

UNDERGROUND EASEMENT (RIGHT OF WAY) NO. R-9204584-01

On 10/2, 1992, for the consideration of system betterment, Grantor grants to Grantee a permanent underground easement ("Right of Way") in, on and across a part of Grantor's Land called the "Right of Way Area".

"Grantor" is:

Thomas J. St. Dennis and Julia Lynn St. Dennis, Husband and Wife, 3006 White Oak Beach, Highlands, Michigan, 48356

"Grantee" is:

The Detroit Edison Company, a Michigan corporation, 2000 Second Avenue, Detroit, Michigan 48226
Michigan Bell Telephone Company, a Michigan corporation, 444 Michigan Avenue, Detroit, Michigan 48226

"Grantor's Land" is in Independence Township, Oakland County, described as:

Section 21, T4N, R9E, part of Southwest 1/4 of Southeast 1/4 beginning at point dist South 89°55'25" East 561.94 feet and North 00°07'10" East 200 feet from South 1/4 corner, thence North 00°07'10" East 25 feet, thence North 89°52'50" West 30 feet, thence along curve to left, RAD 230 feet, chord bears North 30°41'25" West 235.61 feet, dist of 247.36 feet, thence North 80°39'26" East 254.13 feet, thence South 00°07'10" West 269.06 feet, thence North 89°55'25" West 100 feet to beginning. 0.94 Acres - Sidwell No: 08-21-400-037 - Parcel D

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

Shown on the attached Right of Way Sketch No. R-9204584-01, dated July 24, 1992. The right of way is ten (10) feet in width.

- Purpose:** The purpose of this Right of Way is to construct, reconstruct, modify, add to, operate and maintain underground utility line facilities consisting of poles, guys, anchors, wires, manholes, conduits, pipes, cables, transformers and accessories.
- Access:** Grantee has the right of access to and from the Right of Way Area.
- 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.
- 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.
- 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.
- 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.
- Successors:** This Right of Way runs with the land and binds and benefits Grantor's and Grantee's successors, lessees, licensees and assigns.

RECORDED RIGHT OF WAY NO. 44137

Witnesses: (type or print name below signature)

Witness signatures: Robert J. Wolfe, Sara Wolfe

Grantor: (type or print name below signature)

Grantor signatures: Thomas J. St. Dennis, Julia Lynn St. Dennis. Includes recording stamp: #92 REG/DEEDS PAID 0001 JAN.05.93 11:13AM

Acknowledged before me in Oakland County, Michigan, on October 2, 1992 by Thomas J. St. Dennis and Julia Lynn St. Dennis, Husband and Wife.

O.K. - LM

Notary's Stamp: MICHAEL J. WRIGHTMAN, OAKLAND Notary's Signature: Michael J. Wrightman

Prepared by and Returned to: James D. McDonald, 30400 Telegraph Road, Suite 222, Birmingham, Michigan 48025/avm. MY COMMISSION EXPIRES 5/28/96

