

UNDERGROUND EASEMENT (RIGHT OF WAY) NO. R-9207782-01

On NOV 24TH, 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:

G.M.P. Inc., a Michigan corporation, 2085 Crooks Road, Rochester Hills, Michigan 48309

"Grantee" is:

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

"Grantor's Land" is in Rochester Hills City, Oakland County, Michigan described as:

Section 28, T3N, R11E, part of Northwest 1/4 beginning at point distant South 01°15'30" West 442.53 feet from Northwest section corner, thence South 01°15'30" West 180 feet, thence East 546.32 feet, thence North 00°02'00" West 181.29 feet, thence West 542.26 feet to beginning. 2.25 Acres - Sidwell No: 15-28-102-002


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


The North 10 feet of the South 18 feet of the East 265 feet of the West 305 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 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. 44397

Witnesses:(type or print name below signature)


 STEVEN L. PAGE
 Terry L. Benedict
TERRY L. BENEDICT

Grantor:(type or print name below signature) 1.00
2.00 RME
 G.M.P. INC.
 A Michigan Corporation
 BY: 
 GARY PIOTRKOWSKI
 ITS: PRESIDENT

Acknowledged before me in DAKLAND County, Michigan, on NOVEMBER 24TH, 1992
 by GARY PIOTRKOWSKI, the PRESIDENT for G.M.P. Inc., a Michigan corporation, for
 the corporation.

TERRY L. BENEDICT
 Notary Public, Oakland County, MI
 My Commission Expires June 17, 1996

Notary's Signature Terry L. Benedict

Prepared by and ~~Return to~~: Terry L. Benedict, 1970 Orchard Lake Road, Sylvan Lake, Michigan 48320/avm.

Return-over

O.K. - TS

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RETURN TO:
TERRY L. BENEDICT
THE DETROIT EDISON COMPANY
1970 ORCHARD LAKE ROAD
SYLVAN LAKE, MI 48320

APPROVED AS TO FORM 11/25/92 DATE
LEGAL DEPARTMENT GIRMA

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