

**OVERHEAD EASEMENT (RIGHT OF WAY) NO. R-9400713**

On SEPTEMBER 20, 1994, for the consideration of system betterment, Grantor grants to Grantee a permanent overhead easement ("Right of Way") in, on and across a part of Grantor's Land called the "Right of Way Area".

**"Grantor" is:**

Donald Bochenek, a single man, 58550 Ray Center Road, New Haven, Michigan 48015

**"Grantee" is:**

The Detroit Edison Company, a Michigan corporation, 2000 Second Avenue, Detroit, Michigan 48226  
Ameritech, a Michigan Corporation, 444 Michigan Avenue, Detroit, Michigan 48226

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

Part of the Northwest 1/4 of Section 35, Ray Township, Macomb County, Michigan, described as: Commencing at the Northwest corner of Section 35; thence South 0 degrees 17 minutes 15 seconds West 521.47 feet along the West Section Line; thence South 52 degrees 36 minutes 25 seconds East 345.98 feet and South 11 degrees 06 minutes 45 seconds East 381.24 feet along the Center Line of Ray Center Road to the point of beginning; thence South 88 degrees 36 minutes 30 seconds East 977.52 feet; thence South 0 degrees 29 minutes 45 seconds West 218.10 feet; thence North 88 degrees 36 minutes 30 seconds West 932.68 feet; thence North 11 degrees 06 minutes 45 seconds West 223.40 feet along the Center Line of Ray Center Road to the point of beginning, 4.80 acres of land, more or less. Sidwell # 21-05-35-100-025.

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

Across the South ten (10') feet of the West Sixty-five (65') feet of the above described land; also, the East ten (10') feet of the Westerly forty-three (43') feet of Grantor's land.

- 1. Purpose:** The purpose of this Right of Way is to construct, reconstruct, modify, add to, operate and maintain overhead utility line facilities consisting of poles, guys, anchors, wires, 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. Trees, Bushes, Branches or Roots:** Grantee may trim, cut down, remove or otherwise control any trees, bushes, branches or roots in the Right of Way Area (or that could grow into the Right of Way Area) that Grantee believes could interfere with the safe and reliable construction, operation and maintenance of Grantee's facilities.
- 5. 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.
- 6. Successors:** This Right of Way runs with the land and binds and benefits Grantor's and Grantee's successors, lessees, licensees and assigns.

**Witnesses:**(type or print name below signature)

**Grantor:**(type or print name below signature)

Edward J. Jansen, Jr.  
Edward J. Jansen, Jr

Donald Bochenek  
Donald Bochenek, a single man

Diane M. Stewart  
DIANE M. STEWART

Acknowledged before me in MACOMB County, Michigan, on SEPTEMBER 20, 1994 by Donald Bochenek, a single man

**EDWARD J. JANSEN, JR.**  
Notary Public, Macomb County, MI  
My Commission Expires Jan. 22, 1995

Notary's Stamp \_\_\_\_\_ Notary's Signature Edward J. Jansen, Jr.

