

9/29/86

File _____

Doc. _____

RIGHT-OF-WAY EASEMENT

60-306

I, William E. & Phyllis J. James Owner(s)
we, of the real estate described as follows, and hereafter referred to as "Grantor",

Lots Four (4), Five (5), Six (6) and Seven (7), Forest Hills as surveyed, platted and recorded in Sarpy County, Nebraska.

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 being Five feet (5') either side of Omaha Public Power Districts facilities as constructed and especially a Ten foot (10') easement being Five feet either side of the center line which is described as follows: commencing at the eastern most corner of lot Four (4) thence south-easterly across lot Five (5) for approximately 320 feet to the southeast corner of lot Five (5).

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 13th day of OCTOBER, 1986.

William E. James
Phyllis J. James

Distribution Engineer RdA Date 1-15-87

Property Management JZJ Date 1-14-87

Recorded in Misc. Book No. _____ at Page No. _____ on the _____ day of _____, 19 _____.

Section NE 25 Township 14 North, Range 13 East

01788

Salesman McCaw Engineer Dinwiddie Est. # 8601117 W.O. # 5564

60-306A

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 Nebraska
COUNTY OF Sarpy

On this 13th day of October, 19 86,
before me the undersigned, a Notary Public in and
for said County and State, personally appeared

William E. James
Phyllis S. James

personally to me known to be the identical person(s)
and who acknowledged the execution thereof to be
Their voluntary act and deed for
the purpose therein expressed.

Witness my hand and Notarial Seal the date above
written.

 A GENERAL NOTARY-State of Nebraska
JANET J. BLOCK
My Comm. Exp. May 13, 1987
Janet J. Block
NOTARY PUBLIC

FILED _____ 12⁰⁰/
BOOK 60 OF Misc Rec.
PAGE 306

1987 FEB -2 PM 3:24

Gayle D. ...
REGISTER OF DEEDS

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