

EASEMENT

The undersigned, hereinafter called "Grantor", hereby grants and conveys to OMAR PUBLIC POWER DISTRICT, hereinafter called "District", its successors and assigns, a perpetual right, easement and authority to survey, construct, reconstruct, operate and maintain its high voltage electric transmission lines, with all poles, towers, crossarms, cables, wires, guys, supports and other fixtures and appliances on the terms and conditions set forth, over, upon, along and above the property herein described:

CONSIDERATION:

Dollars (\$ 930.00).

PROPERTY DESCRIPTION AND APPROXIMATE CENTERLINE OF EASEMENT (as scaled from aerial photograph):

The South 25 Acres of the Southeast Quarter of the Northeast Quarter (S. 25 A. of SE 1/4 of NE 1/4) of Section 8; Township 15 North, Range 12 East of the 6th P.M., Douglas County, Nebraska.

Centerline Description:

Beginning at a point on the East-West centerline of Section 8, 40 feet East of the West line of the Southeast Quarter of the Northeast Quarter, thence in a Northerly direction and parallel to said West line to a point of leaving located on the North line of the South 25 Acres of the Southeast Quarter of the Northeast Quarter of said section, 140 feet East of the West line of the Southeast Quarter of the Northeast Quarter of said section.

The wood pole structures to be set upon above described premises shall not exceed two in number, except that none additional good two-pole "H" frame structure may be placed, upon an additional payment of \$ 5.00 per such additional structure, to Grantor, their successors and assigns.

CONDITIONS: The Grantor hereby grants to the District, its successors and assigns, the right, privilege and authority to enter upon and pass over said property and the property of the Grantor adjacent thereto for the purpose of surveying, constructing, repairing, operating and maintaining said lines and equipment upon the property above described.

The Grantor hereby grants to the District, its successors and assigns, the permanent right, privilege and authority to cut down trees within or within 40 feet of the centerline of the District's transmission line, and to cut down or trim any trees or limbs of trees on either side thereof as would be hazard to said transmission line in breaking off and falling over or against said transmission line. All refuse or debris from such tree cutting and trimming shall be disposed of by the District.

The Grantor reserves the right to cultivate, use and occupy said land except that, without the prior written approval of the District, he shall not erect any structures, hay or straw stacks, or other objects, permanent or temporary or plant any trees, within 40 feet on either side of said centerline.

The District shall at all times exercise all due care and diligence to avoid any injury or damage to the crops, livestock and other personal property of the Grantor and the District agrees to indemnify and save harmless the Grantor from any and all such damage and loss which may arise or occur to such property solely by reason of the District's negligence in the construction, operation and maintenance of said electric line.

This easement is binding on the heirs, executors, administrators and assigns of Grantor.

EXECUTED in triplicate this

day of January,

Edward T. Kaabe
Edward T. Kaabe

Mary Kaabe
Mary Kaabe

Grantor

ATTEST:

OMAHA PUBLIC POWER DISTRICT

Robert S. Feltz
Assistant Sec. Feltz

A. S. Johnson
Assistant General Manager

Book 35A Page 310

STATE OF NEBRASKA

COUNTY OF Douglas

On this 7 day of November, 1959, before me the undersigned, a notary public in and for said County and State, personally appeared Edward T. Basabe and Mary Basabe, husband and wife.

personally to me known to be the identical person (s) who signed the foregoing instrument as Grantor 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.

K. J. Sauer
Notary Public

My Commission expires on the 15 day of April, 1961.

STATE OF NEBRASKA

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) who signed the foregoing instrument as Grantor 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.

K. J. Sauer
Notary Public

My Commission expires on the _____ day of _____ 19_____.
12-9-58

RECEIVED IN MUNICIPAL COURT AND RECORDER IN THE CITY OF LINCOLN, NEBRASKA, OFFICE IN DOUGLAS COUNTY, NEBRASKA
THOMAS J. O'CONNOR, REGISTER OF DEEDS \$3.00
28 DAY OF JANUARY 1960 8:45 AM