

761

9KUG  
July 16, 1992

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

RIGHT-OF-WAY EASEMENT

X Tom Jantak & Julie Perry  
of the real estate described as follows, and hereafter referred to as "Grantor", \_\_\_\_\_ Owner(s)

Tax Lot 26 lying in the NW $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 23, Township 17 North, Range 12 East of the 6th P.M., Washington County, Nebraska, and more particularly described as follows: from the NW corner of said section 23, Township 17 North, Range 12 East; thence N89°41'48"E (assumed bearing) along the North line of the NW $\frac{1}{4}$  SW $\frac{1}{4}$  of said section a distance of 13.38 feet to the Point of Beginning; thence continuing N89°41'48"E along said North line a distance of 1297.68 feet to the Northeast corner of said NW $\frac{1}{4}$  SW $\frac{1}{4}$ ; thence S00°00'35"E along the East line of said NW $\frac{1}{4}$  SW $\frac{1}{4}$  a distance of 500.23 feet; thence S88°51'27"W a distance of 429.93 feet; thence N59°57'29"W a distance of 1002.59 feet to the Point of Beginning; and containing 10.01 acres more or less.

92 DEC -3 AM 11:2  
CHARLOTTE L. JENSEN  
WASHINGTON COUNTY CLERK  
BLAIR, NEBR.

FILED

In consideration of the sum of One Dollar (\$1.00) and other valuable consideration, receipt of which is hereby acknowledged, I hereby grant to the OMAHA PUBLIC POWER DISTRICT, a public corporation, its successors and assigns, hereafter referred to as "District", 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, open, over, along and under the following described real estate, to wit:

A strip of land Ten feet (10') in width being Five feet (5') each side of and abutting the Districts facilities as constructed, 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/she/they has/have lawful possession of said real estate, good, right and lawful authority to make such conveyance and that he/she/they 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.

X IN WITNESS WHEREOF, the Owner(s) have executed this instrument this 18 day of August, 19 92.

X Tom Jantak  
Julie Perry  
\_\_\_\_\_  
OWNERS SIGNATURE(S)

Distribution Engineer RJF Date 11-11-92 Property Management Stt. Date 11/16/92  
Section SW $\frac{1}{4}$  23 Township 17 North, Range 12 East  
Salesman Wilkins Engineer Wilkins Est. # 920183401 W.O.# 9117

COMPLETE APPROPRIATE ACKNOWLEDGEMENT ON REVERSE SIDE

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FAX MEMO  
# PAGES 2 DATE 10-13-92 FAX # \_\_\_\_\_  
TO SEN WICAT  
FROM CO CLERK

210-761

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CORPORATE ACKNOWLEDGEMENT

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 the date above written.

\_\_\_\_\_  
NOTARY PUBLIC

INDIVIDUAL ACKNOWLEDGEMENT

X STATE OF NEBRASKA

COUNTY OF DOUGLAS

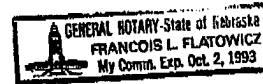
On this 18<sup>th</sup> day of AUGUST, 1992, before me the undersigned, a Notary Public in and for said County and State, personally appeared \_\_\_\_\_

Tom HARTLIEB  
Julie Perry

\_\_\_\_\_ 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.

X Francois L. Flatowicz  
NOTARY PUBLIC



STATE OF NEBRASKA COUNTY OF WASHINGTON SS 5118  
ENTERED IN NUMERICAL INDEX AND FILED FOR RECORD  
THIS 2nd day of December, 1992  
AT 11:27 O'CLOCK A.M. AND RECORDED IN BOOK  
210 AT PAGE 161-162 (Peterson)  
COUNTY CLERK Charlene Peterson  
DEPUTY Susan Madson

Recorded \_\_\_\_\_  
Clerk \_\_\_\_\_  
Notary \_\_\_\_\_  
Photostat \_\_\_\_\_

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

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