

EASEMENT AND RIGHT OF WAY AGREEMENT

88 39213

Grant

THE SUM OF \$1.00

For good and valuable consideration the undersigned hereby grants and conveys to THE DETROIT EDISON COMPANY, a Michigan corporation of 2000 Second Avenue, Detroit, Michigan hereinafter referred to as "EDISON", the right to construct, reconstruct, modify, add to, operate and maintain underground line facilities consisting of poles, conduits, wires, cables, manholes, transformers and accessories required to provide electric service in, under, upon and across property located in the City of Troy, County of Oakland, State of Michigan, described as:

See Exhibit A attached hereto.

A#36 REG. DEEDS FA13
0001 MAR.21.88 02:28PM
9495 MISC 11.00

The right of way is twelve (12) feet in width as more particularly described on Exhibit B attached hereto.

#1

The rights hereby granted include the right of access to and from the rights of way and the right to trim, cut down or otherwise control trees, brush or roots of any kind either within the right of way or on property adjoining the right of way which in the opinion of EDISON interferes with the construction or operation of the line facilities. It is expressly understood and agreed that EDISON shall, at no time, trim or cut down any trees unless, in EDISON's opinion, it is absolutely necessary to do so and EDISON obtains the consent of Grantor which consent shall not be unreasonably withheld. EDISON shall restore premises to its original condition or as near as can be in the event of damages caused by its employees, contractors, vehicles and equipment entering onto premises for the purposes set forth herein.

RECORDED RIGHT OF WAY NO.

39496

DET02

No building or structures are to be placed within said right of way herein granted without the written consent of EDISON which consent shall not be unreasonably withheld; provided, however, Grantor, its tenants, occupants, successors and assigns shall have the right to cross over and pave said easement area so long as the rights of EDISON hereunder are not materially interfered with.

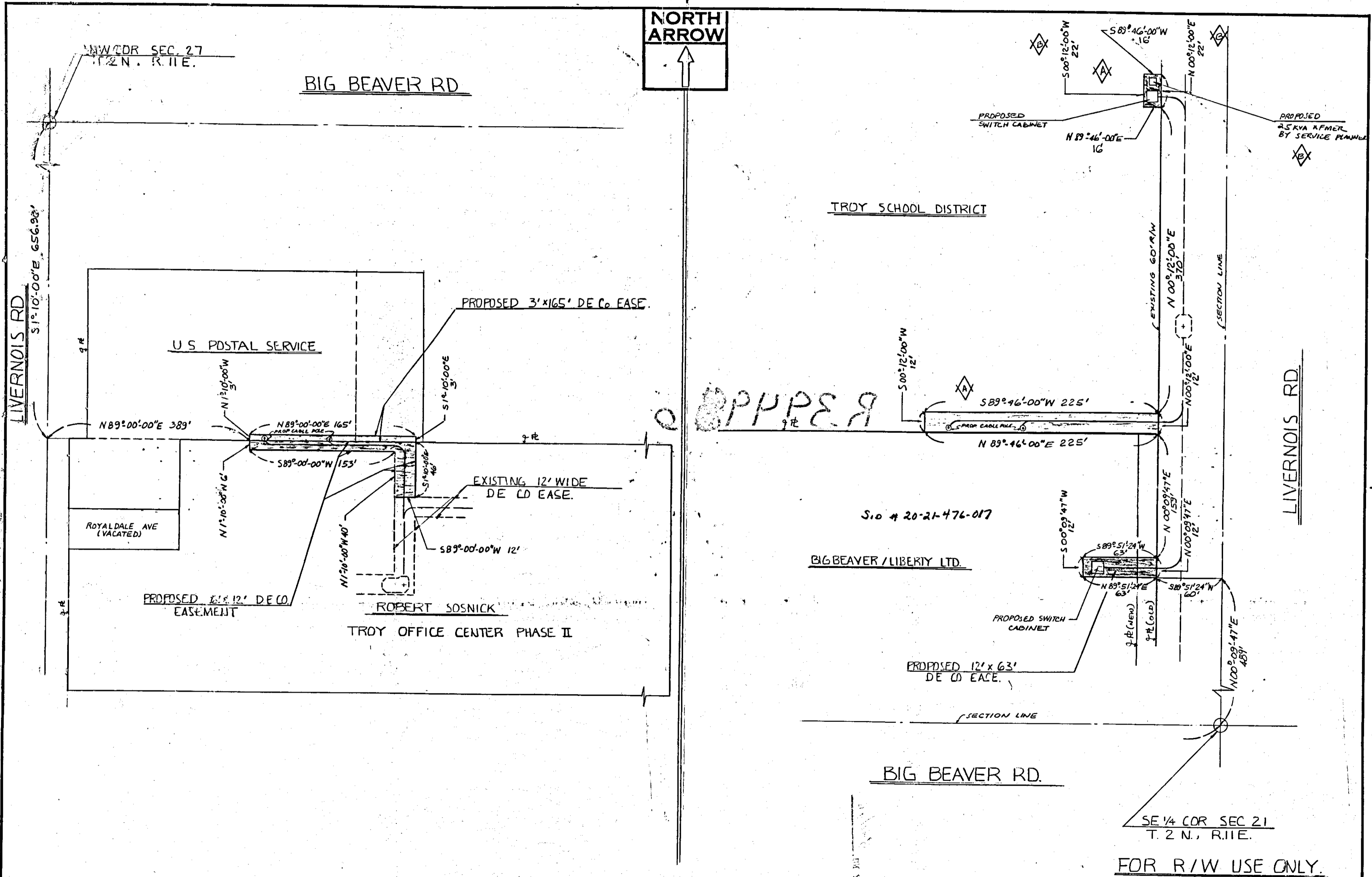
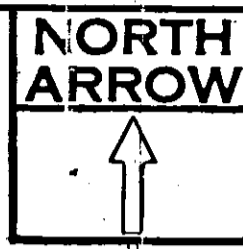
If EDISON shall no longer use said easement or shall assign its rights to any other party which shall not provide electrical service as herein provided, the easement granted herein shall terminate automatically and said easement shall revert to Grantor or its successors or assigns.

