

92-015274

BKUG  
July 8, 1992

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

**RIGHT-OF-WAY EASEMENT**

Albert E. Eggen and Connie S. Eggen, husband and wife Owner(s)  
of the real estate described as follows, and hereafter referred to as "Grantor",

Lot 6, Nolan Subdivision lying in the NW $\frac{1}{4}$  SE $\frac{1}{4}$  of Section 22,  
Township 13 North, Range 10 East of the 6th P.M., Sarpy County,  
Nebraska.

Proof	<u>W</u>
D.E.	<u>W</u>
Verify	<u>W</u>
Firmed	<u>P</u>
Checked	
Fee \$	<u>10.50</u>

FILED SARPY CO. NE.  
INSTRUMENT NUMBER  
92-015274

92 JUL 29 PM 3:08

*Carol A. Davis*  
REGISTER OF DEEDS

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 remove its underground electric facilities, consisting of cables, wires, conduits, manholes, drains, splicing boxes and other appurtenances, upon, 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 District's 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/they has/have lawful possession of said real estate, good, right and lawful authority to make such conveyance and that his/her/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 13 day of July, 19 92

\_\_\_\_\_  
 \_\_\_\_\_  
 X *Albert E. Eggen*  
 X *Connie S. Eggen*

OWNERS SIGNATURE(S)

Distribution Engineer R.L.G. Date 7-16-92 Property Management DL Date 7-17-92

Section SE $\frac{1}{4}$  22 Township 13 North, Range 10 East

Salesman McGowan Engineer McGowan Est. # 920171601 W.O.# 3010

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

COMPLETE APPROPRIATE ACKNOWLEDGEMENT ON REVERSE SIDE

015274 ✓

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

STATE OF *Nebraska* *92-015274 A*

COUNTY OF *Douglas*

On this *13* day of *July*, 19 *92*, before me the undersigned, a Notary Public in and for said County and State, personally appeared

*Albert F. Eggen*

*Connie S. Eggen*

personally to me known to be the identical person(s) and who acknowledged the execution thereof to be *A* voluntary act and deed for the purpose therein expressed.

Witness my hand and Notarial Seal the date above written.

*Marcene Petersen*

NOTARY PUBLIC

