

91 037295
DECEMBER 4TH, 1990

For good and valuable consideration of system betterment, the undersigned hereby grant and convey to THE DETROIT EDISON COMPANY, a Michigan corporation of 2000 Second Avenue, Detroit, Michigan, and GENERAL TELEPHONE COMPANY, a Michigan corporation of 455 E. Ellis, Muskegon, Michigan, hereinafter referred to collectively as "GRANTEE", 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 and communication services in, under, upon, over and across property located in the **Township of Milford, County of Oakland**, State of Michigan, further described as follows:

DECO

Parcel 2 - Part of the SE 1/4 of Sec. 5., T2N., R7E., described as commencing at the SE corner of said Sec. 5; th N 01° 49' 30" W., along the east line of said section and the centerline of Garner Road (66 ft. wide right of way), 1323.86 ft. to an iron at the centerline of Commerce Road (66 ft. wide right of way); th S 87° 59' 21" W., along said centerline of Commerce Road, 1778.81 ft. to the center of a 60 ft. wide private easement; th S 01° 42' 52" E., along said centerline, 136.97 ft. to a point of curve; th along a curve to the right along said centerline, radius of 230.00 ft., through a central angle of 35° 29' 37" arc distance of 142.48 ft., chord bearing S 16° 01' 57" W., 140.21 ft.; th S 33° 46' 46" W., along said centerline 152.91 ft. to a point of curve; th along a curve to the left along said centerline, radius of 230.00 through a central angle of 50° 56' 05" arc distance of 204.47 ft., chord bearing S 08° 18' 43" W. 197.80 ft. to a point of reverse curve; th along a curve to the right along said centerline, radius of 230.00 ft., through a central angle of 19° 20' 05" arc distance of 77.61 ft.; chord bearing S 07° 29' 17" E 77.25 ft.; th S 02° 10' 46" W., along said centerline, 321.18 ft. to the center of a 60 ft. turning radius and point of beginning; th S 80° 11' 32" E 102.06 ft.; th S 01° 42' 52" E 300.00 ft. to the south line of Section 5, per evidence and occupation; th S 88° 30' 24" W., along said south line, 370.00 ft. to a traverse point "A"; th continuing S 88° 30' 24" W., along said south line 353.49 ft. to a point in the waters of Sears Lake; th N 61° 17' 31" E 251.11 ft. to a traverse point "B", said traverse point "B" lies N 50° 04' 37" W 173.60 ft. from said traverse point "A"; th continuing from said traverse point "B" N 61° 17' 31" E. 448.61 ft. to the center of said 60 ft. turning radius and point of beginning containing 3.002 acres, subject to and together with the rights of ingress, egress and public and private utilities over a private easement.

Part of sidwell #16-05-451-014.

As shown on the attached drawing O-1099 dated 11/18/90 which is made a part hereof

B#92 REG/DEEDS PAID
0001 MAR.15 '91 11:57AM
3450 MISC 11.00

The right of way is ten (10') feet in width.

The rights hereby granted include the right of access to and from the right 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 the GRANTEE interferes with the construction or operation of the line facilities. It is expressly understood and agreed that the GRANTEE shall, at no time, trim or cut down any trees unless, in the GRANTEE'S opinion, it is absolutely necessary to do so. The GRANTEE shall restore premises to its original condition or as near as can be in the event of damages caused by its employes, contractors, vehicles and equipment entering premises for the purposes set forth herein.

No buildings or structures are to be placed within said right of way herein granted without the written consent of the GRANTEE.

This grant is declared to be binding upon the heirs, successors, lessees, licensees and assigns of the parties hereto.

IN WITNESS WHEREOF, the undersigned have hereunto set their hand(s) on the date of this agreement.

