

Underground Easement (Right of Way) No. R-9507407-01

On 12-22, 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."

CLERK-REGISTER ST. CLAIR COUNTY Received For Record

"Grantor" is:

MICHAEL TERHUNE, 511 BELLE RIVER AVE. N. MARINE CITY MI. 48039

"Grantee" is:

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

JAN 5 - 1996

LIBER 1475 Page 513 Time 11:00 AM [Signature]

"Grantor's Land" is in MARINE CITY, ST. CLAIR County, described as:

LOT 15, BURTONS MARINE CITY SUBDIVISION BEING A PART OF FRAC. SEC 1, T3N-R16E, ACCORDING TO THE PLAT THEREOF AS RECORDED IN LIBER 52 OF PLATS PAGE 47, ALSO THAT PART OF OUTLOT A THAT LIES BETWEEN THE NORTHERLY AND SOUTHERLY LINE OF LOT 15 AS EXTENDED EASTERLY FROM BELLE RIVER RD. TO THE BELLE RIVER.

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

A SIX FOOT WIDE EASEMENT FROM AN EXISTING POLE AT THE SOUTH LINE OF SAID LAND. THE ROUTE OF SAID EASEMENT BEING AS SHOWN ON DETROIT EDISON DRAWING R-9507407-01

- 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 are allowed in the Right of Way Area without Grantee's prior written consent.
4. Excavation: Under 1974 Public Act 53, you must call MISS DIG (1-800-482-7171) before excavating 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.
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 will 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 and assigns.

Witnesses: (Type or print name below signature)

Grantor: (Type or print name below signature)

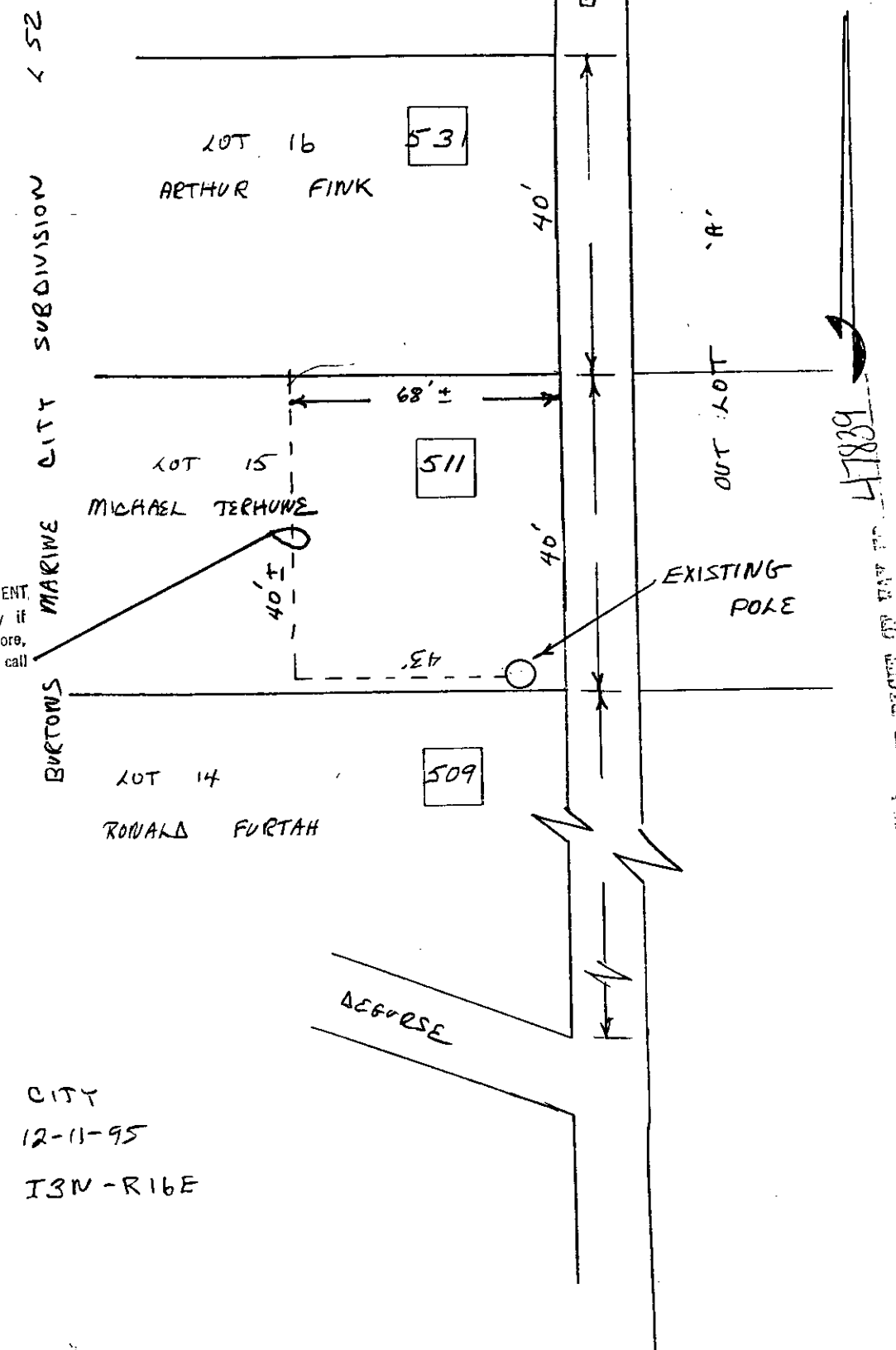
[Signature] DEBBIE L. WALLER

[Signature] MICHAEL A. TERHUNE, a single man

[Signature] E. SUE TERHUNE

Acknowledged before me in ST. CLAIR County, Michigan, on 12-22, 1995 by MICHAEL A. TERHUNE a single man. Notary's Stamp: EDWARD A. TERHUNE, ST. CLAIR COUNTY, 07-18-99. Notary's Signature: [Signature]

REPORT OF PROPERTIES AND RIGHTS OF MARINE CITY DEPARTMENT R/W SECURED AS INDICATED ON THIS SKETCH		PERMITS TO:	
BY		RECORD CENTER	
DATE	1-3-96	R/W FILES	
DATE REVISED		MBT	
DISTRICT FIELDMAN	<i>Ally B...</i>	ORIGINATOR	
		TOTAL	



CENTERLINE OF 10 FOOT WIDE EASEMENT.
 Note: The easement centerline may vary if field construction problems arise. Therefore, for the as-installed easement centerline call 1-800-422-7171 (M= Dig).

CITY OF MARINE CITY
 R-9507407-01 12-11-95
 SEC 1 NE 1/4 ISM-R16E
 R. GLEFKE
 NO SCALE

47839
 19817
 MARINE CITY DEPARTMENT R/W SECURED AS INDICATED ON THIS SKETCH

DEED NOT RECORDED YET

HAVE COPY OF UNRECORDED DEED

1985

1986

1987

1988