I, Doli Maxine Halvorsen and Forrest Halvorsen, wife & husband Owner(s)
We, of the real estate described as follows, and hereafter referred to as "Grantor",

A tract of land in the Northwest Quarter (NW $\frac{1}{4}$) of Section Twenty-two (22), Township Eleven (11) North, Range Twelve (12) East of the 6th P.M., Cass County, Nebraska, beginning at a point One Thousand Seven Hundred Fifty-one and sixty-three hundredths feet (1,751.63') East of the Northwest Corner of said Section Twenty-two (22); thence East Eight Hundred Ninety-one and fifty-six hundredths feet (891.56') to the North Quarter Corner; thence S0°52'32"W along the North-South Half (S $\frac{1}{2}$) Section line for Two Thousand Six Hundred Forty-five and fifty-eight hundredths feet (2,645.58') to the center of Section Twenty-two (22); . . . continued on the reverse side hereof 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.

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 10 day of July, 1985.

Doli Maxine Halvorsen
Forrest G. Halvorsen

\$10.50
Nov 198

FILED FOR RECORD 11-8-85 AT 1:16 P. M. IN BOOK 23 OF Misc
PAGE 587 REGISTER OF DEEDS, CASS CO. NEBR.
Betty O. Skupat

COMPARED

Distribution Engineer _____ Date _____ Property Management _____ Date _____
Recorded in Misc. Book No. _____ at Page No. _____ on the _____ day of _____, 19 _____
Section SW $\frac{1}{2}$ 22 Township 11 North, Range 12 East
Salesman Broschat Engineer _____ Est. # 6295 W.O. # 8706.3

588

STATE OF

COUNTY OF

On this _____ day of _____, 19____

before me the undersigned, a Notary Public in and for said County, personally came

President of _____

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 _____ in said County the day and year last above written.

NOTARY PUBLIC

STATE OF

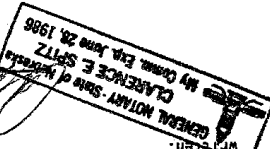
COUNTY OF

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.



Legal description continues. . . thence N89°51'44"W along the East-West Half section line for Nine Hundred Eighteen and fifty-six hundredths feet (918.56'); thence N1°27'38"E along the centerline of an existing driveway for Two Thousand Six Hundred Forty-five and seventy-nine hundredths feet (2,645.79') to the point of beginning Less State Highway right of way: together with the Northeast Quarter of the Southwest Quarter (NR¼ SW¼) of Section Twenty-two (22), Township Eleven (11) North, Range Twelve (12) East of the 6th P.M., Cass County, Nebraska.

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