Witnesses:

Grantors:

B#92 REG/DEEDS PAID
0001 MAR.15 '91 11:57AM
3450 EMT FEE 2.00

C. George Williams
C. George Williams
LEONA J. WILLIAMS

William F. Hermann III
William F. Hermann III, a single man

*11.00
2.00 EMT
RE*

Prepared by: C. George Williams/lhp
The Detroit Edison Company
30400 Telegraph Road, Suite 277
Birmingham, Mi 48010

Address: 3655 South Hill Road
Milford, Michigan 48042

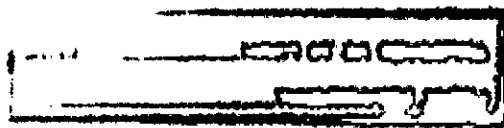
O.K. — LM

APPROVED AS TO FORM 1/7/91 DATE
LEGAL REQUIREMENT

Return on Back

RECORDED RIGHT OF WAY NO. 41616

RETURN TO
J. D. McDONALD
THE DETROIT EDISON COMPANY
30400 TELEGRAPH ROAD, 277 OAKDH
BIRMINGHAM, MICHIGAN 48010



State of Michigan)
) SS:
County of OAKLAND)

On this 4TH day of DECEMBER, 1990, the foregoing instrument was acknowledged before me, a notary public in and for said county by WILLIAM F. HERMANN III, a single man.

C. GEORGE WILLIAMS
Notary Public, Oakland County, MI
My Commission Expires Dec. 2, 1991.

My Commission Expires: _____

C. George Williams
C. George Williams
Notary Public, OAKLAND
County, Michigan

RECORDED RIGHT OF WAY NO. 41616

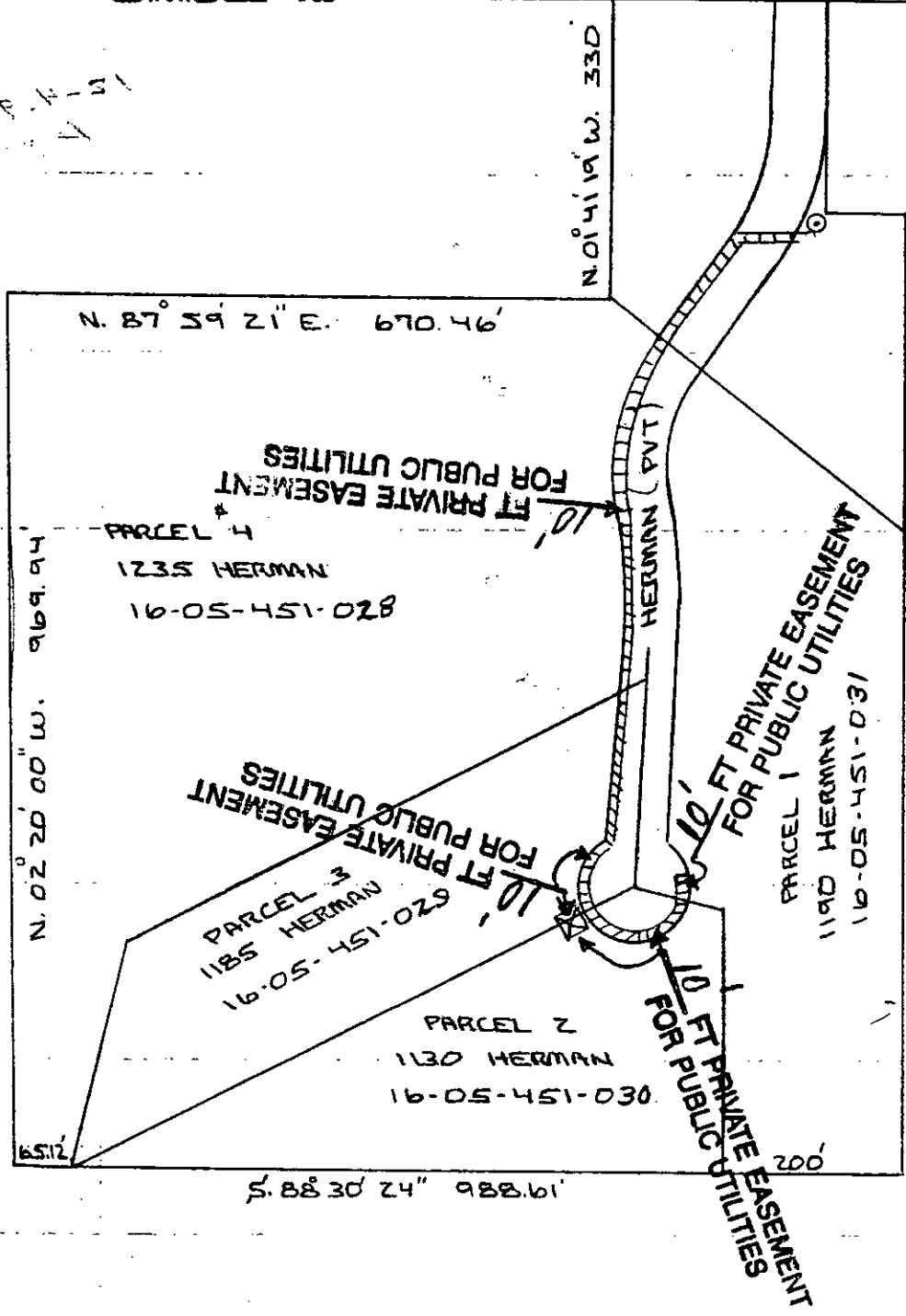
C. GEORGE WILLIAMS
Rural Public Utility Commission
277 Telegraph Road, 277 Oakdale
Birmingham, Alabama 35202