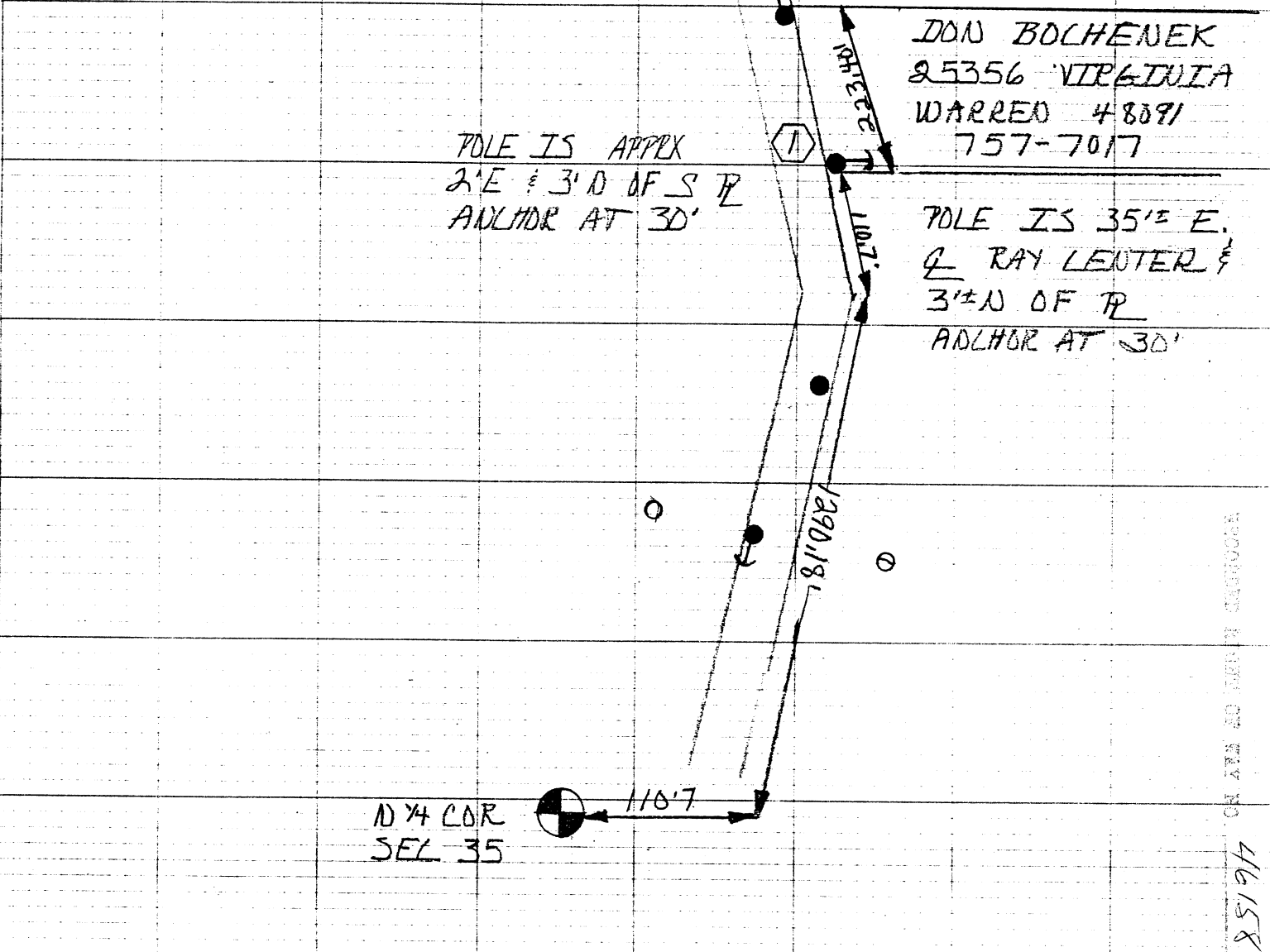
(Notary's name, county and date commission expires)

Prepared by and Return to: Edward J. Jansen, Jr., 43230 Elizabeth Road, Clinton Township, MI 48036

94 OCT -3 PM 2:21  
CARWELL A. SABAUGH  
REGISTER OF DEEDS  
MACOMB COUNTY, MI

RECORDED RIGHT OF WAY NO. 46158

RIGHTS-OF-WAY REPORT RW SECURED AS INDICATED ON THIS SKETCH.		PERMITS TO:	
BY _____	RECORD CENTER _____	RW FILES _____	MST _____
DATE _____	ORIGINATOR _____	TOTAL _____	
DATE WANTED _____			
SENIOR REPRESENTATIVE _____			



ON AREA AND TOWNHIP CORRIDORS  
4/6/58  
85197

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 <b>RAY</b>	COUNTY <b>MACOMB</b>	QTR. & TWP. SECT. NO. <b>N 74 COR 35</b>	DEPT. ORDER NO.
MAP SECT.	TOWN	RANGE	JOINT R/W REQUIRED YES <input type="checkbox"/> NO <input type="checkbox"/>
PROJECT NAME		TEL. ENGR & DIST.	
CIRCUIT		O.F.W. S.O. OR P.E. NO.	
REASON <b>N.B. 58550 RAY CENTER RD.</b>		BUDGET ITEM NO.	
PLANNER <b>B. EMERICK</b>		SCALE <b>NONE</b>	DATE <b>07-07-94</b>
		R-9405713	