

UNDERGROUND EASEMENT (RIGHT OF WAY) NO. R-9401826

On 6/28, 1994, 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:

Frederick M. Kamradt and Michelle L. Kamradt, husband and wife, 696 Rolling Hills Ln., Apt. 1, Lapeer, Michigan 48446

"Grantee" is:

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

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

PARCEL 1B: Part of the Southwest 1/4 of Section 16, T6N-R9E, described as: Beginning at a point on the East-West 1/4 line of said Section 16 that is South 89°46'14" East 1658.40 feet from the West 1/4 corner of said Section 16; thence extending along said 1/4 line, South 89°46'14" East 332.39 feet; thence South 1320.00 feet; thence North 89°46'14" West 334.61 feet; thence North 00°05'47" East 1320.00 feet to the point of beginning.

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

A 20 ft. wide easement all in accordance with Detroit Edison Exhibit "A" which is attached to and made a part hereof.

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. 46116

Witnesses: (type or print name below signature)

Grantor: (type or print name below signature)

RECEIVED FOR RECORD

Matthew R. Holmes
MATTHEW R. HOLMES

Frederick M. Kamradt
FREDERICK M. KAMRADT

LIBER NO. 813 PAGE NO. 9-10

Ronald J. Monahan
RONALD J. MONAHAN

REGISTER OF DEEDS
LAPPEER COUNTY, MICHIGAN

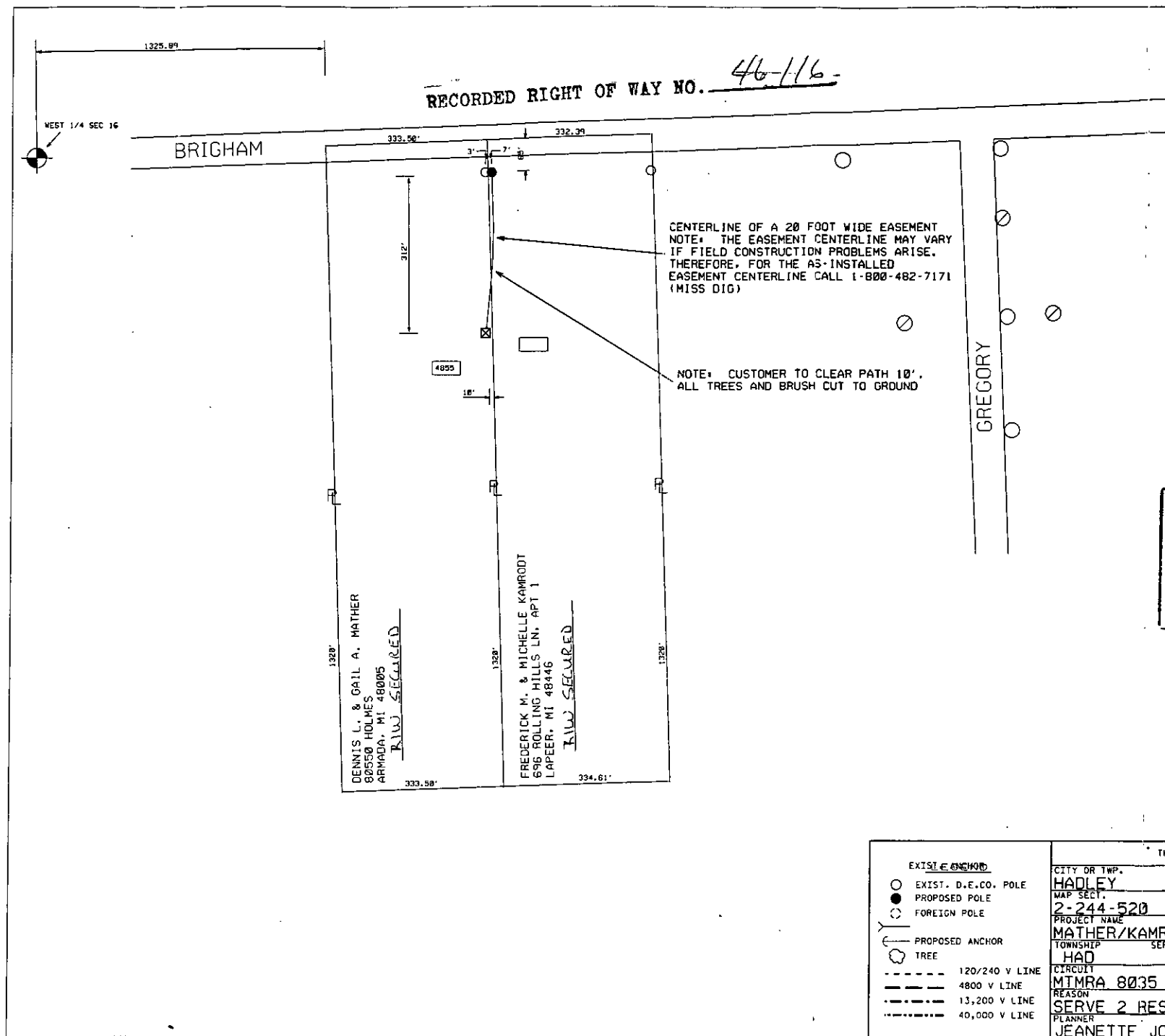
Michelle L. Kamradt
MICHELLE L. KAMRADT, HIS WIFE

Acknowledged before me in Macomb County, Michigan, on June 28, 1994 by Frederick M. Kamradt and Michelle L. Kamradt, husband and wife.

