

79-543T

X. EDWARD E. WILCZEWSKI - HAWKINS INVESTMENT COMPANY, LIMITED PARTNERSHIP NO. 1 JOINT VENTURE, AND KATHLEEN L. WILCZEWSKI, WIFE OF EDWARD E. WILCZEWSKI, Owner(s) of (agent for) the real estate described as follows, and hereafter referred to as "Grantor":

LOTS 71 THRU 121 THE KNOLLS ADDITION, AN ADDITION DOUGLAS COUNTY, NEBRASKA AS SURVEYED, PLATTED AND RECORDED. BEING LOCATED IN SEC. 5 T15N, R12E.

in consideration of the sum of One Dollar (\$1.00), receipt of which is hereby acknowledged, do hereby grant to the OMAHA PUBLIC POWER DISTRICT, its successors and assigns, and the NORTHWESTERN BELL TELEPHONE COMPANY, its successors and assigns, collectively referred to as "Grantee," a permanent easement, with rights of ingress and egress thereto, to install, operate, maintain, repair, replace and renew its electric and telephone facilities over, upon, along and under the following described real estate, to wit:

THE NORTH 15 FEET OF LOTS 71 THRU 121 OF THE ABOVE DESCRIBED PROPERTY.

CONDITIONS:

- (A) Where Grantee's facilities are constructed they shall have the right to operate, maintain, repair, replace and renew said facilities consisting of poles, wires, cable, fixtures, guys and anchors 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) After electric and telephone facilities have been installed, no trees, permanent buildings or other structures shall be placed in or encroach the easement and no change in grade elevation or any excavations shall be made therein without prior written approval of the Grantee, but the same may be used for landscaping or other purposes that do not then or later interfere with the granted easement uses.
- (C) The foregoing right is granted upon the express condition that the Grantees will assume liability for all damages to the above described property caused by Grantees' failure to use due care in its exercise of the granted right.
- (D) It is further agreed Grantor has lawful possession of said real estate, good, right and lawful authority to make such conveyance and that his/their heirs, executors, administrators, successors and assigns shall warrant and defend the same and will indemnify and hold harmless the Grantee forever against the claims of all persons whatsoever in any way asserting any right, title or interest prior to or contrary to this conveyance.

WITNESS my hand and Notarial Seal this 5th day of October, 19 72.

ATTEST:

ATTEST:

Grantors

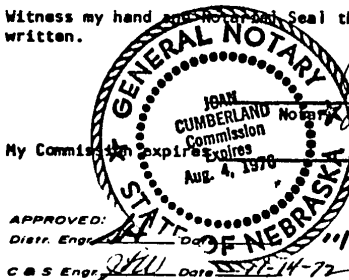
STATE OF NebrCOUNTY OF Douglas

On this 5 day of Oct, 19 72, before me the undersigned, a Notary Public in and for said County and State, personally appeared

Edward E. & Kathleen L. Wilczewski
Wilczewski (Husband & Wife)
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.

Witness my hand and Notarial Seal the date above written.

My Commission expires



APPROVED:

Dist. Eng.

C & S Eng.

Date

11/13/72

11/13/72

11/13/72

11/13/72

11/13/72

11/13/72

11/13/72

Section

5

Township

15

Range

12

Salesman

MEYER

Engineer

WBP

Address

108TH & TAYLOR

108TH & TAYLOR

108TH & TAYLOR

108TH & TAYLOR

108TH & TAYLOR

Section

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108TH & TAYLOR

108TH & TAYLOR

STATE OF NebrCOUNTY OF Douglas

On this 5 day of Oct, 19 72, before me the undersigned, a Notary Public in and for said County, personally came

Robert A. Blackledge, President of Hawkins Inv. Co., Inc. (a corporation), to me personally known to be the President and the identical person whose name is affixed to the above conveyance, and acknowledged the execution thereof to be his voluntary act and deed as such officer and the voluntary act and deed of said corporation and that the Corporate Seal of said corporation was thereto affixed by its authority.

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

My Commission expires

Joan Cumberland
Notary Public
Aug. 4, 1976

6. ENTERED IN NUMERICAL INDEX AND RECORDED IN THE REGISTER OF DEEDS OFFICE IN DOUGLAS COUNTY, NEBRASKA

17 DAY OF November 1972 AT 11:04A M. C. HAROLD OSTLER, REGISTER OF DEEDS

15.75
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