

200600857

FILED

STATE OF NEBRASKA COUNTY OF WASHINGTON
ENTERED IN NUMERICAL INDEX AND FILED FOR RECORD
THIS 3rd DAY OF March A.D. 2006
AT 8:42 O'CLOCK 4 M AND RECORDED IN BOOK
482 AT PAGE 808-809
COUNTY CLERK Charlotte L. Petersen
DEPUTY Karen Madren

Recorded _____
General _____
Numerical _____
Photostat _____
Proofer _____

06 MAR -3 AM 8:42

CHARLOTTE L. PETERSEN
WASHINGTON COUNTY CLERK
BLAIR, NEBR.

UNG
February 16, 2006

Doc.#

RIGHT-OF-WAY EASEMENT

Kevin McKelvey and Nanette McKelvey (Husband & Wife)
Owner(s) of the real estate described as follows, and hereafter referred to as "Grantor",

Lot One (1), Rosalyn Ridge Estates, an Addition as surveyed, platted and recorded in Washington 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 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. (See reverse side hereof for sketch of easement area).

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 1st day of March, 2006.

OWNERS SIGNATURE(S)

Kevin McKelvey
Nanette McKelvey

RETURN TO:
OMAHA PUBLIC POWER DISTRICT
% Land Rights 5E/EP2
444 South 16th Street Mall
Omaha, NE 68102-2247

CORPORATE ACKNOWLEDGMENT

STATE OF
COUNTY OF

On this _____ day of _____, 20____,
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 ACKNOWLEDGMENT

STATE OF Nebraska
COUNTY OF Washington

On this 1st day of March, 2006,
before me the undersigned, a Notary Public in and for said
County and State, personally appeared

KEVIN MCKELVEY
NANETTE MCKELVEY

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

Witness my hand and Notarial Seal the date above written.

Kathleen A Hamilton
NOTARY PUBLIC

