

STUG

April 17, 1991

RIGHT-OF-WAY EASEMENT

Owner(s)

of the real estate described as follows, and hereafter referred to as "Grantor",

Lots 1 thru and including Lot 13, 154 thru and including Lot 168, 179 thru and including Lot 181, Lot 191, Lot 192, Lot 241 and Lots 243 through and including Lot 245 all in Millard Oaks, a subdivision as surveyed, platted and recorded in Douglas County, Nebraska.

in consideration of the sum of One Dollar (\$1.00) and other valuable consideration, receipt of which is hereby acknowledged, do 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 renew its underground electric facilities, consisting of cables, wires, conduits, manholes, vaults, poles and other appurtenances, upon, over, along and under the following described real estate, to wit:

See exhibits A & B attached hereto for sketches of easement areas.

BK 960 N C/O FEE 38.50  
PG 35-38 N Comp DEL IN MC (W)  
OF 11/2 COMP VP F/B MI-25550

RECEIVED  
APR 22 8 49 AM '91  
REGISTERED  
DOUGLAS COUNTY, NE

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/hasve lawful possession of said real estate, good, right and lawful authority to make such conveyance and that he/she/their 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.

IN WITNESS WHEREOF, the Owner(s) have executed this instrument this 17<sup>th</sup> day of April, 1991.  
Millard Oaks Limited Partnership  
BY: Dodge Land Co., General Partner

BY: W. L. Morrison  
W. L. Morrison, Jr., President

OWNERS SIGNATURE(S)

Distribution Engineer \_\_\_\_\_ Date \_\_\_\_\_ Property Management \_\_\_\_\_ Date \_\_\_\_\_  
E 1/2 SE 1/4  
Section 10 Township 14 North, Range 11 East  
Salesman Hemphill Engineer Keating Est. # \_\_\_\_\_ W.D.# \_\_\_\_\_

COMPLETE APPROPRIATE ACKNOWLEDGEMENT ON REVERSE SIDE

Miss H

7076

CORPORATE ACKNOWLEDGEMENT

INDIVIDUAL ACKNOWLEDGEMENT

STATE OF Nebraska  
COUNTY OF Douglas

STATE OF \_\_\_\_\_  
COUNTY OF \_\_\_\_\_

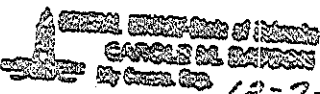
On this 17th day of April, 1991,  
before me the undersigned, a Notary Public in and for said  
County, personally came President of Dodge Land  
Co., General Partner for Millard  
Oaks Limited Partnership  
W. L. Morrison, Jr., President of Dodge Land Co.,  
personally  
to me known to be the identical person(s) who signed the  
foregoing instrument as grantor(s) and who acknowledged  
the execution thereof to be his voluntary act and  
deed for the purpose therein expressed, and the voluntary  
act and deed of said Dodge Land Co., on behalf  
of said Dodge Land Co.  
Witness my hand and Notarial Seal the date above written.

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) 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.

