

**OVERHEAD EASEMENT (RIGHT OF WAY) NO. R-9105636-01R**

On January 2, 1992, for the consideration of system betterment, Grantor grants to Grantee a permanent overhead easement ("Right of Way") in, on and across a part of Grantor's Land called the "Right of Way Area".

**"Grantor" is:**

Robert W. Lakie and Betsy A. Lakie, 70340 McVicar, Romeo, Michigan 48065, as Titleholders and Camp Land Company, a Michigan Co-Partnership as contract purchasers.

**"Grantee" is:**

The Detroit Edison Company, a Michigan corporation, 2000 Second Avenue, Detroit, Michigan 48226

**"Grantor's Land" is in Bruce Township, Macomb County, Michigan described as:**

See attached "Grantor's Land Description"

RECORDED IN MACOMB COUNTY  
RECORDS AT: 1:46 P M.  
MAR 17 1992

*Edna M. Hill*  
CLERK - REGISTER OF DEEDS  
MACOMB COUNTY, MICHIGAN

**The "Right of Way Area" is a part of Grantor's Land described as:**

See attached Easement Description.

1. Purpose: The purpose of this Right of Way is to construct, reconstruct, modify, add to, operate and maintain overhead utility line facilities consisting of poles, guys, anchors, wires, cables, transformers and accessories.
2. Access: Grantee has the right of access to and from the Right of Way Area.
3. Buildings or other Permanent Structures: No buildings or other permanent structures shall be placed in the Right of Way Area without Grantee's prior written consent.

RECORDED RIGHT OF WAY NO.

42714

11x

EASEMENT DESCRIPTION

LIBER 053640206

A variable width Easement over the above described Grantor's Property, the centerline of said easement being described as:

Commencing at the north 1/4 corner of said section, thence S.00°34'35"W. along the north-south 1/4 line of said section 438.10 feet, thence S.89°25'25"E. 40.86 feet to the centerline of the Clinton River-Romeo Relief Drain, thence along the centerline of said Clinton River-Romeo Relief Drain the following four courses: (1) S.68°23'28"E. 36.77 feet; (2) N.84°22'12"E. 90.96 feet; (3) S.86°45'55"E. 139.65 feet; (4) S.82°31'38"E. 25.13 feet to the point of beginning of the centerline of a 30 feet wide Detroit Edison Company Easement; thence S. 36°47'30" E. 377.63 feet to Point A; thence S.03°07'01"W. 378.29 feet to Point B and a point of change from a 30 feet wide to a 20 feet wide easement; thence S.15°07'53"E. 200.00 feet to Point C; thence southerly on a line approximately parallel to and 580' East of the centerline of McVicar Road to the southerly line of the above described Grantor's Land Description. Also, three guywire easements 6' wide and 50' long beginning at:

Point A and proceeding N.73°09'46"E; and at  
Point B and proceeding S84°19'04"W; and at  
Point C and proceeding N67°16'30"E.

Grantor's Land Description:

That part of the following described 64 Acre parcel located South of East Pond Creek: (AKA the Clinton River-Romeo Relief Drain)

Beginning at the N.1/4 corner of Sec.35, T5N, R 12E  
th. S00°34'35"W. 1727.58' along the N-S1/4 line;  
th. S89°25'51"E. 200';  
th. S00°34'35"W. 175';  
th. S89°25'31"E. 1756.91';  
th. N00°15'30"E. 569.10' along the W. line of the Detroit Edison Corridor;  
th. S89°31'54"W. 634.34' along the S. line of the NE1/4 of the NE1/4 of Sec.35;  
th. N00°20'51"E. 1395.15' along the W. line of the NE1/4 of the NE1/4 to the N. Sec. line;  
th. S88°23' W. 1314.9' to the point of beginning, except a parcel beginning at the N 1/4 corner of Sec. 35, thence along the N. Sec. line 438.37';  
th. S 33'; th. SWLY 372.42' along a curve to the left (Radius = 417');  
th. SWLY 266.17' along a curve to left (Radius 384');  
th. N88°30'W. 66' to the centerline of McVicar Rd;  
th. N01°-30'E. along said centerline to Point of Beginning.

