

OVERHEAD EASEMENT (RIGHT OF WAY) NO. 21144/5

On DEC 12, 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:

Jack K. Miles and Catherine D. Miles, husband and wife, 4895 Marathon Rd., Columbiaville, MI 48421

"Grantee" is:

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

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

Part of the Northeast 1/4 of the Southeast 1/4 of Section 3, T9N-R11E, described as beginning at a point on the East-West 1/4 line that is South 87°18'54" West 458.16 feet from the East 1/4 corner of said Section 3; thence South 01°41'26" East 531.27 feet; thence South 87°18'54" West 828.24 feet; thence along the West line of said Northeast 1/4 of the Southeast 1/4, North 01°41'26" West 531.27 feet; thence along said East-West 1/4 line, North 87°18'54" East 828.24 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.

RECORDED RIGHT OF WAY NO. 48358

Witnesses: (type or print name below signature)

Grantor: (type or print name below signature)

RECEIVED FOR RECORD
96 JAN 24 AM 9:40
934 53
54

Daniel Adams
DANIEL ADAMS
Melissa D. Vaughn

Ernestine R. Adams
ERNESTINE R. ADAMS
REGISTER OF DEEDS
LAPEER COUNTY, MICHIGAN

Jack K. Miles
JACK K. MILES

Catherine D. Miles
CATHERINE D MILES (HIS WIFE)

Acknowledged before me in LAPEER County, Michigan, on DECEMBER 12, 1995 by Jack K. Miles and Catherine D. Miles, husband and wife.

Notary's Stamp GARY W. KENNEY Notary's Signature Gary W. Kenney
GARY W. KENNEY
Notary Public, Lapeer County, MI
My Commission Expires June 30, 1999

Prepared by and Return to: Gary W. Kenney, 1075 Suncrest Drive, Lapeer, MI 48446/jmm

L-922-P-902 DEED

EVERETT KEMMER
Don't m. [unclear]

EVERETT

DECEMBER 15

GENERALINE K NORWIC

CALNEKING D NIGER (HIS MIER)

EVERETT NORWIC

JACK K. NIGER

RECORDED

DEC 15

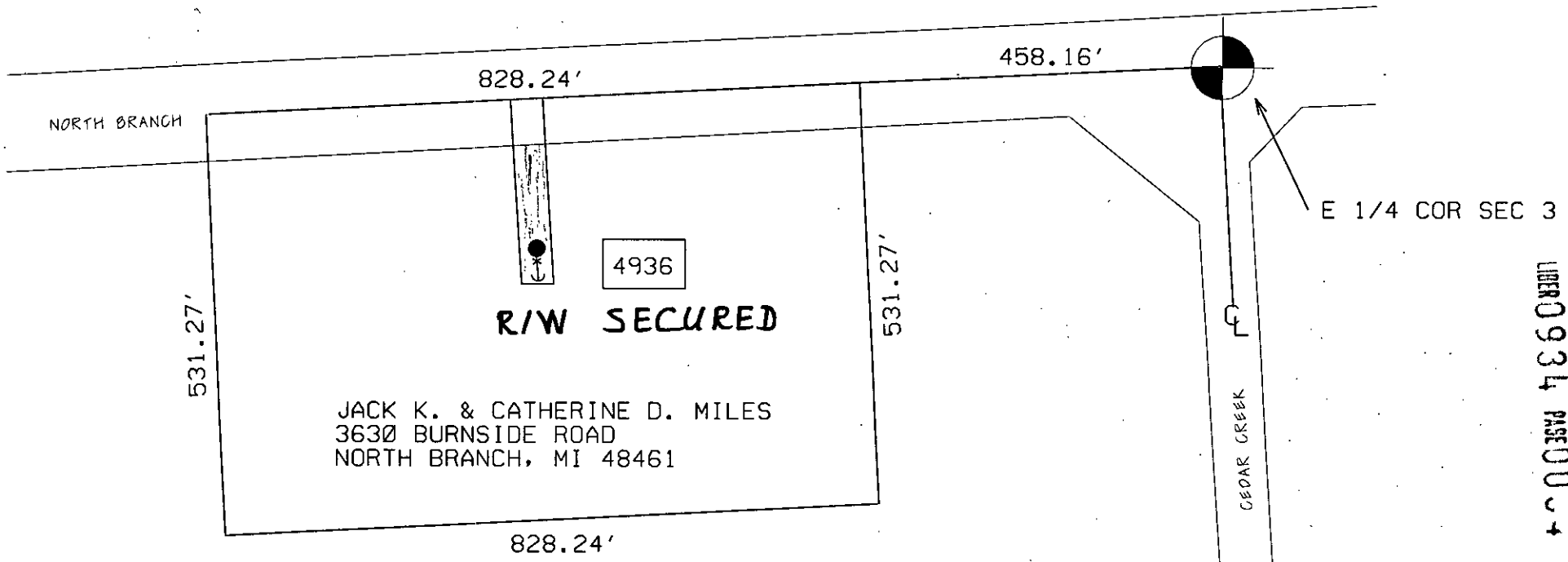
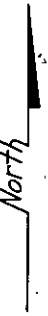
REPORT OF PROPERTIES AND RIGHTS OF WAY DEPARTMENT R/W SECURED AS INDICATED ON THIS SKETCH

BY JEANETTE JONES
 DATE 12-12-75
 DATE WANTED ASAP
 DISTRICT FIELDMAN G. W. KENNEY

PERMITS TO:

RECORD CENTER 1
 R/W FILES 1
 MBT D
 ORIGINATOR 1
 TOTAL 1

NOTES:
 INSTALL 50 FT POLE.
 INSTALL ANCHOR & GUY @ 36 FT.
 EASEMENT AREA 20 FT WIDE.



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JPL 21144/20

EXCEPTED RIGHT OF WAY NO. 48358

THE DETROIT EDISON COMPANY-SERVICE PLANNING DEPARTMENT			
CITY OR TWP. NORTH BRANCH	COUNTY LAPEER	TWP SEC QTR 3 SE	DEPT. ORDER NO. A-90007
MAP SECT. 1-310-632	TOWN RANGE 9N 11E	JOINT R/W REQ'D	R/W NO. R-21144/5
PROJECT NAME MILES	TEL. ENGR. & DIST.		MBT MEMO#
TOWNSHIP NBR	SERVICE CENTER LAP	COMP. CODE UC	MAILING CITY NOB
CIRCUIT D.C. 2655 NRBRN	4.8KV		O.F.W.
REASON SERVE RES @ 4936 NORTH BRANCH RD			BUDGET ITEM NO. 5ML0A-MAB
PLANNER JEANETTE JONES	SCALE 1" = 200'		DATE 12-1-95

- 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

