

NEBRASKA DOCUMENTARY
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JUL 21 1977

BY *Ma Ma*Project: Papillion Creek and Tributaries
Lakes, Nebraska - Dam 11

Contract No.: DACW45-74-C-0003

QUITCLAIM DEED

THIS INDENTURE, made this 5th day of July 1977, by and between the Omaha Public Power District, hereinafter called the Grantor, a corporation organized and existing under the laws of the State of Nebraska, with its principal place of business in Omaha, Nebraska, party of the first part, and the UNITED STATES OF AMERICA, of Washington, D. C., party of the second part,

WITNESSETH:

WHEREAS, the United States of America has, under authority of Public Law 90-483, 90th Congress, approved 13 August 1968, undertaken the development of a flood control project known as Papillion Creek and Tributaries Lakes Project, hereinafter called the Project; and

WHEREAS, the Omaha Public Power District is the holder of certain interests in land on which it constructed, operated and maintained certain facilities consisting of a 161 KV transmission line in the vicinity of Omaha, Nebraska, which interfered with the use and enjoyment of the Papillion Creek and Tributaries Lakes, Nebraska Project, Dam 11, by the United States of America;

WHEREAS, on the 20th day of July 1973 an agreement, Relocation Contract No. DACW45-74-0003 was entered into by and between the party of the first part and the party of the second part, for the relocation, rearrangement and alteration of the facilities of the party of the first part, which arrangement provided further for the exchange of properties of the party of the first part and the party of the second part;

NOW, THEREFORE, the party of the first part, for and in consideration of the covenants and recitals contained in the above-mentioned contract herein referred to and the exchange of properties provided for therein, does hereby CONVEY AND QUITCLAIM unto the United States of America and its assigns, all right, title and interest which the party of the first part has or may have in and to the following described real estate, to-wit:

A strip of land situated in Section 22, and the NW $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 23, Township 16 North, Range 12 East of the Sixth Principal Meridian, Douglas County, Nebraska, said strip being 100.00 feet in width, parallel with, adjacent to and lying 50.00 feet on each side of the following described center line:

Beginning at the Northwest corner of the S $\frac{1}{2}$ of said Section 22; thence Easterly along the North line of said S $\frac{1}{2}$ to the Northeast corner of said NW $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 23, said point being the point of termination.

Excepting therefrom a portion of a strip of land 100.00 feet in width, parallel with, adjacent to and lying 50.00 feet on each side of the following described center line:

Commencing at the Northwest corner of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 23; thence Easterly along the North line of said NW $\frac{1}{4}$ SW $\frac{1}{4}$, 1210.00 feet to Point "A" designated as such for the purpose of this description; thence Southwesterly deflecting 177° 22' 00" to the right, to the intersection with a line extending from the

Northeast corner of the said NW $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 23 to the Southwest corner thereof, said point being the point of beginning; thence continuing Southwesterly along the last described line to a point 875.00 feet Southwesterly of said Point "A", said point being the point of termination.

The strip of land herein described contains 12.96 acres, more or less.

TO HAVE AND TO HOLD the above described premises unto the party of the second part and its assigns, forever, with appurtenances thereunto belonging.

IN WITNESS WHEREOF, the said corporation has caused these presents to be executed in its name and on its behalf and its corporate seal to be affixed on the day and year last above written.

OMAHA PUBLIC POWER DISTRICT

By David C. Shulla
Group Manager - Operations

Attest:

R. M. Boley
Assistant Secretary

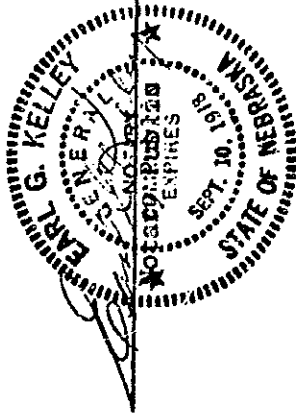


ACKNOWLEDGMENT

STATE OF NEBRASKA)
) ss
COUNTY OF DOUGLAS)

On this 5th day of July, 1972, before me, the undersigned Notary Public, personally appeared David C. Shulla, known to me to be the Group Manager - Operations, and R. M. Boley known to me to be the Asst Secretary of the corporation executing the above and foregoing instrument and they, and each of them acknowledged to me that they executed the same, for and on behalf of, and as the free act and deed of said corporation, and they and each of them being duly authorized so to do.

IN WITNESS WHEREOF I have hereunto set my hand and affixed my official seal at Omaha in the County of Raabe State of Nebraska, the day and year last hereinabove written.



My Commission Expires:

Sept. 10, 1978