RECORDED RIGHT OF WAY NO. 42714

- 4. Trees, Bushes, Branches or Roots: Grantee may trim, cut down, remove or otherwise control any trees, bushes, branches or roots in the Right of Way Area (or that could grow into the Right of Way Area) that Grantee believes could interfere with the safe and reliable construction, operation and maintenance of Grantee's facilities.
- 5. Restoration: If Grantee's employees, contractors, vehicles or equipment damage Grantor's Land while entering Grantor's Land for the purposes stated in this Right of Way, then Grantee shall restore Grantor's Land as nearly as can be to its original condition.
- 6. Successors: This Right of Way runs with the land and binds and benefits Grantor's and Grantee's successors, lessees, licensees and assigns.

Witnesses:(type or print name under signature)

Grantor:(type or print name under signature)

Evelyn Marcath  
Evelyn MARCATH

Robert W. Lakie  
Robert W. Lakie

Delmar McDaniel  
DELMAR McDaniel

Betsy Ann Lakie  
Betsy A. Lakie, wife  
CAMP LAND CO., a Michigan Co-partnership

Michael J. McCabe  
MICHAEL J. McCABE

Vernon B. Spalding  
by VERNON B. SPALDING, Co-partner

Robert J. Burcar  
ROBERT J. BURCAR

Pasquale R. Acciavatti  
by PASQUALE R. ACCIAVATTI, Co-partner

RECORDED RIGHT OF WAY NO. 48714

Acknowledged before me in Macomb County, Michigan, on Jan. 2, 1992 by Robert W. Lakie and Betsy A. Lakie, his wife.

DIANE M. KOLTRON  
Notary Public, Macomb County, Michigan  
My Commission Expires: October 5, 1992

Notary's Stamp \_\_\_\_\_ Notary's Signature Diane M. Koltron  
Prepared by and Return to: DIANE M. KOLTRON

Acknowledged before me in Macomb County, Michigan, on January 2, 1992, by Vernon B. Spalding and Pasquale R. Acciavatti, Partners for Camp Land Company, a Michigan Co-Partnership.

Notary's Stamp MICHAEL J. McCABE  
Notary Public, Macomb County, MI  
My Commission Expires Mar. 9, 1992 Notary's Signature Michael J. McCabe

Prepared by and Return to: Michael J. McCabe, 15600 19 Mile Rd, Mt. Clemens, Mi 48044

APPROVED AS TO FORM 3/16/92 DATE  
LEGAL DEPARTMENT [Signature]

APPLICATION FOR RIGHT OF WAY

DE 963-081, 5-7455 (MS 80)

PLEASE SECURE RIGHT OF WAY AS FOLLOWS:

DATE March 19, 1992

LOCATION East of McVickers between Gates  
and 33 Mile Road

APPLICATION NO. R-9105636-01R

DEPT. ORDER NO. A-66274

CITY OR VILLAGE \_\_\_\_\_

O. F. W. NO. \_\_\_\_\_

TOWNSHIP Bruce COUNTY Macomb

BUDGET ITEM NO. \_\_\_\_\_

DATE BY WHICH RIGHT OF WAY IS WANTED 3-25-92

INQUIRY NO. \_\_\_\_\_

THIS R/W IS 100 % OF TOTAL PROJECT NO. \_\_\_\_\_ ACCUM. \_\_\_\_\_ %

JOINT RIGHT OF WAY REQUIRED YES  NO

NOTE: Identify on print or sketch the subdivisions as to section location and liber and page.

KIND AND DESCRIPTION OF RIGHT OF WAY REQUESTED 40 KV recorded R/W crossing a proposed 20 Acre  
subdivision entitled Camelot Sub. on Part of the 64 Acre Lakie property  
in the N. 1/4 of Sec. 35.

PURPOSE OF RIGHT OF WAY For partial re-location of 40K R/W.

RECORDED RIGHT OF WAY NO. 42714

SIGNED R. J. Burcar

Shelby Service Center

Service Planning

OFFICE

DEPARTMENT

REPORT OF REAL ESTATE AND RIGHTS OF WAY DEPT.

R/W secured as requested

PERMITS IN RECORD CENTER 1 R.E. & R/W DEPT. FILE 1 GRANTOR 1

NO. OF PERMITS 1 NO. OF STRUCTURES \_\_\_\_\_ NO. OF MILES \_\_\_\_\_ PERMITS TO MBT \_\_\_\_\_

DATE 4-6-92 SIGNED Michael McCabe

EASEMENT VERIFICATION  
 SEC. 35 BRUCE TWP MACOMB 'D.

