

OVERHEAD & UNDERGROUND EASEMENT (RIGHT OF WAY) # R-9202958-R1

On June 15, 1992, for the consideration of system betterment, Grantor grants to Grantee a permanent overhead and underground easement ("Right of Way") in, on and across a part of Grantor's Land called the "Right of Way Area".

"Grantor" is:

Michael D. Cranick and Shelly L. Cranick, husband and wife, also Richard Rhein and Janet Rhein, husband and wife, 2003 Gray Road, Lapeer, Michigan 48446

"Grantee" is:

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

"Grantor's Land" is in Elba Township, Lapeer County, described as:

Part of the Southwest quarter of Section 2, T7N-R9E, described as beginning at a point on the West section line that is South 01°00'39" West 1344.00 feet from the West quarter corner of Section 2; thence continuing along said West section line, South 01°00'39" West 205.00 feet; thence South 88°19'05" East 990.00 feet; thence North 01°00'39" East 205.00 feet; thence North 88°19'05" West 990.00 feet to the point of beginning.

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

The Northerly six feet of the Westerly 290 feet of the grantor's land.

- 1. Purpose:** The purpose of this Right of Way is to construct, reconstruct, modify, add to, operate and maintain overhead and underground utility line facilities consisting of poles, guys, anchors, wires, manholes, conduits, pipes, 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.
- 4. Excavation:** As required by Public Act 53 of 1974, MISS DIG must be called on 1-800-482-7171 before anyone excavates in the Right of Way Area.
- 5. Trees, Bushes, Branches, Roots, Structures and Fences:** Grantee may trim, cut down, remove or otherwise control any trees, bushes, branches and roots in the Right of Way Area (or that could grow into the Right of Way Area) and remove structures and fences in the Right of Way Area that Grantee believes could interfere with the safe and reliable construction, operation and maintenance of Grantee's facilities. No trees, plant life, structures and fences shall be planted, grown or installed within 8 feet of the front door and within 2 feet of the other sides of transformers and switching cabinet enclosures. Grantee shall not be responsible to Grantor for damages to or removal of trees, plant life, structures and fences placed in front of transformer doors.
- 6. 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.
- 7. Successors:** This Right of Way runs with the land and binds and benefits Grantor's and Grantee's successors, lessees, licenses and assigns.

RECORDED RIGHT OF WAY NO. 43438

Witnesses: (type or print name below signature)

Grantor: (type or print name below signature)

Tony Adelini
Tony Adelini

Michael D. Cranick
Michael D. Cranick
Shelly L. Cranick
Shelly L. Cranick, his wife

Joseph M. Heilig
Joseph M. Heilig

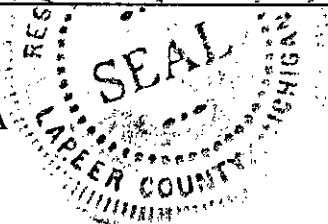
Richard Rhein
Richard Rhein

Melissa Miles

Janet Rhein
Janet Rhein, his wife

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LIBER NO. 767 PAGE NO. 468
REGISTER OF DEEDS
LAPPEER COUNTY, MICHIGAN



Appendix A

Acknowledged before me in Lapeer County, Michigan, on June 15, 1992 by Richard Rhein and Janet Rhein, husband and wife.

TULIO ADELINI
Notary Public, Lapeer County, MI
My Commission Expires Feb. 6, 1994

Notary's Stamp _____ Notary's Signature Tulio Adelini
(Notary's name, county and date commission expires) Tulio Adelini

Acknowledged before me in Lapeer County, Michigan, on June 15, 1992 by Michael D. Cranick and Shelly L. Cranick, husband and wife.

TULIO ADELINI
Notary Public, Lapeer County, MI
My Commission Expires Feb. 6, 1994

