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2003 05514

REGISTER OF DEEDS DOUGLAS COUNTY, NE

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UNG January 8, 2003 Aftacks Lot C.
River front. Place Doc.#\_\_\_\_

# RIGHT-OF-WAY EASEMENT

CITY OF OMAHA Owner(s) of the real estate described as follows, and hereafter referred to as "Grantor",

Lot Five (5) and Lot Sixteen (16) of Gallup University Riverfront Campus, an addition to the City of Omaha, 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 remove its underground electric facilities, consisting of cables, wires, conduits, manholes, drains, splicing boxes, switches and other appurtenances, upon, over, along and under the following described real estate, to wit:

See the sketch on the reverse side hereof for sketch of the easement.

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.

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 5th day of February 2003.

OWNERS SIGNATURE(S)

CITY OF OMAHA

Mile John

APPROVED AS TO FORM, City Clerk

Fucluick & Cognical

Special Projects Afformey

RETURN TO:

CMAHA PUBLIC POWER DISTRICT

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SCAN (

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444 South 16th Street Mall Omaha, NE 68102-2247

% Right of Way 6W/EP1

#### CORPORATE ACKNOWLEDGMENT

### STATE OF NEBRASKA

## COUNTY OF DOUGLAS

On this 5th day of February, 2003, before me the undersigned, a Notary Public in and for said County, personally came Mike Fahey, MAYOR and Busker Brown City Clerk President of the City of Omaha.

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.

Cynthii Q. Ind NOTARY PUBLIC

A GEN	ERAL NOTARY-State of Nebraska
GEN	CYNTHIA I. FORD
	My Comm. Exp. Aug. 16, 2003

#### INDIVIDUAL ACKNOWLEDGMENT

STATE OF

COUNTY OF

On this		, 2003, before
me the unders	igned, a Notary Public	in and for said County
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	person	ally to me known to be
the identical p	erson(s) and who ackno	
	voluntary a	
purpose therei		
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Witness my ha	nd and Notarial Seal th	e date shove written

NOTARY PUBLIC

