

October 20, 1988

88-16951

Distribution

RIGHT-OF-WAY EASEMENT

I, AEL ENTERPRISES INC. Owner(s)
We, of the real estate described as follows, and hereafter referred to as "Grantor",

Lot Two (2), Green Acres III, 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 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:

See the reverse side hereof for sketch of easement area.

RECORDED 11-22-88 BY 409 RECORD # 88-16951

RECORDED
GRANT #
INDEXED
CHARGED
FEE \$ 10.50

CONDITIONS:

- (a) Where Grantee's facilities are constructed Grantees shall have the right to operate, maintain, repair, replace and renew said facilities consisting of poles, wires, cables, fixtures, guys and anchors and other instrumentalities within a strip of land as indicated above, together with the right to trim or remove any trees along said line so as to provide a minimum clearance from the overhead facilities of at least Twelve feet (12').
- (b) The Grantees 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) Where Grantee's facilities have been installed, no trees, permanent buildings or other structures shall be placed in or encroach the easement and no change of grade elevation or any excavations shall be made therein without prior written approval of the Grantees, but the same may be used for landscaping or other purposes that do not then or later interfere with the granted easement uses.
- (d) Where Grantee's facilities are placed adjacent to Grantor's property line, Grantor hereby grants the owner of said adjacent property, or his agent, reasonable access to Grantee's facilities.
- (e) It is further agreed that 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 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 9 day of November, 1988.

William G. Jones (PRES)
Robert J. Lange (SEC)

Distribution Engineer RJH Date 11-16-88

Property Management LH Date 11-15-88

Section SW 1 Township 13 North, Range 13 East

Salesman McCaw Engineer McCaw Est. # 8802307 W.O. # 3300

16951

COMPLETE APPROPRIATE ACKNOWLEDGEMENT ON REVERSE SIDE

88-16951A

CORPORATE ACKNOWLEDGEMENT

INDIVIDUAL ACKNOWLEDGEMENT

STATE OF Nebraska
COUNTY OF Sarpy

STATE OF _____
COUNTY OF _____

On this 9 day of NOVEMBER, 19 88,
before me the undersigned, a Notary Public in and
for said County, personally came Robert J. Lange
(S) AND MARYA G. KROPP
President of KEL ENTERPRISES INC

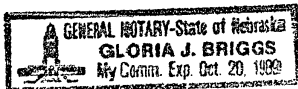
On this _____ day of _____, 19 _____,
before me the undersigned, a Notary Public in and
for said County and State, personally appeared _____

personally to me known to be the identical person(s)
who signed the foregoing instrument as grantor(s)
and who acknowledged the execution thereof to be
THEIR 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.

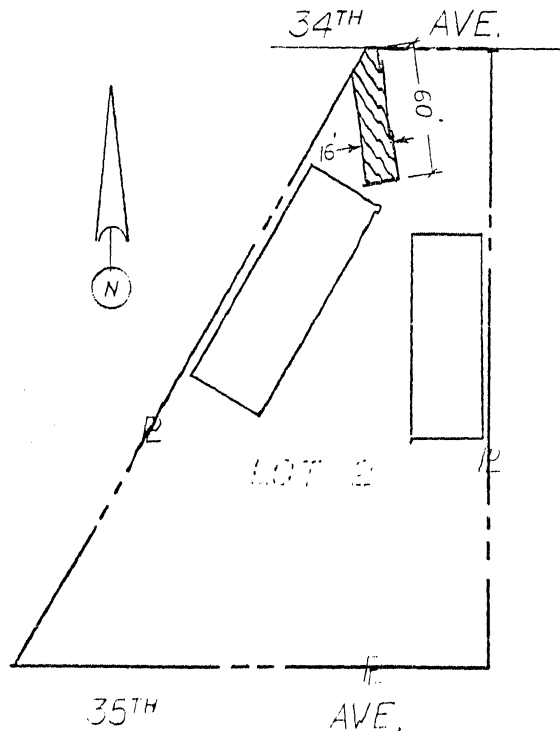
Witness my hand and Notarial Seal at Bellevue
Nebraska in said County the day and year
last above written.

Witness my hand and Notarial Seal the date above
written.



Gloria J. Briggs
NOTARY PUBLIC

NOTARY PUBLIC



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