

OVERHEAD EASEMENT (RIGHT OF WAY) NO. 22884

On DECEMBER 29, 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:

Ricky A. Stapleton and Kathy J. Stapleton, husband and wife, 48312 Donahue, Chesterfield Twp., MI 48047

"Grantee" is:

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

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

Part of the East 1/2 of the Northeast 1/4 of Section 12, T7N-R12E, described as beginning at a point on the East line of Section 12, T7N-R12E, that is North 00°18'09" West 2309.96 feet from the East 1/4 corner of said Section 12; thence South 86°40'36" West 1325.14 feet; thence North 00°27'55" West 368.55 feet to a point on the North line of said Section 12; thence along said North line, North 86°40'23" East 1326.19 feet to the Northeast corner of said Section 12; thence along the East line of said Section, South 00°18'09" East 368.68 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 part hereof.

- 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.
- Access** Grantee has the right of access to and from the Right of Way Area.
- 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.
- 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.
- 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.
- Successors** This Right of Way runs with the land and binds and benefits Grantor's and Grantee's successors, lessees, licensees and assigns.

RECORDED RIGHT OF WAY TO 48226

Witnesses: (type or print name below signature)

Grantor: (type or print name below signature)

RECEIVED FOR RECORD

Gerard L. A. Smith
GERARD L. A. SMITH LIBER NO. 934 PAGE NO. 67
Michigan Notary Public
REGISTER OF DEEDS
LAPEER COUNTY, MICHIGAN

Ricky Stapleton
RICKY STAPLETON AKA
RICKY A. STAPLETON

Barbara Murphy
BARBARA MURPHY

Kathy Stapleton
KATHY STAPLETON AKA
KATHY J. STAPLETON (HIS WIFE)

Acknowledged before me in LAPEER County, Michigan, on DECEMBER 29, 1995 by Ricky A. Stapleton and Kathy J. Stapleton, husband and wife.

Notary's Stamp
Notary Public, Lapeer County, MI
My Commission Expires June 23, 1999
Notary's Signature
June 23, 1999

Gary W. Kenney
GARY W. KENNEY

L-916 P-674

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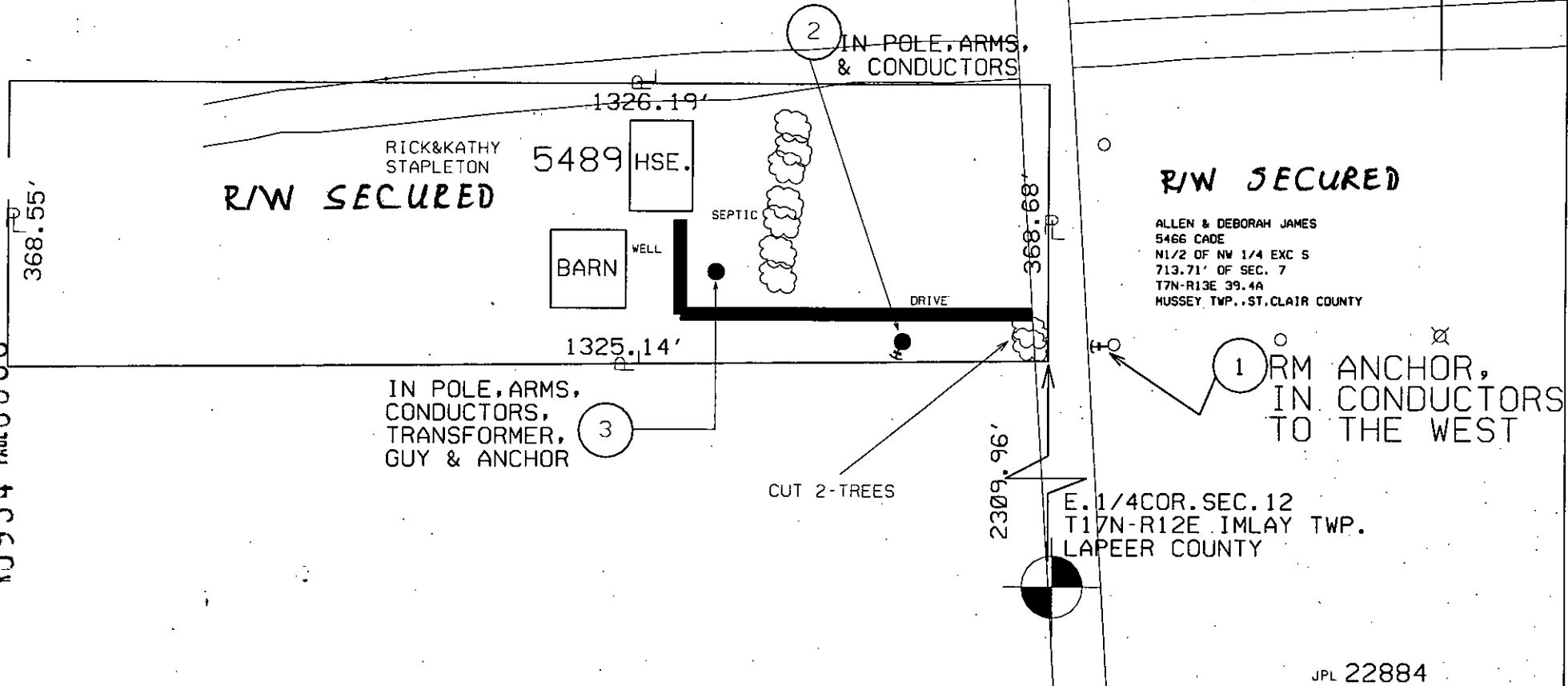
REPORT OF PROPERTIES AND RIGHTS OF WAY DEPARTMENT R/W SECURED AS INDICATED ON THIS SKETCH

BY _____
 DATE 12-28-95
 DATE WANTED _____
 DISTRICT FIELDMAN G. W. KEENEY

PERMITS TO:

RECORD CENTER 2
 R/W FILES 2
 MBT 0
 ORIGINATOR 2
 TOTAL 2

EXHIBIT "A"



R/W SECURED

ALLEN & DEBORAH JAMES
 5466 CADE
 N1/2 OF NW 1/4 EXC 5
 713.71' OF SEC. 7
 T7N-R13E 39.4A
 MUSSEY TWP., ST. CLAIR COUNTY

1 RM ANCHOR, IN CONDUCTORS TO THE WEST

E. 1/4 COR. SEC. 12
 T17N-R12E IMLAY TWP.
 LAPEER COUNTY

JPL 22884

10934 PAGE 0068

THE DETROIT EDISON COMPANY-SERVICE PLANNING DEPARTMENT			
CITY OR TWP. IMLAY	COUNTY LAPEER	TWP SEC QTR 12 NE	DEPT. ORDER NO. A-90042
MAP SECT. 1-358-766	TOWN RANGE 7N R12	JOINT R/W REQ'D	R/W NO.
PROJECT NAME STAPLETON HSE.	TEL. ENGR. & DIST.		MBT MEMO#
TOWNSHIP LAP	SERVICE CENTER LAP	COMP. CODE UC	MAILING CITY LAP
CIRCUIT D.C. 8013 CAPAC			CATV MEMO#
REASON NEW BUSINESS			O.F.W.
PLANNER K.R. TE BEAU		SCALE 1" = 200'	BUDGET ITEM NO. 5MLOA-MAB
			DATE 12-07-95

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

10/1/80

10/1/80

10/1/80

MISC D	9.00
ESMT	P0009
REMOVT	2.00