

Berlin Top
Dec. 13

Overhead Easement (Right of Way) No. 28816

On Feb 1, 1996, 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:

PAULA ROSE AND LORENA ARNDT, 64601 WOLCOTT RD. RAY MI 48096

"Grantee" is:

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

"Grantor's Land" is in BERLIN TOWNSHIP, ST. CLAIR County, described as:

COMM AT NW COR TH S 00* 10' 30" E 660.0 FT TO POB., TH N89* 33' 10" E 665.44 FT, TH S00* 23' 28" E 690.22 FT, TH S89* 35' 66" W 668.04 FT, TH N00* 10' 30" W 689.70 FT TO POB. SEC 13 T8N-R13E

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

A TWELVE FOOT WIDE EASEMENT RUNNING AS PER ATTACHED DETROIT EDISON DRAWING 28816.

- 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 are allowed in the Right of Way Area without Grantee's prior written consent.
- 4. 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.
- 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 will 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 and assigns.

Witnesses: (Type or print name below signature)

Sandra L. Birkenshaw
Sandra L. Birkenshaw

Grantor: (Type or print name below signature)

Paula K. Rose
PAULA K. ROSE

Joyce E. Clark
Joyce E. Clark

Lorena E. Arndt
LORENA E. ARNDT

RECORDED RIGHT OF WAY NO. 48232

Acknowledged before me in Macomb County, Michigan, on Feb. 1, 1996
by PAULA K. ROSE AND LORENA E. ARNDT

Notary's Stamp Joyce E. Clark Macomb Notary's Signature Joyce E. Clark
(Notary's name, county, and date commission expires) Feb. 2, 1997



13.2



665.44'

| | | | |
|---|-----------------------------------|------------------------|---------------------|
| REPORT OF PROPERTIES AND RIGHTS OF WAY DEPARTMENT R/W SECURED AS INDICATED ON THIS SKETCH | | PERMITS TO: | |
| BY _____ | DATE <u>2-5-96</u> | RECORD CENTER <u>2</u> | R/W FILES _____ |
| DATE WANTED _____ | DISTRICT FIELDMAN <u>APL B...</u> | MBT _____ | ORIGINATOR <u>2</u> |
| | | TOTAL <u>2</u> | |

BERVILLE

C/L OF LOT

R/W SECURED

PARCEL D
 RICK ROSE
 1894 BERVILLE RD
 BERVILLE MI. 48002
 1-810-749-3727

1894

IN 2 * OACSR WIRE

IN 35' POLE

IN 40' POLE

RP POLE

R/W NOT NEEDED

TUGSPRING

RECORDED RIGHT OF WAY NO. 48233

REVISED

JPL 28816/17

| THE DETROIT EDISON COMPANY-SERVICE PLANNING DEPARTMENT | | | |
|--|-------------------------------------|-------------------|----------------------------|
| CITY OR TWP. BERLIN | COUNTY ST CLAIR | TWP SEC DTR 13 | DEPT. ORDER NO. A-78723 |
| MAP SECT. 2-382-528 | TOWN RANGE 8N 13E | JOINT R/W REQ'D | R/W NO. 28816/2 |
| PROJECT NAME | TEL. ENGR. & DIST. | | MBT MEMO# |
| TOWNSHIP BES | SERVICE CENTER MAR | COMP. CODE UC | MAILING CITY |
| CIRCUIT DC-8013 CAPAC 13.2 KV | REASON NEW HOME 1894 BERVILLE RD | | CAIV MEMO# |
| PLANNER KEN ENDELMAN | SCALE 1"=100' | DATE 01-18-96 | O.F.W. BUDGET ITEM NO. |

NONE