

9-25-87

389

File \_\_\_\_\_

Doc. \_\_\_\_\_

RIGHT-OF-WAY EASEMENT

I, Jon Pounds + Kathy Pounds  
We, \_\_\_\_\_  
of the real estate described as follows, and hereafter referred to as "Grantor",

Lot Twelve (12), Block One (1), Fredericks Meadow Addition as surveyed, platted and recorded in Washington County, Nebraska.

FILED  
1987 NOV 18 AM 9:40  
CHARLOTTE PETERSEN  
WASHINGTON COUNTY CLERK  
PLATE # 288

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:

The West Five Feet (W5') of said Lot 12.

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 6th day of November, 19 87.

Jon Pounds  
Kathy Pounds

Distribution Engineer Rokicki Date 11-13-87

Property Management L.H. Date 11-11-87

Section NW 7 Township 18 North, Range 12 East

Salesman Fink Engineer Rokicki Est. # 8701924 W.O. # 7883

COMPLETE APPROPRIATE ACKNOWLEDGEMENT ON REVERSE SIDE

389

CORPORATE ACKNOWLEDGEMENT

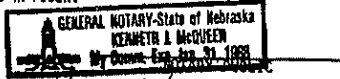
STATE OF Nebraska  
COUNTY OF DOUGLAS

On this 1 day of November, 1987,  
before me the undersigned, a Notary Public in and  
for said County, personally came

JAMES B. YEATES  
President of DTK, INC

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 at  
\_\_\_\_\_ in said County the day and year  
last above written.



*Kenneth L. McQueen*

Recorded \_\_\_\_\_  
General  \_\_\_\_\_  
Numerical \_\_\_\_\_  
Photostat \_\_\_\_\_

INDIVIDUAL ACKNOWLEDGEMENT

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.



*Kenneth L. McQueen*

STATE OF NEBRASKA COUNTY OF WASHINGTON) SS 3081  
ENTERED IN NUMERICAL INDEX AND FILED FOR RECORD  
THIS 1st DAY OF Nov A.D. 1987  
AT 9:00 O'CLOCK AM AND RECORDED IN BOOK  
188 AT PAGE 387-388  
COUNTY CLERK Charles A. Peterson  
By County Clerk

RETURN TO:  
OMAHA PUBLIC POWE : DISTRICT  
1623 HARNEY ST. - RM. 4-1  
OMAHA, NE 68102