

BKUG

Revised 9/17/1991

Doc. # _____

RIGHT-OF-WAY EASEMENT

Boyd Johnson, a single person

Owner(s)

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

That part of the SE 1/4 of Section Ten (10), Township Twelve (12) North, Range Nine (09) East of the 6th P.M., lying South and East of the Burlington Railroad Right-of-Way, in Saunders County, Nebraska, containing 76/100 acre more or less.

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:

A strip of land Ten feet (10') in width being Five feet (5') each side of and abutting the Districts facilities as constructed, 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 Owner(s) have executed this instrument this 30 day of Sept, 1991.

Boyd Johnson

OWNERS SIGNATURE(S)

Distribution Engineer RJL Date 9-25-91Property Management JBR Date 9-30-91Section SE 1/4 10 Township 12 North, Range 09 EastSalesman Craven Engineer Craven Est. # 910009301 W.O.# 8146

COMPLETE APPROPRIATE ACKNOWLEDGEMENT ON REVERSE SIDE

CORPORATE ACKNOWLEDGEMENT

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 the date above written.

NOTARY PUBLIC

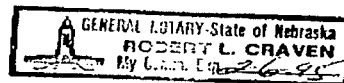
INDIVIDUAL ACKNOWLEDGEMENTSTATE OF NebraskaCOUNTY OF Sandwich

On this 30 day of Sept, 1996, 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



DON CLARK
REGISTER OF DEEDS
SANDWICH, NEBR.

1991 NOV -8 PM 12:45

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OF Deeds INST# 71

Don Clark

Shirley J. Jernstedt

RETURN TO:
OMAHA PUBLIC POWER DISTRICT
3rd Real Estate Division
444 South 16th Street Mall
Omaha, NE 68102-2247