Notary's Stamp DEBORA A. DEAKIN
NOTARY PUBLIC - MACOMB COUNTY, MICH.
MY COMMISSION EXPIRES 10-01-96

Notary's Signature Debora A. Deakin

APPROVED AS TO FORM 8/12/99 DATE
LEGAL DEPARTMENT [Signature]



REPORT OF PROPERTIES AND RIGHTS OF WAY DEPARTMENT INDICATED ON THIS MAP		PERMITS TO:	
BY: <u>Jones</u>	DATE: <u>8/18/94</u>	REGOR CENTER	<u>2</u>
DATE WANTED:	DISTRICT FIELDMAN: <u>Bjork</u>	R/W FILES	<u>002</u>
		MBI	<u>2</u>
		ORIGINATOR	<u>2</u>
		TOTAL	<u>2</u>

EXHIBIT 'A'

JPL 9401826

THE DETROIT EDISON COMPANY-SERVICE PLANNING DEPARTMENT									
CITY OR TWP. HADLEY		COUNTY LAPEER		TWP SEC QTR SW 16	DEPT. ORDER NO. A-				
MAP SECT. 2-244-520		TOWN	RANGE	JOINT R/W REQ'D	R/W NO.				
PROJECT NAME MATHER/KAMRODT		TEL. ENGR. & DIST.							
TOWNSHIP HAD	SERVICE CENTER LAP	COMP. CODE UC	MAILING CITY GDR	CATV MEMO#					
CIRCUIT MIMRA 8035		O.F.W.							
REASON SERVE 2 RESIDENCES BRIGHAM RD		BUDGET ITEM NO. 4MLOA-MAC							
PLANNER JEANETTE JONES		DATE							
SCALE 1" = 200'									

- EXIST. ENGR'D**
- EXIST. D.E.CO. POLE
 - PROPOSED POLE
 - FOREIGN POLE
 - PROPOSED ANCHOR
 - TREE
- VOLTAGE ---**
- 120/240 V LINE
 - 4800 V LINE
 - 13,200 V LINE
 - 40,000 V LINE

The Grantor(s)

Jane A. Hutson

4371 Gregory Rd., Goodrich, MI 48438

whose address is

convey(s) and warrant(s) to

Frederick M. Kamradt, Jr. and Michelle L. Kamradt, his

whose address is

789 Vivian Lane, Oxford, MI 48371

wife

the following described premises situated in the Township

of Hadley County of Lapeer

and State of Michigan:

PARCEL 18: Part of the Southwest quarter of Section 16, T6N, R9E, Hadley Township, Lapeer County, Michigan, described as beginning at a point on the East-West quarter line of said Section 16 that is South 89°46'14" East 1658.40 feet from the West quarter corner of said Section 16; thence extending along said quarter line, South 89°46'14" East 332.39 feet; thence South 1320.00 feet; thence North 89°46'14" West 334.61 feet; thence North 00°05'47" East 1320.00 feet to the point of beginning.

for the sum of Forty Nine Thousand Five Hundred and 00/100 Dollars (\$49,500.00)

subject to easements and building and use restrictions of record and further subject to

Dated this 28th day of March

19 94

Signed in presence of:

Signed by:

Beverly J. Tedesco
BEVERLY J. TEDESCO
Carol A. Warkoczna
CAROL A. WARKOCZNA

Jane A. Hutson
Jane A. Hutson

FIRST AMERICAN TITLE INSURANCE COMPANY

STATE OF MICHIGAN } ss.
COUNTY OF Lapeer

The foregoing instrument was acknowledged before me this 28th day of March 19 94 by Jane A. Hutson

Noreen K. Wiggins
Noreen K. Wiggins
Notary Public, Lapeer County, Michigan
My commission expires: 7/10/95

County Treasurer of Lapeer County, Michigan
I hereby certify that there are no tax liens or taxes held by the State of any individual against the within description, and all taxes on same are paid for five years previous to the date of this instrument as appears by the records in my office.
County Treasurer

City Treasurer's Certificate
STATE OF MICHIGAN REAL ESTATE TRANSFER TAX
Dept. of Taxation
P.B. 10570
5 4 4 5

When Recorded Return To:
Quaker Realty, Inc.
3778 S. Lapeer Rd.
Metamora, MI 48455

Send Subsequent Tax Bills To:

Drafted By:
S. Hendrickson
3778 S. Lapeer Rd.
Metamora, MI 48455

Tax Parcel # 44-010-016-030-10 Recording Fee Transfer Tax

TYPE OR PRINT NAMES UNDER SIGNATURES

47-080-023

RECEIVED FOR RECORD
94 MAR 31 PM 2:25
LIBER 50 PAGE 915
Melissa Hilas
RECORDS SECTION
LAPEER COUNTY, MICHIGAN

MAKE YOUR REAL ESTATE TRANSFERS SAFE BY USING FIRST AMERICAN TITLE INSURANCE COMPANY

RECORDED RIGHT OF WAY NO. 46116