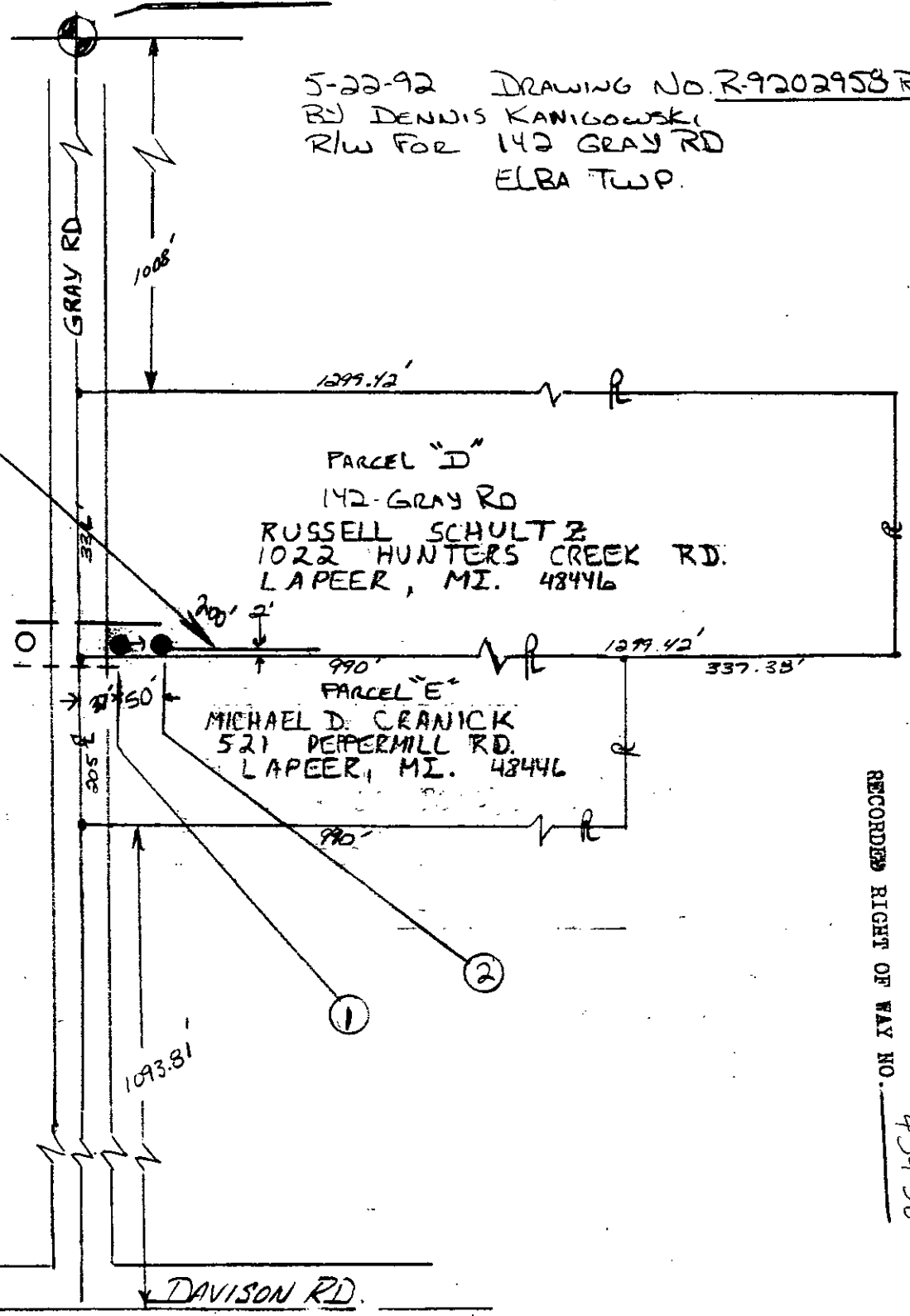
Notary's Stamp _____ Notary's Signature Tulio Adelini
(Notary's name, county and date commission expires) Tulio Adelini

RECORDED RIGHT OF WAY NO. 43438

APPROVED AS TO FORM 8/6/92 DATE
LEGAL DEPARTMENT [Signature]

5-22-92 DRAWING NO. R-9202958 R-1
 RJ DENNIS KANIGOWSKI
 R/W FOR 142 GRAY RD
 ELBA TWP.

CENTERLINE OF 12 FOOT WIDE EASEMENT
 Note: The easement centerline may vary if field construction problems arise. Therefore, for the as-installed easement centerline call 1-800-482-7171 (Miss Dig).



RECORDED RIGHT OF WAY NO. 43438

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	COUNTY	QTR. & TWP. SECT. NO.	DEPT. ORDER NO.
MAP SECT.	TOWN	RANGE	JOINT R/W REQUIRED YES <input type="checkbox"/> NO <input type="checkbox"/>
PROJECT NAME	TEL ENG'R & DIST.		PROJ. OR PART NO.
CIRCUIT			O.F.W. S.O. OR P.E. NO.
REASON			BUDGET ITEM NO.
PLANNER	SCALE		DATE