

OVERHEAD EASEMENT (RIGHT OF WAY) NO. 15665

On Nov. 3, 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:

James F. Grossbauer, a single man, and Cynthia R. Mortier, a single woman, 2275 E. Hunters Creek Rd., Metamora, MI 48455

"Grantee" is:

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

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

Part of the Southwest 1/4 of the Southwest 1/4 of Section 4, T7N-R9E, described as beginning at a point on the centerline of Davison Road that is North 01°08'32" East 317.50 feet along the West section line and North 85°51'10" East 449.05 feet along said centerline of Davison Road from the Southwest corner of Section 4; thence continuing along said centerline of Davison Road, North 85°51'10" East 471.25 feet; thence North 01°05'34" East 250.28 feet; thence South 85°49'08" West 471.06 feet; thence South 01°08'32" West 250.02 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)

Pam Kowalske
Pam Kowalske

RECEIVED FOR RECORD

95 DEC 19 PM 3:08

LIBER NO. 929 PAGE NO. 674

REGISTER OF DEEDS
LAPEER COUNTY, MICHIGAN

James F. Grossbauer
James F. Grossbauer
A SINGLE MAN

Kelly M. Douglass
Kelly Douglass

Cynthia R. Mortier
Cynthia R. Mortier
A SINGLE WOMAN

Acknowledged before me in Genesee County, Michigan, on Nov. 3, 1995 by James F. Grossbauer, a single man, and Cynthia R. Mortier, a single woman.

Notary's Stamp

Notary's Signature

Janice G. Beck
Janice G. Beck
Commission Expires 1-27-96
Oakland County, Acting in Genesee

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

47905

RECEIVED FOR RECORD

James F. Gossamer
SINGLE MAN

RECEIVED FOR RECORD

DEC 19 3 08

Cynthia R. Gossamer
SINGLE WOMAN
(HIS WIFE)

RECEIVED FOR RECORD
DEC 19 3 08

MD L 910 p 888

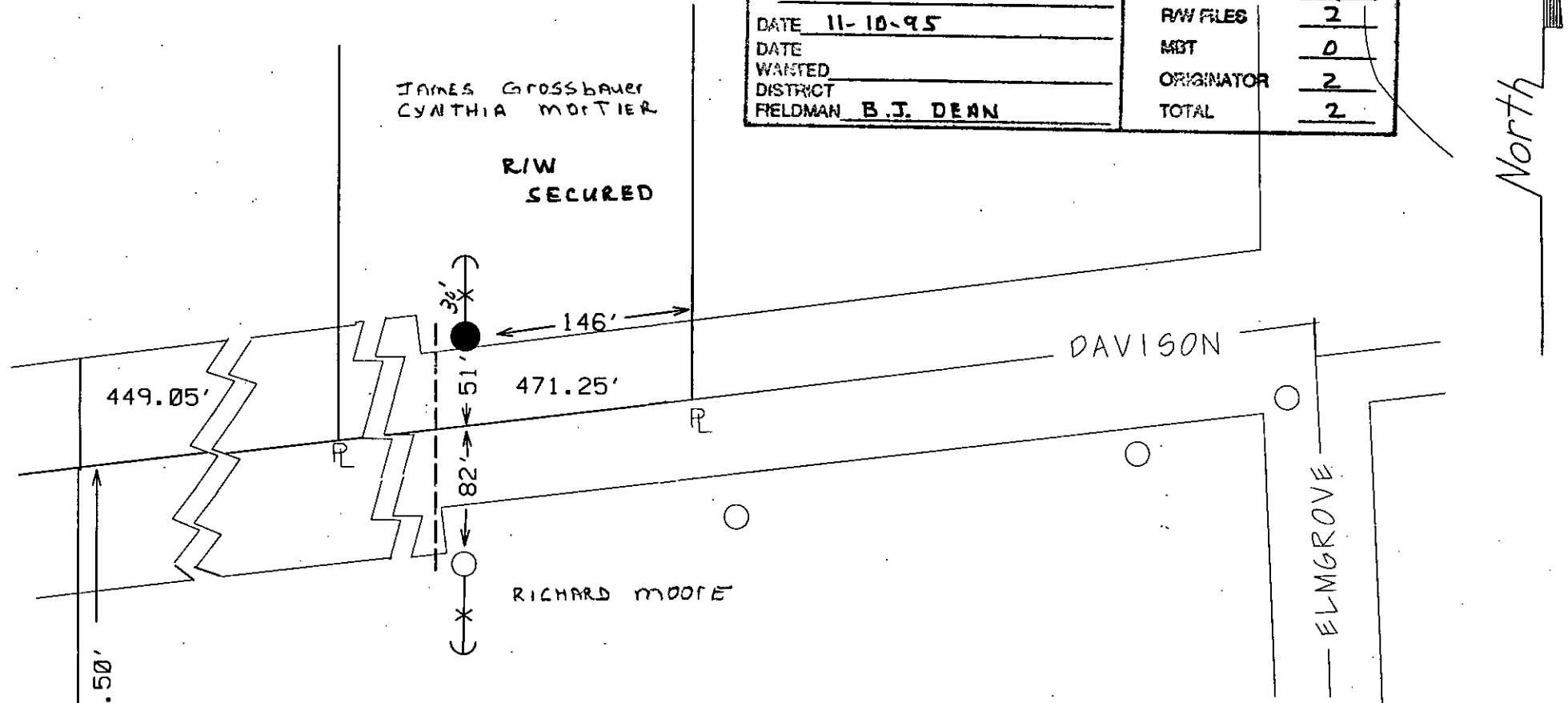
PAGE 0323 PAGE 0613

906LF7

REPORT OF PROPERTIES AND RIGHTS OF WAY DEPARTMENT R/W SECURED AS INDICATED ON THIS SKETCH		PERMITS TO:	
BY _____	RECORD CENTER	2	
DATE 11-10-95	R/W FILES	2	
DATE WANTED _____	MBT	0	
DISTRICT _____	ORIGINATOR	2	
FIELDMAN B.J. DEAN	TOTAL	2	

JAMES GROSSBAUER
CYNTHIA MORTIER

R/W
SECURED



North

EXHIBIT 'A' JPL 15665/20

THE DETROIT EDISON COMPANY-SERVICE PLANNING DEPARTMENT			
CITY OR TWP. ELBA	COUNTY LAPEER	TWP SEC QTR 4 SW	DEPT. ORDER NO. A-94375
MAP SECT. 1-244-562	TOWN RANGE 7N 9E	JOINT R/W REQ'D	R/W NO. 15665/5
PROJECT NAME MORTIER RES	TEL. ENGR. & DIST.		MBT MEMO# 15665/29
TOWNSHIP ELB	SERVICE CENTER LAP	COMP. CODE UC	MAILING CITY LAP
CIRCUIT 302 ELBA			CATV MEMO#
REASON R/W FOR SERVICE TO 4952 DAVISON RD			O.F.W.
PLANNER SUZANNE M. FAIRCHILD	SCALE 1" = 100'		BUDGET ITEM NO.
			DATE 10-25-95

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