

11/2

UNDERGROUND EASEMENT (RIGHT OF WAY) NO. R-9501051-1AR

On 4-11- 1995, 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:

JAMES M. KLINE AND SUZANNE M. KLINE, ^{HUSBAND + WIFE} 3850 LIDO, HIGHLAND, MI 48353

"Grantee" is:

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

"Grantor's Land" is in Hartland Township, Livingston County, described

SEC 14 T3N R6E COM NE COR, TH S 883.75 FT, TH S89*W 942.15 FT TO POB, TH S89*E 491.43 FT TO POB, TH S89**W 75 FT, TH N36*W 200 FT, TH N76*W 344.31 FT, TH N 250 FT, TH N89*E 400.97 FT TO POB 3.501 AC MORE OR LESS

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

AS SHOWN ON ATTACHED DECO DRAWING NO. R-9501051-1AR DATED 3-17-95. WIDTH OF RIGHT OF WAY IS TWELVE (12) FEET.

- 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.

Witnesses:(type or print name below signature)

Grantor:(type or print name below signature)

Daniel C. Flanigan
DANIEL C. FLANIGAN

James M. Kline
JAMES M. KLINE

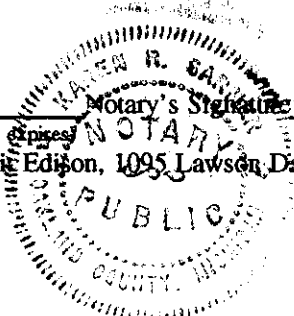
Michalene Flanigan
MICHAELNE FLANIGAN

Suzanne M. Kline
SUZANNE M. KLINE

Acknowledged before me in Oakland County, Michigan, on April 11, 1995 by James M. Kline and Suzanne M. Kline.

KAREN R. GARNER
Notary Public, Oakland County, MI
My Comm. Expires Sept. 3, 1999

Notary's Stamp



Karen R. Garner
Notary's Signature

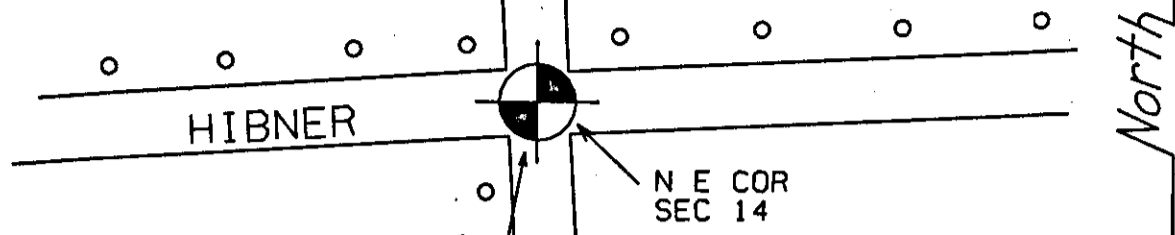
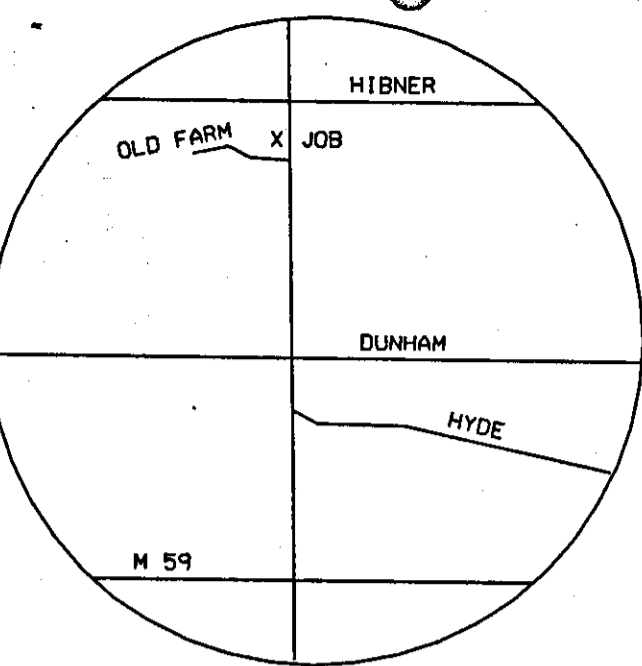
Prepared by and Return to: Edward F. Camps, Detroit Edison, 1095 Lawson Drive, Howell, Michigan 48843