11.00

Oliver

RECORDED RIGHT OF WAY

R39496



NOTE REVISIONS: RETURN TO UNDERGROUND LINES DEPT. ALL PRIM'S MADE PREVIOUS TO LAST REVISION		REFERENCE	DRAWN	RRREYES 12-15-87	PROP DE EASEMENT IN TROY SCH. DIST., BIG BEAVER / LIBERTY LTD., U.S. POSTAL SERVICE & ROBERT SOSNICK, AT LIVERNOIS RD. - N/S OF BIG BEAVER RD CITY OF TROY	THE DETROIT EDISON COMPANY TRANSMISSION AND DISTRIBUTION DEPT. DETROIT, MICH.	REVISION A
B CHANGE DIMENSION FROM 12' TO 22' TO ACCOMMODATE SERVICE PERMITS'S PROPOSED SERVICE TOWER	A ADDED PROP EASE IN TROY SCHOOL DIST. PER R.R. 1-5-88		OK	RFB 12-15-87		SCALE AND SCALE PRINTED	UI-2-3432
R.R. 03-10-88 RAG 9-10-88	RAG 1-6-88 RTR	USE DIMENSIONS ONLY	APPROVED			TRY 68 877	DE FORM UL41 0399 PTG. 11-85F

DFW 7JFGA8/HOI

RAG 12-15-87

APACHE SUB

JOB* 88-030

FOR R/W USE ONLY.

TROY SCHOOL DISTRICT

VISION LINE

15' 00" 00" 00" E
123' 00" 00" 00" W
15' 00" 00" 00" E
123' 00" 00" 00" W
15' 00" 00" 00" E
123' 00" 00" 00" W

W/100' 00" 00" W

288' 42" 00" 00" M S321

M 82' 42" 00" 00" E S321

W 100' 51" 00" 00" E



R 394986

210 A 50-21-42E-043

BIG FEATHER VENTURES LTD

W 14' 00" 00" 00" E

PROPOSED 3' WIDE DE CO FACE

3' 00" 00" 00" E

EXISTING 15' WIDE DE CO FACE

288' 42" 00" 00" M S321