Carol A. Batson  
NOTARY PUBLIC

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

  
12-7-94

RETURN TO:  
CAROLE BATSON  
R. P. DODGE CO.  
PO BOX 100  
DODGE, NE 68114

NE Cor. 2 1/2 SE 1/4  
 Sec 10 T14N R11E  
 Point of Beginning

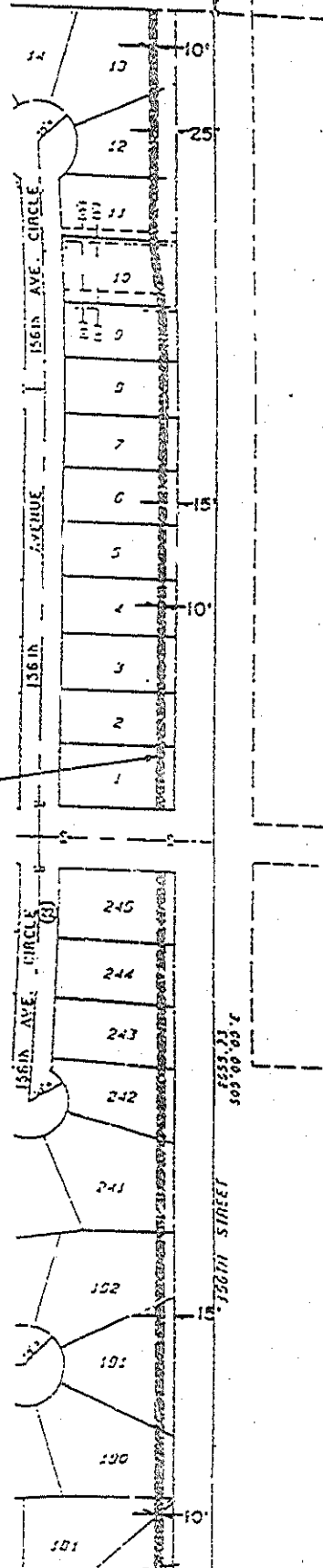
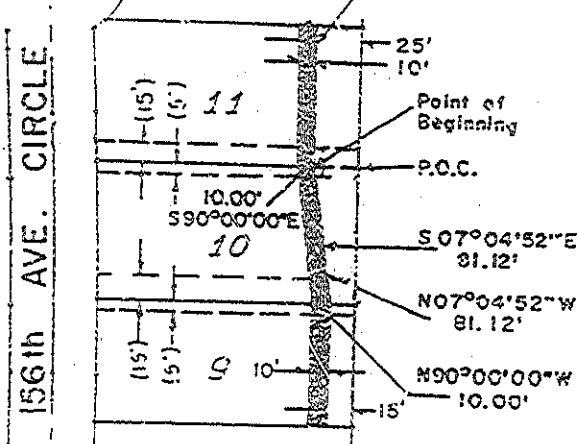
LEGAL DESCRIPTION

A permanent easement for construction and maintenance of underground power over those parts of MILLARD OAKS, a subdivision, as surveyed, platted and recorded in Douglas County, Nebraska, described as follows:

The West ten (10) feet of the East thirty-five (35) feet of Lots 11 through 13, inclusive.

AND  
 That part of Lot 10, described by metes and bounds as: Commencing at the northeast corner of said Lot 10; Thence North 90°00'00" West (bearings referenced to the MILLARD OAKS Final Plat) for 25.00 feet along the north line of said Lot 10 to the TRUE POINT OF BEGINNING; Thence South 07°04'52" East for 81.12 feet to the south line of said Lot 10; Thence North 90°00'00" West for 10.00 feet along the said south line of Lot 10; Thence North 07°04'52" West for 81.12 feet to the said north line of Lot 10; Thence South 90°00'00" East for 10.00 feet to the Point of Beginning. Contains 805 square feet.

AND  
 The West ten (10) feet of the East twenty-five (25) feet of Lots 1 through 9, inclusive; Lot 241, Lots 243 through 245, inclusive and Lots 191 and 192.



LEGAL DESCRIPTION

A permanent easement for construction and maintenance of underground power over those parts of MILLARD OAKS, a subdivision, as surveyed, platted and recorded in Douglas County, Nebraska, described as follows:

The North ten (10) feet of the South twenty-five (25) feet of Lots 154 through 165, inclusive;

AND

That part of Lot 166, described by metes and bounds as: Commencing at the southwest corner of said Lot 166; Thence North 01°06'31" West (bearing referenced to the MILLARD OAKS Final Plat) for 15.00 feet along the west line of said Lot 166 to the TRUE POINT OF BEGINNING; Thence continuing North 01°06'31" West for 10.00 feet; Thence North 88°53'29" East for 154.85 feet parallel with and 25.00 feet north of the south line of said Lot 166 to the east line thereof; Thence South 41°21'05" East for 11.87 feet along the said east line of said Lot 166; Thence South 44°26'45" West for 1.34 feet; Thence South 88°53'29" West for 161.56 feet parallel with and 15.00 feet north of the south line of said Lot 166 to the Point of Beginning. Contains 1590 square feet.

AND

That part of Lot 167, described by metes and bounds as: Commencing at the northeast corner of said Lot 167; Thence South 89°29'39" West (bearing referenced to the MILLARD OAKS Final Plat) for 15.00 feet along the north line of said Lot 167 to the TRUE POINT OF BEGINNING; Thence South 00°00'00" West for 150.96 feet parallel with and 15.00 feet west of the east line of said Lot 167; Thence South 44°26'45" West for 34.77 feet to the west line of said Lot 167; Thence North 41°21'05" West for 11.87 feet along the said west line of Lot 167; Thence North 88°53'29" East for 2.63 feet parallel with and 25.00 feet north of the south line of said Lot 167; Thence North 44°26'45" East for 27.94 feet; Thence North 00°00'00" East for 146.61 feet parallel with and 25.00 feet west of the said east line of Lot 167 to the said north line thereof; Thence North 89°29'39" East for 10.00 feet to the Point of Beginning. Contains 1813 square feet.

AND

The West ten (10) feet of the East twenty (25) feet of Lots 168, 179, 180 and 181.