SEP 28 1998
NANCY HAVLAND
REGISTER OF DEEDS
LIVINGSTON COUNTY MI

RECORDED

SMH

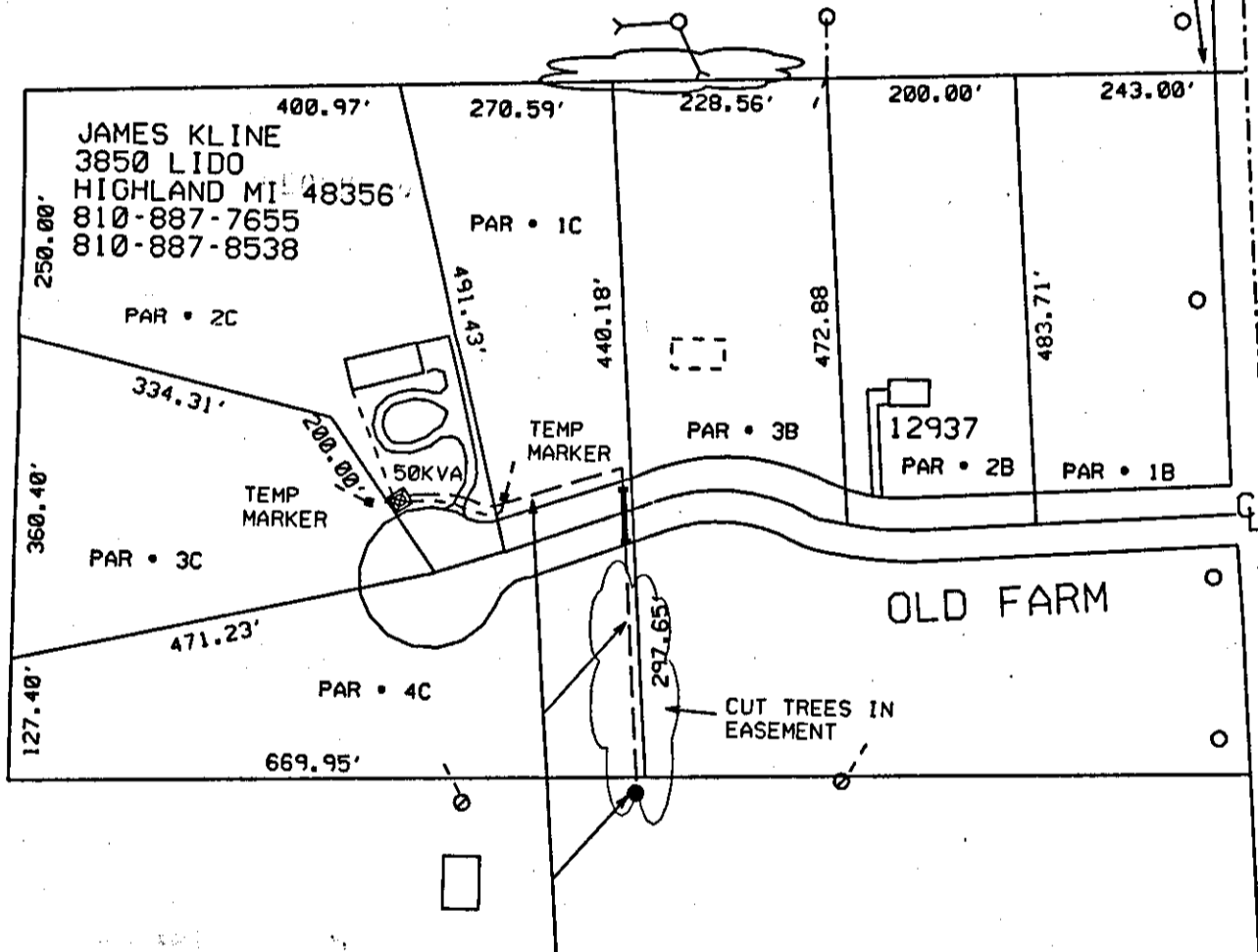
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NOTICE

LOCATIONS OF UNDERGROUND FACILITIES ON THIS DRAWING ARE ONLY APPROXIMATE. EXACT LOCATIONS MUST BE DETERMINED BY THE UTILITY COMPANIES. FOR EXACT LOCATIONS, TELEPHONE MISS DIG ON 1-800-482-7171 AS REQUIRED BY PUBLIC ACT 53 OF 1974 BEFORE DOING ANY POWER EXCAVATING

AL ALMEIDA
3901 FENTON RD
HARTLAND MI 48353



CENTERLINE OF 12 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).

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<p>REPORT OF PROPERTIES AND RIGHTS OF WAY DEPARTMENT R/W SECURED AS INDICATED ON THIS SKETCH</p> <p>BY _____</p> <p>DATE _____</p> <p>DATE WANTED <u>04-03-95</u></p> <p>DISTRICT FIELDMAN _____</p>	<p>PERMITS TO:</p> <p>RECORD CENTER _____</p> <p>R/W FILES _____</p> <p>MBT _____</p> <p>ORIGINATOR _____</p> <p>TOTAL _____</p>
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JPL 9501051

THE DETROIT EDISON COMPANY-SERVICE PLANNING DEPARTMENT			
CITY OR TWP. HARTLAND	COUNTY LIVINGSTON	TWP SEC QTR 14 - A	DEPT. OR DEF NO. A
MAP SECT. 2-166-420	TOWN RANGE T3N R6E	JOINT R/W REQ'D NO	R/W NO. R-9501051-1AR
PROJECT NAME J KLINE	TEL. ENCR. & DIST.		
TOWNSHIP HRT	SERVICE CENTER HWL	COMP. CODE UC	MAILING CITY HRT
CIRCUIT 9826 HURST	CATV MEMO#		
REASON NEW HOME	O.F.W. 9M101		
PLANNER AL CRUTHERS	BUDGET ITEM NO. 5MHOA-MAM		
SCALE 1" = 200'			DATE 3-17-95

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

RECORDED RIGHT OF WAY NO. 47415