

August 18, 1989

BOOK: 902 PAGE 269

Res. Blanket

RIGHT-OF-WAY EASEMENT

1. We, JEAN O. THURMOND & M. R. THURMOND Owner(s) of the real estate described below, and hereafter referred to as "Grantor(s)", 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 to install, operate, maintain, repair, replace and renew its electric facilities over, upon, above, along, under, in and across the following described real estate, to wit:

A TRACT OF LAND LOCATED IN THE NE¼ OF THE NE¼ OF SECTION 17 T15N-R10E OF THE 6TH PRINCIPAL MERIDIAN, DOUGLAS COUNTY, NEBRASKA, MORE PARTICULARLY DESCRIBED AS BEGINNING AT A POINT ON THE NORTH LINE OF THE NE¼ OF THE NW¼ OF SECTION 17 SAID POINT BEING 250.00' EAST OF THE NW CORNER THEREOF; THENCE S2-45-43E (ASSUMED BEARING) A DISTANCE OF 436.50'; THENCE N88-05-47E A DISTANCE OF 250.00'; THENCE N2-45-43W A DISTANCE OF 436.50' TO A POINT ON THE NORTH LINE OF THE NE¼ OF THE NW¼; THENCE S88-05-47W ON SAID NORTH LINE A DISTANCE OF 250.00' TO THE POINT OF BEGINNING, CONTAINING A COMPUTED AREA OF 2.505 ACRES MORE OR LESS.

CONDITIONS:

- (a) Where Grantee's facilities are constructed, Grantee shall have the right to survey, construct, reconstruct, relocate, alter, inspect, repair, replace, add to, maintain and operate, at any time, service lines, poles, wires, cables, crossarms, guys and anchors and other instrumentalities for the carrying and transmission of electric current for light, heat and power, including all services of the Grantee to the residence on the above described real estate, over, upon, along, above, under, in and across a strip of land sixteen feet (16') in width, being eight feet (8') on each side of the parallel to facilities as constructed by Grantee.
- (b) The Grantee shall have the right of ingress and egress across the Grantor's property for any purpose hereinbefore granted. Such ingress and egress shall be exercised in a reasonable manner.
- (c) Grantor, its heirs, successors or assigns, covenant that at no time will any buildings, structures, pipelines or other property, except walks or driveways be erected, constructed, used or placed on or below the surface of said land where Grantee's facilities have been constructed.
- (d) Grantee shall restore the surface of the soil excavated for any purpose hereunder to the original contour thereof as near as may be and to repair or replace the surface of any walks or driveways which may have been disturbed for any purpose hereunder as near as may be.
- (e) It is further agreed Grantor has lawful possession of said real estate, good, right and lawful authority to make such conveyance and that his/her/its/their heirs, executors, administrators, successors or assigns shall warrant and defend the same and will indemnify and hold harmless the Grantee forever against the claims of all persons whatsoever 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 5th day of September, 1989.

STATE OF NEBRASKA
COUNTY OF DOUGLAS

Jean O. Thurmond
M. R. Thurmond

JOAN G. PETTIBONE
Notary Public for Nebraska
My Comm. Exp. March 14, 1990
Joan G. Pettibone

Distribution Engineer *RPT* Date *9-11-89* Property Management *RPD* Date *10-16-89*

Section NW¼ 17 Township 15 North, Range 10 East

Salesman Tomanek Engineer Tomanek Est. # 890257801 W.O. # 5099

COMPLETE APPROPRIATE ACKNOWLEDGEMENT ON REVERSE SIDE

CORPORATE ACKNOWLEDGMENT

INDIVIDUAL ACKNOWLEDGEMENT

STATE OF

STATE OF NEBRASKA

COUNTY OF

COUNTY OF DOUGLAS

On this _____ day of _____, 19____, 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 _____

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.

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

Witness my hand and Notarial Seal the date above written.

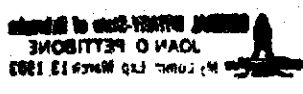
NOTARY PUBLIC

NOTARY PUBLIC

17494-2-17494

EA 209 N _____ C/O _____ FEE 10.50
EQ 269-270 N 17-15-10 DEL AN MC WC
DE Mauch COMP. Q FIB 01-6000

RECEIVED
OCT 19 10 24 AM '89
SHERIFF'S REGISTER OF DEEDS
DOUGLAS COUNTY, NE



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

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