

OVERHEAD EASEMENT (RIGHT OF WAY) NO. 20105/2

On Dec. 8, 1995, 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:

Frederick Burgess and Marilyn Burgess, husband and wife, as tenants by the entireties, 3387 Columbiaville Rd. East, R#2, Columbiaville, MI 48421

"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:

Section 36, T9N-R9E, The East 1/2 of the Northwest 1/4.

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.

47949

Witnesses:(type or print name below signature)

Grantor:(type or print name below signature)

Margaret Hibbert
MARGARET HIBBERT

Frederick Burgess
Frederick Burgess

Carl Hibbert
CARL HIBBERT

Marilyn Burgess
Marilyn Burgess, His wife

Acknowledged before me in Lapeer County, Michigan, on Dec 8, 1995 by Frederick Burgess and Marilyn Burgess, husband and wife, as tenants by the entireties.

Notary's Stamp LENORE J. SCOTT Notary's Signature
NOTARY PUBLIC - LAPEER COUNTY, MI
MY COMMISSION EXPIRES 10/27/98

Lenore Scott
RECEIVED FOR RECORD

95 DEC 19 PM 1:22
LIBER NO. 929 PAGE NO. 559
REGISTER OF DEEDS
LAPEER COUNTY, MICHIGAN

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

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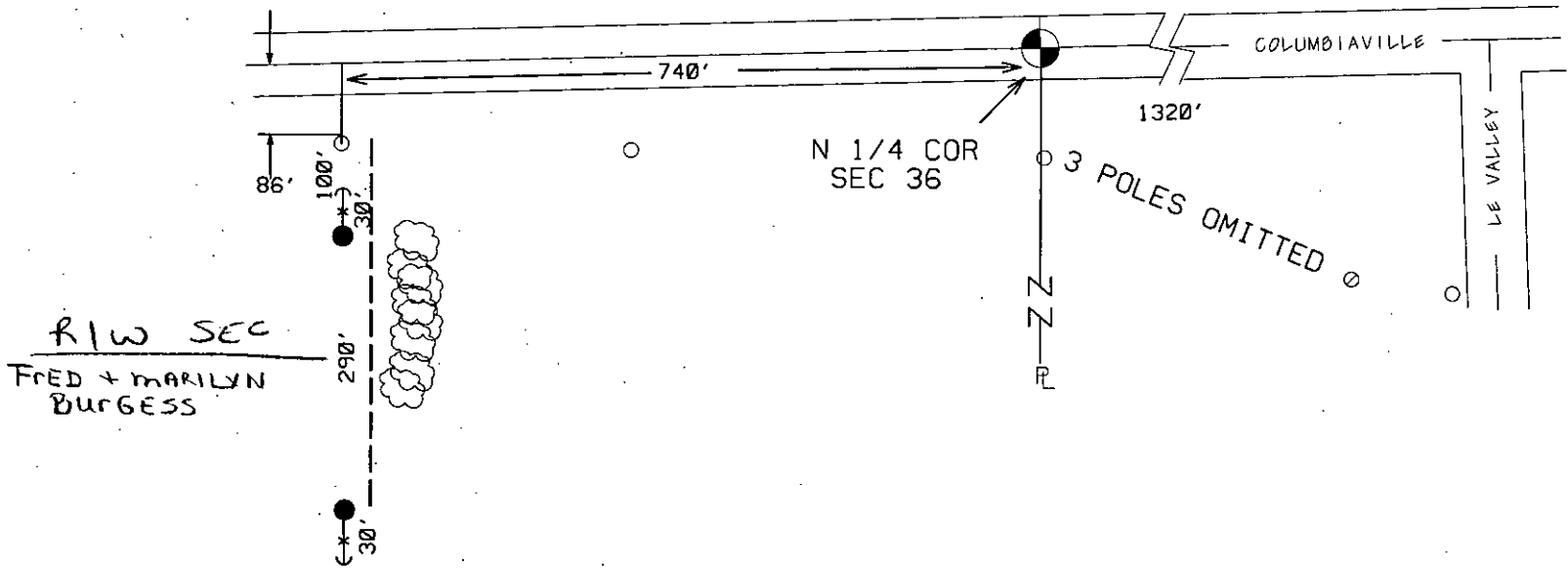


EXHIBIT 'A'

JPL 20105/17

THE DETROIT EDISON COMPANY-SERVICE PLANNING DEPARTMENT				
LEGEND		CITY OR TWP.		
○	EXIST. D.E.CO. POLE	MARATHON	COUNTY	LAPEER
●	PROPOSED POLE	MAP SECT.	TWP SEC	QTR
○	FOREIGN POLE	2-256-604	36	NW
○	EXIST. ANCHOR	TOWN	RANGE	JOINT R/W REQ'D
○	PROPOSED ANCHOR	9N	9E	NO
○	TREE	PROJECT NAME	TEL. ENGR. & DIST.	MBT MEMO#
---	120/240 V LINE	BURGESS RES		
---	4800 V LINE	TOWNSHIP	SERVICE CENTER	COMP. CODE
---	13,200 V LINE	MTN	LAP	UC
---	40,000 V LINE	CIRCUIT	MAILING CITY	CATV MEMO#
		301 BARNES LAKE	COL	
		REASON		O.F.W.
		R/W FOR SERV TO 3315 COLUMBIAVILLE		BUDGET ITEM NO.
		PLANNER	SCALE	DATE
		SUZANNE M. FAIRCHILD	1" = 200'	11/16/95