FIELD CHECKED  
 1-31-92



EXISTING  
 POLE  
 LOCATION

NORTH 1/4 CORNER SEC. 35  
 T. 5 N. R. 12 E  
 BRUCE TOWNSHIP

R. / W. NO.  
 R-9105636-01R

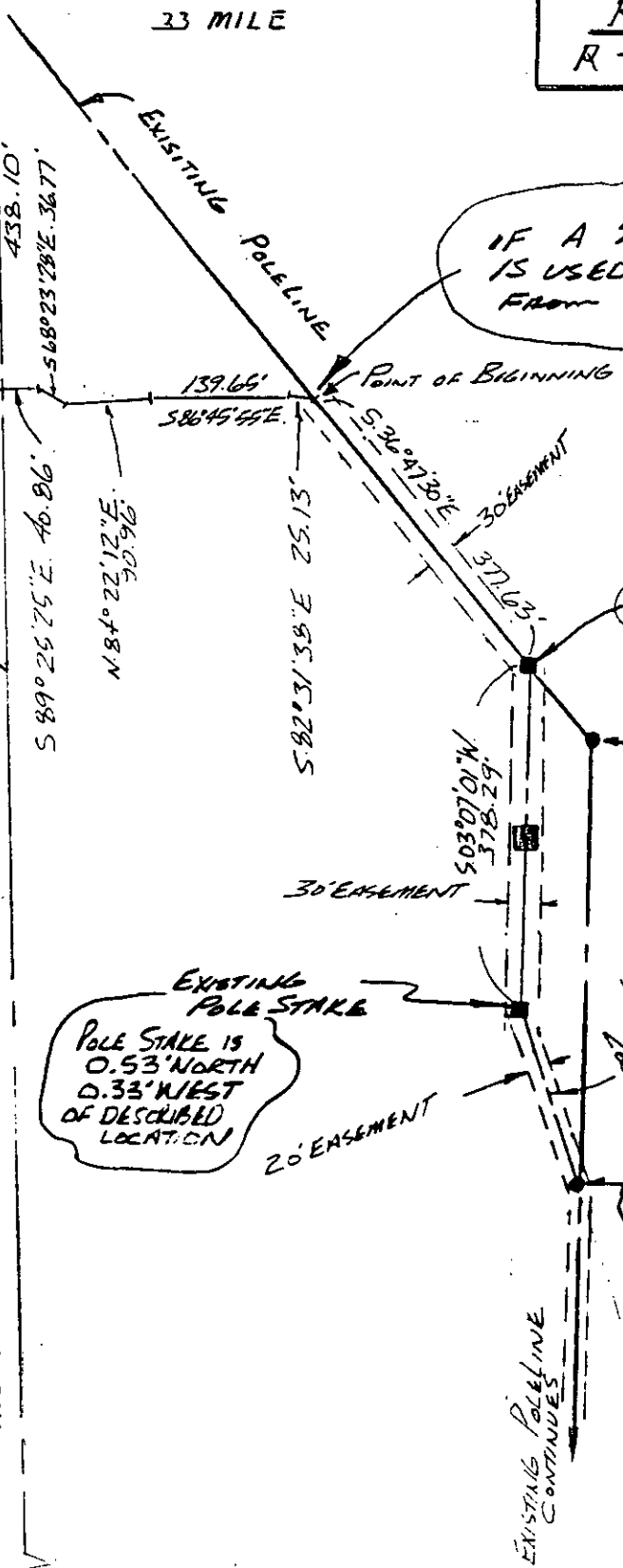
23 MILE

5.00° 34' 35" W.  
 438.10'  
 5.89° 25' 25" E. 46.86'  
 N 84° 22' 12" E. 30.96'  
 5.82° 31' 38" E. 25.13'  
 5.36° 41' 30" E. 37.63'  
 5.03° 07' 01" W. 378.29'  
 5.15° 07' 53" E.  
 200° 00'

NORTH - SOUTH 1/4 LINE

MC VICKERS

GATES



IF A STRAIGHT LINE BETWEEN EXISTING POLES IS USED AND THE DISTANCE OF 377.63 FEET FROM THE POLE STAKE IS USED THE P.O.B. WOULD BE 0.08' SOUTH AND 0.71' WEST OF THE DESCRIBED LOCATION

EXISTING POLE STAKE 0.47' NORTH 0.04' EAST OF EASEMENT DESCRIBED LOCATION

EXISTING POLE STAKE POLE STAKE IS 0.53' NORTH 0.33' WEST OF DESCRIBED LOCATION

EXISTING POLE THE EXISTING POLE IS 0.69' NORTH AND 0.25' EAST OF DESCRIBED EASEMENT LOCATION

RECORDED RIGHT OF WAY NO. 42717