

OVERHEAD EASEMENT (RIGHT OF WAY) NO. R-9503748-01

On Nov 1, 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:

Joey Cunningham and Christina Cunningham, husband and wife, 3110 Bolton Rd., Lapeer, MI 48446

"Grantee" is:

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

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

Section 24, T8N-R9E, The West 14.655 acres of that part of the East 1/2 of the Southeast 1/4 lying South of MCRR Right-of-Way.

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. **Building 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.

Witnesses: (type or print name below signature)

No witness - contacted.

Grantor: (type or print name below signature)

Christina Cunningham
Christina Cunningham, Joey Cunningham

RECORDED RIGHT OF WAY NO. 48367

EXHIBIT A

JOEY + CHRISTINA CUNNINGHAM

R/W SEC

TOWN LINE CT

BOLTON

North

NE COR
SEC 25

MILLVILLE

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).

1316.03'

STEPHEN + SHARRI PHILLIPS

R/W SEC

1316'

THOMAS + NORA SAELENS

R/W SEC

1316'

REPORT OF PROPERTIES AND RIGHTS OF WAY DEPARTMENT R/W SECURED AS INDICATED ON THIS SKETCH	PERMITS TO:
BY <u>A. J. J. J.</u>	RECORD CENTER
DATE <u>11-2-95</u>	R/W FILES
DATE WANTED	MBT
DISTRICT FIELDMAN <u>Boyd</u>	ORIGINATOR
	TOTAL
	<u>33033</u>

RECORDED RIGHT OF WAY NO. 48267

331.57'

333'

JPL 9503748

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

THE DETROIT EDISON COMPANY-SERVICE PLANNING DEPARTMENT			
CITY OR TWP. OREGON	COUNTY LAPEER	TWP SEC QTR 25 NE	DEPT. ORDER NO.
MAP SECT. 256-576 & 262-578	TOWN RANGE 8N 9E	JOINT R/W REQ'D	R/W NO. R-9503748-01
PROJECT NAME PHILLIPS RES	TEL. ENGR. & DIST.		MBT MEMO# T-9503748-01
TOWNSHIP ORE	SERVICE CENTER LAP	COMP. CODE UC	MAILING CITY LAP
CIRCUIT 8794 FAWN	REASON R/W FOR SERV TO 3105 & 3073 BOLTON RD	PLANNER SUZANNE M. FAIRCHILD	CATV MEMO#
	SCALE 1" = 200'	DATE 8-25-95	O.F.W. BUDGET ITEM NO.