

Detroit Edison

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LIBER NO. 929 PAGE NO. 668

Melissa De Vaughn 669

OVERHEAD EASEMENT (RIGHT OF WAY) NO. 18511.20

REGISTER OF DEEDS
LAPEER COUNTY, MICHIGAN

On Nov 8, 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:

Roland W. Hubert and Linda M. Hubert, husband and wife, 6280 Kim Court, Otter Lake, MI 48464

"Grantee" is:

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

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

PARCEL "C":

Part of the Southwest 1/4 of the Northwest 1/4, Section 11, T9N-R9E, described as beginning at a point that is North 335.60 feet along the West Section line and South 89°24'30" East 630.12 feet from the West 1/4 corner of Section 11; thence continuing South 89°24'30" East 315.00 feet; thence South 00°12'25" West 335.59 feet; thence North 89°24'30" West 315.00 feet; thence North 00°12'25" East 335.59 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.

47945

Witnesses: (type or print name below signature)

Grantor: (type or print name below signature)

Jr. *Roland W. Hubert, Jr.*
Roland W. Hubert, Jr.

Dad *Roland W. Hubert, Sr.*
ROLAND W. Hubert, Sr. AKA
Roland W. Hubert

Sally *Sally A. Hubert*
Sally A. Hubert

Linda M. Hubert
Linda M. Hubert

Acknowledged before me in Lapeer County, Michigan, on Nov. 8, 1995 by Roland W. Hubert and Linda M. Hubert, husband and wife.

BETTY J. DEAN
Notary Public, Lapeer County, MI
My Commission Expires Jan. 9, 1999

Notary's Stamp _____ Notary's Signature *Betty J. Dean*
Betty J. DEAN

