

627

## RIGHT-OF-WAY EASEMENT

File \_\_\_\_\_

FILED

Doc \_\_\_\_\_

I, Rose Marie Sapp and Harold Dean Sapp, wife and husband 1985 JUL 16 PM 1:05  
of the real estate described as follows, and hereafter referred to as "Grantor", \_\_\_\_\_ Owner(s)

CHARLOTTE L. PETERSEN  
WASHINGTON COUNTY CLERK

The Southeast Quarter (SE $\frac{1}{4}$ ) of the Southwest Quarter (SW $\frac{1}{4}$ ) of Section Sixteen (16), Township Seventeen (17) North, Range Eleven (11) East of the 6th P.M., 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 referred to as "Grantee", 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 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/she/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 parties hereto have signed their names and caused the execution of this instrument this 30 day of January, 1985.

Rose Marie Sapp  
Rose Marie Sapp

Harold Dean Sapp  
Harold Dean Sapp

Distribution Engineer \_\_\_\_\_ Date \_\_\_\_\_ Property Management \_\_\_\_\_ Date \_\_\_\_\_  
Recorded in Misc. Book No. \_\_\_\_\_ at Page No. 627 on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.  
Section SE $\frac{1}{4}$  16 Township 17 North, Range 11 East  
Salesman \_\_\_\_\_ Engineer Lokey Est. # 6187 W.O. # 7778

STATE OF  
COUNTY OF

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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.

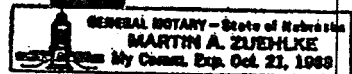
Witness my hand and Notarial Seal at \_\_\_\_\_  
in said County the day and year  
last above written.

NOTARY PUBLIC

STATE OF NEBRASKA COUNTY OF WASHINGTON) 88 1477  
ENTERED IN NUMERICAL INDEX AND FILED FOR RECORD  
THIS 10th DAY OF July A.D. 1988  
AT 1:05 O'CLOCK PM AND RECORDED IN BOOK  
153 AT PAGE 62-63  
COUNTY CLERK Charles A. Peterson  
DEPUTY Barbara L. Johnson

Recorded \_\_\_\_\_  
General \_\_\_\_\_  
Numerical \_\_\_\_\_  
Photostat \_\_\_\_\_

STATE OF Nebraska  
COUNTY OF Washington



On this 30 day of January, 1985,  
before me the undersigned, a Notary Public in and  
for said County and State, personally appeared  
Rose Marie Sapp and Harold Dean  
Sapp, wife and husband

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

Witness my hand and Notarial Seal the date above  
written.

Martin A. Zuehlke  
NOTARY PUBLIC

RETURN TO:  
OMAHA PUBLIC POWER DISTRICT  
1623 HARNEY ST. - RM. 401  
OMAHA, NE 68102

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