

MISC. BOOK

530

MISCELLANEOUS RECORD No. 23

Easement
Tilman Flader

To

Consumers Public Power District

Filed for Record

August 18, 1943 at 1:00 P.M.

J. G. Vaughan
Register of Deeds

Fee \$1.00

(B)

EASEMENT FOR ELECTRIC LINES

KNOW ALL MEN BY THESE PRESENTS:

That Tilman Flader, a Widower and his wife of Lancaster County, Nebraska, in consideration of \$1.00, receipt of which is hereby acknowledged, and the further payment of a sum to make a total payment of \$60.00 for 4 poles when set on the following described property, does hereby grant and convey unto the Consumers Public Power

District (hereinafter called "District") its lessees, successors and assigns, the permanent right, privilege and easement of a right-of-way to construct and maintain all necessary poles, wires, guys and other necessary equipment in connection therewith, on and across the following described property situated in Lancaster County, Nebraska, more particularly described as follows:

The Southeast One-Quarter (SE $\frac{1}{4}$) of Section Eighteen (18), Township Ten (10) North, Range Six (6) East of the Sixth (6th) P.M.

The pole line herein contemplated shall be located on the property approximately as follows:

Center of two poles to be located 4 feet 9 inches south of the North property line and one pole to be located 9 feet 6 inches south of the North property line and one pole to be located on the north property line.

The District shall also have the privilege and easement of ingress and egress across the property to its officers and employees for any purpose necessary in connection with the construction, operation, maintenance and inspection of said line.

The District shall also have the right at any time to trim or remove such trees and underbrush as may in any way endanger or interfere with the safe operation of the lines and equipment used in connection therewith.

The District shall at all times exercise all due care and diligence to avoid injury or damage to the crops, livestock and other personal property of the Grantor, and the District shall indemnify and save harmless the Grantor from any such damage and loss arising or occurring to such property solely by reason of the construction, operation and maintenance of said transmission lines.

The District agrees that should the transmission lines constructed hereunder be abandoned for a period of five years, the right-of-way or easement hereby secured shall then cease and terminate, and this contract shall be of no further force and effect.

Signed the 18 day of August, A.D., 1943.

WITNESS

Fred Drew

Tilman Flader

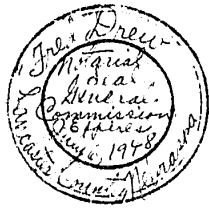
STATE OF NEBRASKA,)
) ss.
COUNTY OF Lancaster)

On this 18 day of August, 1943, before me the undersigned, a Notary Public in and for said County and State, personally appeared Tilman Flader, a Widower 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 his voluntary act and deed for the purposes therein expressed.

530

PAGE

MISCELLANEOUS RECORD No. 23



WITNESS my hand and notarial seal the date above written.

Fred Drew
Notary Public

My Commission expires on the 6th day of July, 1948

Appointment of Agent

Evans Electrical Construction Company

To

Woods, Aitken & Aitken

Filed for Record

August 18, 1943 at 2:45 P.M.

J. G. Vaughan
Register of Deeds

Fee 75¢

Appointment of Registered Agent and Designation Registered Office (Nebraska)

KNOW ALL MEN BY THESE PRESENTS:

THAT EVANS ELECTRICAL CONSTRUCTION COMPANY is a corporation organized under the laws of the State of Missouri with principal business office located at 1626 Walnut Street Kansas City Missouri; and that pursuant to the laws of the State of Nebraska for the qualification of foreign corporations to do business in that state, does hereby appoint as

its Registered Agent, and designate as its Registered Office, in the State of Nebraska, the following:

REGISTERED AGENT Thomas C. Woods; William I. Aitken; Philip M. Aitken
REGISTERED OFFICE 402 Woodmen Accident Bldg. Lincoln Lancaster NEBRASKA;
1241 N Street

and does hereby also appoint the AUDITOR OF PUBLIC ACCOUNTS of the State of Nebraska, its true and lawful attorney upon whom all lawful process in any action or proceeding against the company may be served with the same effect as if the company existed in the state.

THAT EVANS ELECTRICAL CONSTRUCTION COMPANY further states that any process, or other legal notice of the commencement of any legal proceeding, or in the prosecution thereof, that may be served upon its Registered Agent, the said Thomas C. Woods; William I. Aitken; Philip M. Aitken; or that may be served upon the AUDITOR OF PUBLIC ACCOUNTS of the State of Nebraska shall constitute valid service upon the corporation, and such authority shall continue so long as liability exists against said corporation in the State of Nebraska.

CORPORATION FURTHER STATES that the address of its Registered Office and the address of the business office of the Registered Agent are identical, and that the acts herein designated were authorized by the managing officers of said corporation.

IN TESTIMONY WHEREOF, witness the signature and the corporate seal of the said corporation hereto affixed by its duly authorized officers on this 5th day of August, 1943.



(CORPORATE SEAL)

EVANS ELECTRICAL CONSTRUCTION COMPANY
Name of Corporation

By H. C. Evans
President ~~or Vice-President~~

H. C. Evans
Above signature-Typewritten form

Attest: J. N. St Clair
Secretary ~~or Assistant-Secretary~~

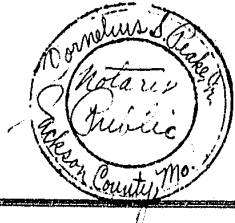
J. N. St Clair
Above signature-Typewritten form

State of Missouri, }
County of Jackson } ss.

Subscribed and sworn to before me this 5 day of August, 1943.

Cornelius S. Peake Jr
Notary Public

(NOTARIAL SEAL)



Commission expires My Commission Expires Dec. 22 1946