

UNDERGROUND EASEMENT (RIGHT OF WAY) NO. 16706

On Nov-22-95, 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".

"Grantor" is:

Richard R. Green and Edwina A. Green, husband and wife, 2180 Green Acre Drive, Lapeer, MI 48446

"Grantee" is:

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

"Grantor's Land" is in Mayfield Township, Lapeer County, Michigan

described as:

PARCEL "A": The North 1/2 of the Southeast 1/4 of the Northeast 1/4 of the Southeast 1/4 of Section 11, T8N-R10E, also described as beginning at a point on the East section line that is South 00°43'32" East 663.49 feet from the East 1/4 corner of said Section 11; thence continuing South 00°43'32" East 331.75 feet; thence South 89°57'08" West 661.58 feet; thence North 00°46'30" West 331.68 feet; thence North 89°56'48" East 661.86 feet to the point of beginning. The above described parcel contains 5.04 acres including that part as Fish Lake Road and is subject to an easement for utilities over the West 20 feet of the East 53 feet thereof.

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

A 10' 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 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 shall be placed in the Right of Way Area without Grantee's prior written consent.
4. **Excavation:** As required by Public Act 53 of 1974, MISS DIG must be called on 1-800-482-7171 before anyone excavates 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. No trees, plant life, structures and fences shall be planted, grown or installed within 8 feet of the front door and within 2 feet of the other sides of transformers and switching cabinet enclosures. Grantee shall not be responsible to Grantor for damages to or removal of trees, plant life, structures and fences placed in front of transformer doors.
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 shall 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, lessees, licensees and assigns.

15647

RECEIVED FOR RECORD

Witnesses: (type or print name below signature)

Grantor: (type or print name below signature)

Betty J. Dean
Betty J. DEAN
REGISTER OF DEEDS
LAPEER COUNTY, MICHIGAN

95 DEC 19 PM 2: 58
LIBER NO. 329 DEED NO. 662-*Richard R. Green*
Richard R. Green

Gary W. Kenney
GARY W. KENNEY

Edwina A. Green
Edwina A. Green, HIS WIFE

Acknowledged before me in Lapeer County, Michigan, on Nov. 22, 1995 by Richard R. Green and Edwina DEAN Green, husband and wife.

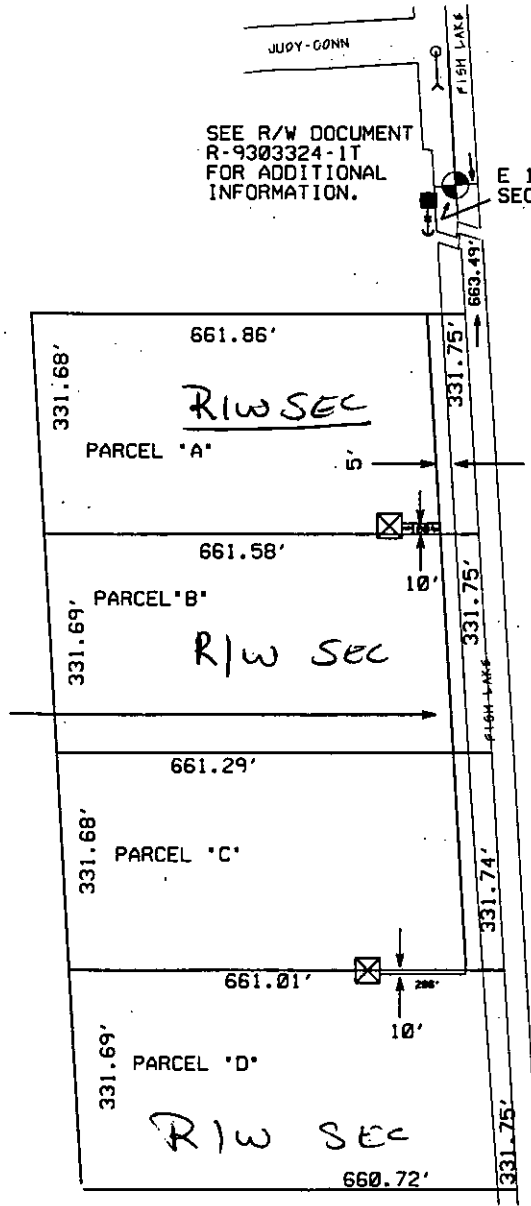
Notary Public, Lapeer County, MI
Notary's Stamp My Commission Expires Jan. 9, 1999 Notary's Signature *Betty J. Dean*
Betty J. DEAN

North

SEE R/W DOCUMENT
R-9303324-1T
FOR ADDITIONAL
INFORMATION.

E 1/4 COR
SEC 11

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
1-800-482-7171(MISS DIG).



RECORDED RIGHT OF WAY NO. 47951

JPL 16706/24

THE DETROIT EDISON COMPANY-SERVICE PLANNING DEPARTMENT			
CITY OR TWP. MAYFIELD	COUNTY LAPEER	TWP SEC QTR 11 SE	DEPT. ORDER NO. A-94744
MAP SECT. 2-286-592	TOWN RANGE 8N 10E	JOINT R/W REQ'D	R/W NO. 16706/2
PROJECT NAME GREEN EXT	TEL. ENGR. & DIST.		MBT MEMO#
TOWNSHIP MYD	SERVICE CENTER LAP	COMP. CODE UC	MAILING CITY LAP
CIRCUIT 8755 FAWN	4.8KV		CATV MEMO#
REASON R/W FOR UG PRIMARY TO SERVE 4 LOTS	PLANNER SUZANNE M. FAIRCHILD		O.F.W.
	SCALE 1" = 300'	DATE 11/08/95	

- LEGEND**
- EXIST. D.E.CO. POLE
 - PROPOSED POLE
 - FOREIGN POLE
 - Y EXIST. ANCHOR
 - Y PROPOSED ANCHOR
 - ☁ TREE
 - 120/240 V LINE
 - - - - - 4800 V LINE
 - · - · - 13,200 V LINE
 - · · · · 40,000 V LINE