

UNDERGROUND EASEMENT (RIGHT OF WAY) NO.

R-9202799-1MR

On 11-18, 1992, for the consideration of system betterment, Grantor grants to Grantee a permanent underground easement ("Right of Way") in, on and across a part

"Grantor" is:

Amoco Oil Company, 30230 Orchard Lake Road, Farmington Hills, MI 48334-2233

"Grantee" is:

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

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

Land in the Northeast 1/4 of Section 23, Town 3 North, Range 13 East, described as: Beginning at the Northeast corner of Section 23; thence South 269.74 feet along the center of North Avenue; thence South 89 degrees 44 minutes West 322.2 feet; thence North 271.02 feet; thence North 89 degrees 56 minutes East 322.2 feet along the center of 23 Mile Road to the point of beginning.

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

A ten (10) foot wide easement as shown on drawing R-9202799-1MR attached hereto.

1. **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.
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, licensees and assigns.

RECORDED RIGHT OF WAY NO. 24152

Witnesses:(type or print name below signature)

Grantor:(type or print name below signature)

x Barbara Bernard
BARBARA BERNARD

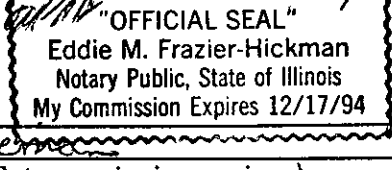
AMOCO OIL COMPANY
a Maryland Corporation

x Andre Jackson
Andre JACKSON

BY: DW

D.W. Johnson
Real Estate Manager (West)
County, Michigan, on 18th

Acknowledged before me in Cook County, Illinois, on 18th November, 1992, by D.W. Johnson, REAL ESTATE MANAGER (WEST) AMOCO OIL COMPANY to MARYLAND CORP.



Notary's Stamp
Eddie M. Frazier-Hickman
(Notary's name, county and date commission expires)

Notary's Signature _____

Prepared by and Return to: Michael J. McCabe, 15600 19 Mile Road, Clinton Twp, MI 48038

Approved As To Form
By ALJ

RECORDED IN MACOMB COUNTY
RECORDS AT: 10:37 A.M.

JAN - 8 1993

Caronella
CLERK - REGISTER OF DEEDS
MACOMB COUNTY, MICHIGAN

RECORDED RIGHT OF WAY NO. 44152

APPROVED AS TO FORM 12/3/92 DATE
LEGAL DEPARTMENT 9/1/92

APPLICATION FOR RIGHT OF WAY

DE 963-0811 5-7455 (MS 80)

PLEASE SECURE RIGHT OF WAY AS FOLLOWS:

DATE 10-29-92

LOCATION 22980 23¹/2 MILE RD

APPLICATION NO. _____

CITY OR VILLAGE MT. CLEMENS

DEPT. ORDER NO. A-74344

TOWNSHIP MACOMB COUNTY MACOMB

O. F. W. NO. R-9202799-1MR

DATE BY WHICH RIGHT OF WAY IS WANTED 11-20-92

BUDGET ITEM NO. 2MBOB-MPB

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

INQUIRY NO. _____

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 UNDERGROUND DISTRIBUTION

PURPOSE OF RIGHT OF WAY TO SERVE 22980 23 MILE RD & OTHER CUSTOMERS

SIGNED J. B. Poelund

OFFICE _____ DEPARTMENT _____

REPORT OF REAL ESTATE AND RIGHTS OF WAY DEPT.

