

6894

File _____

Doc. _____

RIGHT-OF-WAY EASEMENT

I, Wayne H. Rogers & Jeanine A. Rogers Owner(s)
of the real estate described as follows, and hereafter referred to as "Grantor",

The East Four Hundred Nine and ninety-six hundredths feet (409.96') of the West One Thousand One Hundred Sixty-nine and seventy-one hundredths feet (1,169.71') of the North One Thousand One Hundred Eighty-eight and sixty-one hundredths feet (1,188.61') of the South One Thousand Two Hundred Twenty-one and sixty-six hundredths feet (1,221.66') of the Northwest Quarter (NW $\frac{1}{4}$) of Section Seventeen (17), Township Seven-teen (17) North, Range Nine (9), East of the 6th P.M., Washington County, Nebraska.

Dodge

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 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 parties hereto have signed their names and caused the execution of this instrument this 25 day of Sept., 19 83.

Wayne H. Rogers

Jeanine A. Rogers

FILED FOR RECORD ON THIS 14 DAY OF NOV A.D. 1983 AT 10 O'CLOCK A.M. AND RECORDED IN MISC
BOOK 14 PAGE 330 FEE 10.50 Register of Deeds Vaughn Hays By Deputy Carol Hays

SEE BOOK
INDEXED
COMPARED
GRANTOR
GRANTEE
REGISTER
FEE \$10.50

Distribution Engineer RDR Date 10-3-83; Land & Facilities Management Earl Date 9/24/83.

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

Section NW $\frac{1}{4}$ 17 Township 17 North, Range 9 East

Salesman J. Fink Engineer J. Fink Est. # 8301892 W.O. # 6342

6894

STATE OF

COUNTY OF

On this 25 day of September, 1983,
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

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

STATE OF NEBRASKA

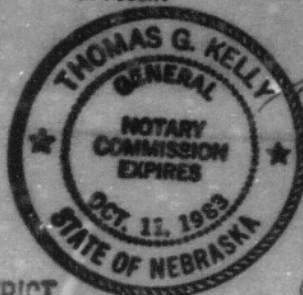
COUNTY OF Dodge

On this 25 day of September, 1983,
before me the undersigned, a Notary Public in and
for said County and State, personally appeared

Wayne L. Riggs & Jeanine A.
Riggs, husband & wife

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.



Thomas G. Kelly
NOTARY PUBLIC

Void

STATE OF NEBRASKA COUNTY OF WASHINGTON SE 1881
ENTERED IN NUMERICAL INDEX AND FILED FOR RECORD
THIS 10 DAY OF October A.D. 1983
AT 9:15 O'CLOCK AM AND RECORDED IN BOOK
111 AT PAGE 604-298
COUNTY CLERK Barbara J. Peterson
DEPUTY Barbara J. Peterson

Recorded _____

General _____

Numerical _____

Photostat _____

Void