

UNDERGROUND EASEMENT (RIGHT OF WAY) NO. R-9208621-01

On 11-20, 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:

Joseph P. Salome and Beverly A. Salome, Husband and Wife, P.O. Box 81352, Rochester, Michigan 48308

"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
United Artist of Oakland County, Inc., a Michigan corporation, 4500 Delemere, Royal Oak, Michigan 48073

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

Section 34, T4N, R11E, part of Northeast 1/4 beginning at point distant North 00°20'53" West 1837.95 feet and North 00°20'10" West 365.36 feet and North 00°13'17" West 788.03 feet from South 1/4 corner, thence North 00°13'17" West 500 feet, thence South 85°37'03" East 471.35 feet, thence South 45°15'00" West 659.05 feet to beginning. 2.69 Acres - Sidwell No: 10-34-251-004

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

The South 10 feet of the North 40 feet of the West 180 feet of the East 250 feet of the Grantor's Land.

- 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. 44421

Witnesses: (type or print name below signature)

Grantor: (type or print name below signature)

Thomas Paganos
THOMAS PAGANOS

Laura Graziani
LAURA GRAZIANI

Joseph P. Salome
Joseph P. Salome

Beverly A. Salome
Beverly A. Salome

#36 REG/DEEDS PAID
0001 MAR.16'93 12:36PM
#722 MISS DIG FEE 2.00
7.00
2.00 RMT

Acknowledged before me in Macomb County, Michigan, on 11-20, 1992 by Joseph P. Salome and Beverly A. Salome, Husband and Wife.

Notary's Stamp
J. THOMAS PAGANES
NOTARY PUBLIC, MACOMB COUNTY, MICH
MY COMMISSION EXPIRES 09-21-96
(Notary's name, county and date commission expires)

Notary's Signature
[Signature]

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

O.K. - TS

Return Over

APPROVED AS TO FORM 12/15/92 DATE
LEGAL DEPARTMENT [Signature]

RECORDED RIGHT OF WAY NO. 44420 + 44421