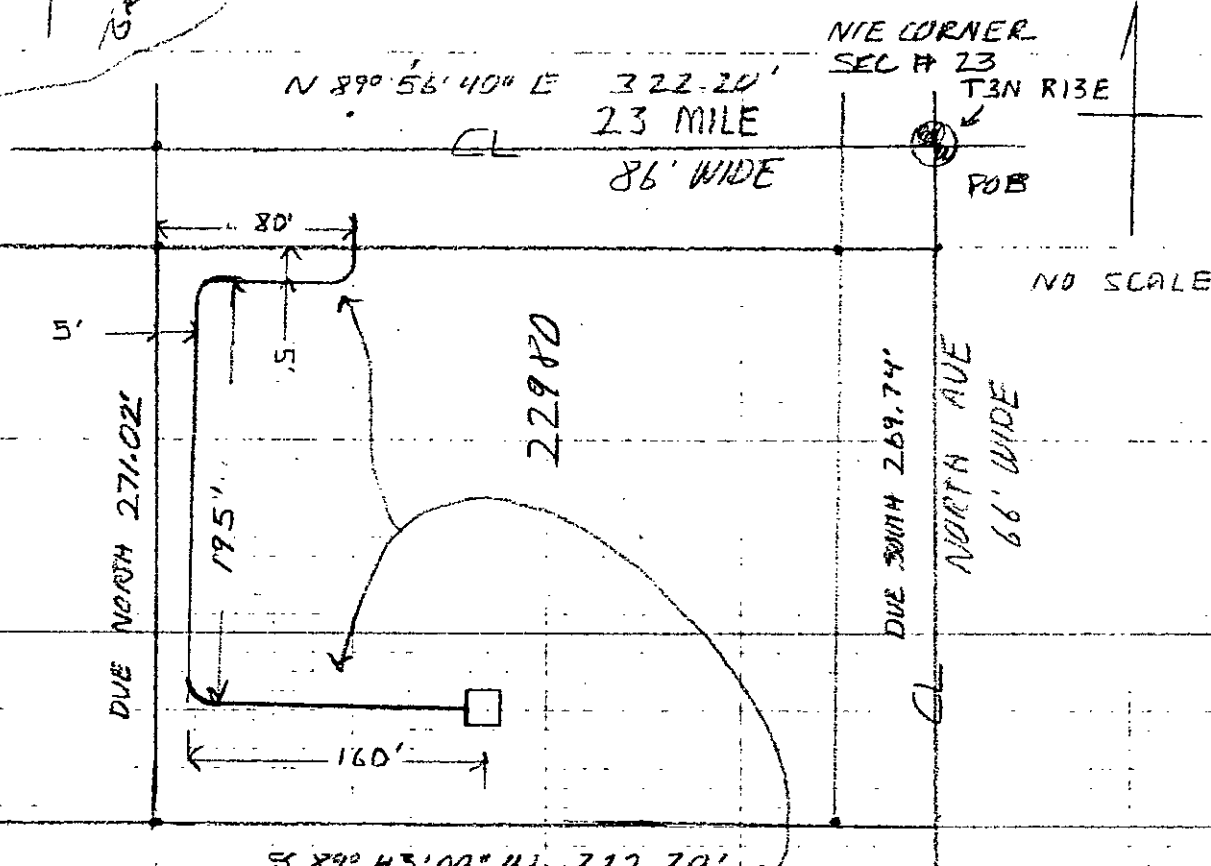
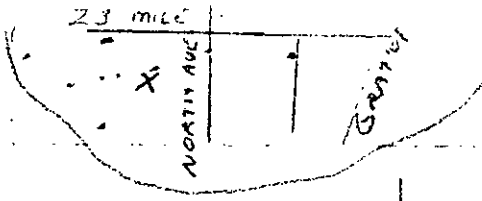
R/W secured as requested

RECORDED RIGHT OF WAY NO. 44152

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

NO. OF PERMITS _____ NO. OF STRUCTURES _____ NO. OF MILES _____ PERMITS TO MBT _____

DATE 2-24-93 SIGNED Michael W. Cole



CENTERLINE OF 10 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).

DRAWING R-9202799-1MR

AMOCO OIL CO.
KENNETH STOLL
30230 ORCHARD LAKE RD
FARMINGTO HILLS MI 48334-2233
313-539-1324

RECORDED RIGHT OF WAY NO. 44152