LIBER 0 9 2 6 PASE 0 9 8 4 Sec. 28

OVERHEAD EASEMENT (RIGHT OF WAY) NO. 16798/2

, 1995, 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:

Onalee Van Alstine, Trustee of the Kingsbury Family Trust of the 10th day of March, 1976, 95 E. Hunters Creek Rd., Lapeer, MI 48446

Daryl L. McArthur and Susan K. McArthur, husband and wife, 54659 Shelby Rd., Shelby Twp., MI 48316 "Grantee" is:

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

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

Part of the Northwest 1/4 of the Northwest 1/4 of Section 28, T7N-R10E, described as beginning at a point on the North section line that is North 89°15'39" East 665.86 feet from the Northwest corner of said Section 28; thence continuing North 89°15'39" East 647.00 feet; thence along the East line of said Northwest 1/4 of the Northwest 1/4, South 01°23'41" East 1323.93 feet; thence along the South line of said Northwest 1/4 of the Northwest 1/4, South 89°18'09" West 280.00 feet; thence North 16°50'36" West 1377.70 feet to the point of beginning.

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

A 12' wide easement as shown on Exhibit "A", which is attached hereto and made a part hereof.

- 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)

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TEOTH

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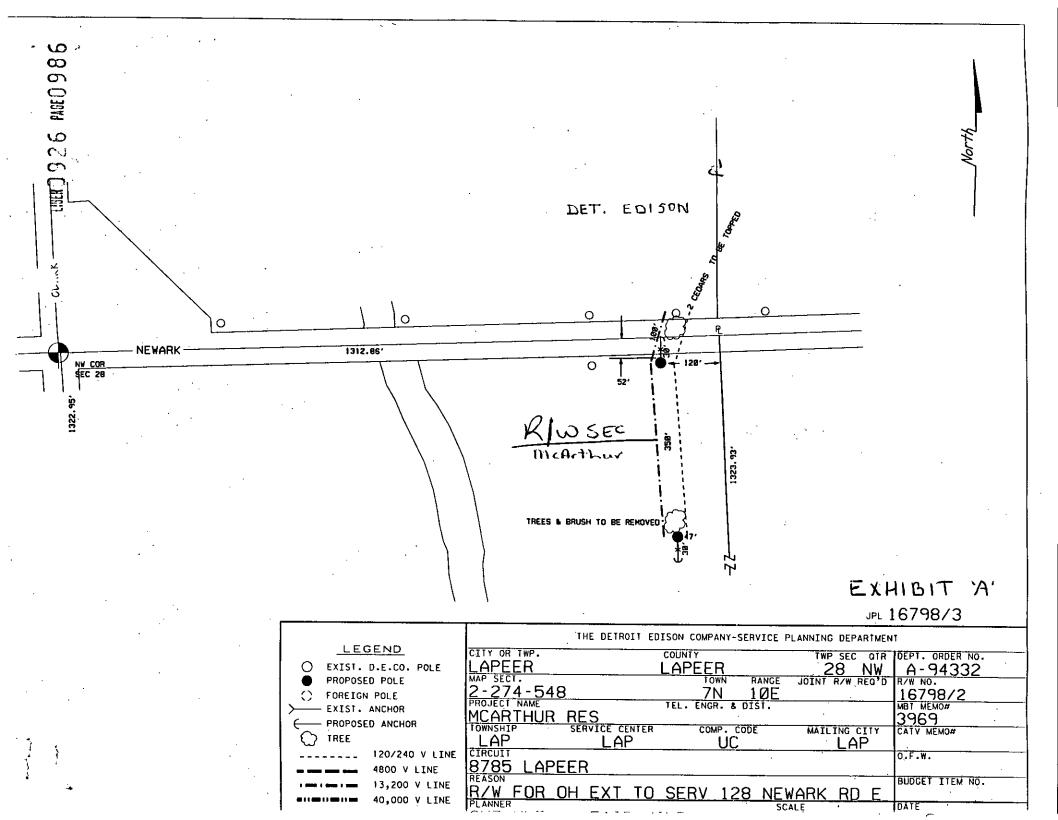
REGISTER OF DEEDS LAPEER COUNTY, MICHIGAN

WIFE

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Acknowledged before me in	Chapler	County, Michigan, on	October 21	, 1995
by Onalee Van Alstine, Trustee of th	ne Kingsbøry Family Tri			
TAMMY S. RE NOTARY PUBLIC - LAPEE	R COUNTY, MI	N	D	
Notary's Stamp MY COMMISSION EXPIR	RES 10/22/99 Notary's Si	gnature ammu	Menny	
		J	118	
Acknowledged before me in	Lapeer	County, Michigan, on	October >1	, 1995
by Daryl McArthur and Susan K. McArthur, husband and wife.				
TAMMY S. REZ NOTARY PUBLIC - LAPEER Notary's Stamp MY COMMISSION EXPIRE	COUNTY, Mr	gnature Vammel	1 must	

Prepared by and Return to: Betty J. Dean, 1075 Suncrest Drive, Lapeer, MI 48446/jmm

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MEMORANDUM OF LAND CONTRACT

This Memorandum of Land Contract, enered into on 30th day of June, 1994,

BY AND BETWEEN:

Ottalee Van Alstine, Trustee of the Kingsbury Family Trust of the 10th day of March, 1976, hereinstite referred to as "Seller", whose address is 95 E. Hunters Creek Rond, Lapeer, Michigan, and Daryl McArthur and Susan K. McArthur, husband and wife, hereinstee referred to as "Purchaser", whose address is 3400 Emmons, Rochester, Michigan 48307.

WITNESSETTI:

WHERBAS, Buyer and Seller have antered into a Land Contract of even date herewith; and,

WHEREAS, the parties deales to enter into this Memorandum of Land Control in give round notice of existence of said Land Comract.

NOW THEREFORE, in consideration of the Premises and for other good and value de consideration Seller acknowledges and agrees that they have sold to Buyer on the Land Contract dated June 30th, 1994, the following sescribed premises situated in the Township of Lancer, Lapear County, Michigan, towit:

Part of the Northwest quarter of the Northwest quarter of Section 28, Town 7 North, Range 10 East, Lapeer Township, Lapeer County, Michigan described as beginning at a point on the North section line that is North 89 degrees 15 minutes 39 seconds East 665.86 feet from Northwest corner of said Section 28; thence continuing North 89 degrees 15 minutes 39 seconds East 647.00 feet; thence along the East line of said Northwest quarter, South 1 degree 23 minutes 41 seconds East 1323.93 feet; thence along the South line of said Northwest quarter of the Northwest quarter, South 89 degrees 18 minutes 09 seconds West 280.00 feet; thence North 16 degrees 50 minutes 36 seconds West 1377.70 feet to the point of beginning.

The purpose of this Memorandum of Land Comract is to give record notice to the existence of the aforesald Land Contract.

IN WITNESS WHEREOF, the parties hereto have executed this Memorandum of Land Contract and have caused their hands and seals to be affixed hereto the day and year first above written.

Signed and delivered in Presence of:

Charles F. Prail

Onaire Van Alstine, Trustee of the Kingsbury Family

Trust of the 10th day of March, 1976

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McArthur

wast.

STATE OF MICHIGAN)

COUNTY OF Lapoer }

The foregoing instrument was acknowledged before me this 30th day of June, 1994 by Onales Van Aktine, Trustee of the

Kingsbury Family Trust of the 10th day of March, 1976, and Day! McArthur and Susan K. McArthur.

My Commission Expires: July 27, 1996

Charles F. Pratt

Notary fu'

Lapeer County, Mich

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