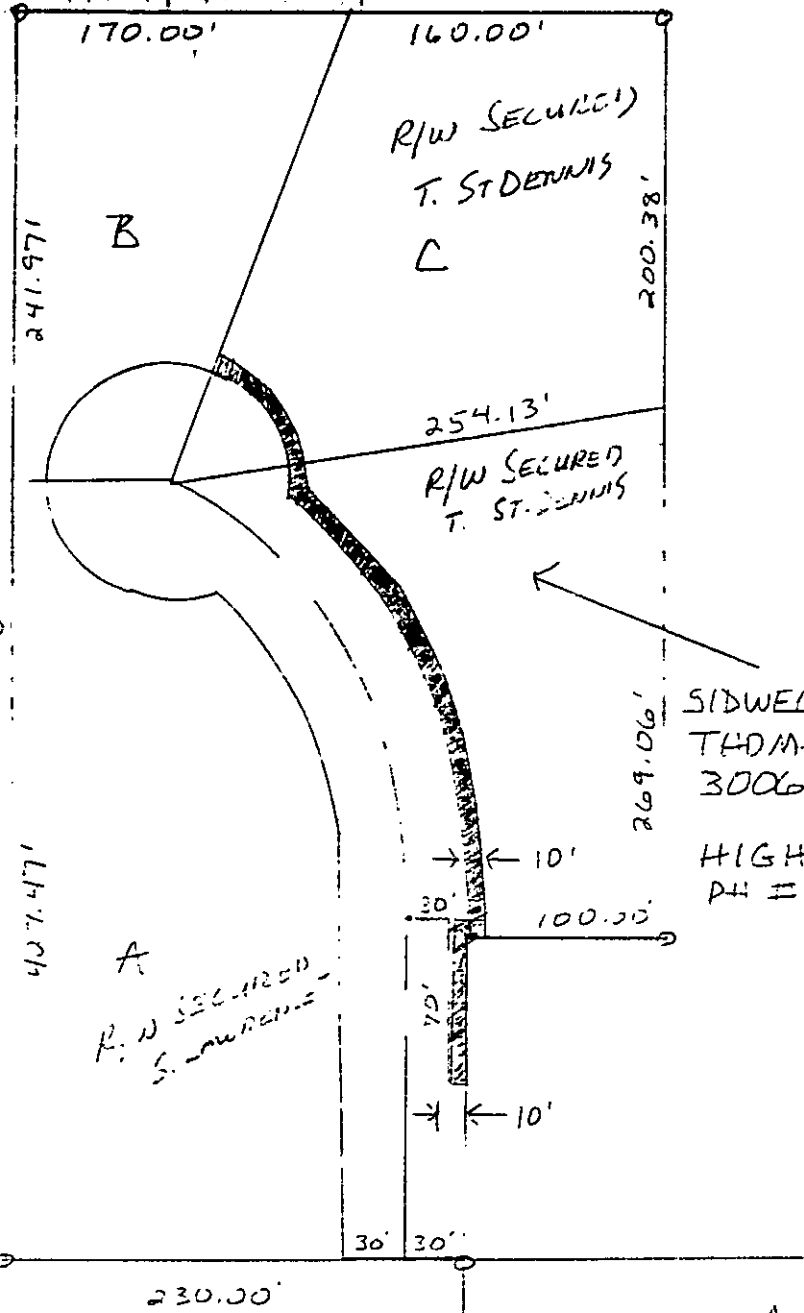
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Attn: Terry L. Benedict
THE DETROIT EDISON COMPANY
1970 ORCHARD LAKE ROAD
SYLVAN LAKE, MI 48320
PSC Clerk

SECURE 10' EASEMENT FOR UNDERGROUND EXTENSION

MRT J.U. MEMO # J9204584-03



SIDWELL # 08-21-400-010
 THOMAS ST. DENNIS
 3006 WHITE OAK BEACH
 HIGHLAND, MI 48356
 PH # 673-1996

RECORDED RIGHT OF WAY NO. 44137

S.E. COR.
 SEC. 21
 T. 4N R. 9E

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 <u>Independence</u>	COUNTY <u>Oakland</u>	QTR. & TWP. SECT. NO. <u>21 E. 42</u>	DEPT. ORDER NO. <u>A64109</u>
MAP SECT. <u>1-250-450</u>	TOWN <u>4N</u>	RANGE <u>9E</u>	JOINT R/W REQUIRED YES <input type="checkbox"/> NO <input type="checkbox"/>
PROJECT NAME <u>U.G. Easement Request</u>		TEL. ENGR & DIST.	R/W NO. <u>R9204584-01</u>
CIRCUIT <u>8128 CLKSN</u>			PROJ. OR PART NO.
REASON <u>U.G. Easement Request</u>			Q.F.W. SO. OR P.E. NO.
PLANNER <u>P. Hennessy</u>			BUDGET ITEM NO.
		SCALE <u>1" = 100'</u>	DATE <u>7/24/92</u>

THE DETROIT EDISON COMPANY
1970 ORCHARD LAKE ROAD
SYLVAN LAKE, MI 48320

PSC Clerk