C. GEORGE WILLIAMS

RETURN TO
J. D. McDONALD
THE DETROIT EDISON COMPANY
30400 TELEGRAPH ROAD, 277 OAKDALE
BIRMINGHAM, MICHIGAN 48010

COMMERCE RD.

1778.81'



| | |
|---|-----------------|
| REPORT OF PROPERTIES AND RIGHTS OF WAY DEPARTMENT R/W SECURED AS INDICATED ON THIS SKETCH | PERMITS TO: |
| BY G. GEORGE WILLIAMS | RECORD CENTER 4 |
| DATE 12-4-90 | R/W FILES 1 |
| DATE WANTED | MOB GTE 4 |
| DISTRICT FIELDMAN | ORIGINATOR 4 |
| | TOTAL 4 |

CARNER RD.

RECORDED RIGHT OF WAY NO. 41615

LEGEND

| | |
|--|---------------------|
| | FOREIGN POLE |
| | EXIST D.E. CO. POLE |
| | PROPOSED POLE |
| | EXIST ANCHOR |
| | PROPOSED ANCHOR |
| | TREE |
| | 120/240 VOLT LINE |
| | 4800 VOLT LINE |
| | 13,200 VOLT LINE |
| | 40,000 VOLT LINE |

THE DETROIT EDISON COMPANY-SERVICE PLANNING DEPARTMENT

| | | | |
|---|-------------------|------------------------------------|---|
| CITY OR TOWNSHIP MILFORD | COUNTY OAKLAND | QTR & TWP. SECT. NO. S.E. 1/4 5 | DEPT. ORDER NO. |
| MAP SECT. 1-184-400 | TOWN 2N | RANGE 7E | JOINT R/W REQUIRED YES <input checked="" type="checkbox"/> NO <input type="checkbox"/> |
| PROJECT NAME DC 8828 PAGE | TEL ENGR & DIST. | | R/W NO. 0 1099- |
| CIRCUIT U.G. EASEMENT FOR FUTURE DEVELOPMENT | | | PROJ. OR PART NO. |
| REASON D.M. McLEAN | | | OF.W. S.O. OR P.E. NO. |
| PLANNER 645-4371 | | | BUDGET ITEM NO. |
| | | SCALE 1"=200' | DATE 11-29-90 |

RETURN TO
J. D. McDONALD
THE DETROIT EDISON COMPANY
30400 TELEGRAPH ROAD, 277 OAKDH
BIRMINGHAM, MICHIGAN 48010