

OVERHEAD EASEMENT (RIGHT OF WAY) NO. 18875/5

On DECEMBER 27, 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:

Gary Bates and Mary Bates, husband and wife, 1036 Millville, 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:

Parcel "B":

T8N-R9E, Beginning at a point on the East-West 1/4 line that is South 89°47'40" East 1646.43 feet from the West 1/4 corner; thence continuing along the East-West line, South 89°47'40" East 327.37 feet; thence North 00°09'59" West 1319.21 feet; thence North 89°50'49" West 326.09 feet along the North line of the Southwest 1/4; thence South 00°06'40" East 1318.91 feet to the point of beginning. 9.89 acres.

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

The East 3' of the South 300' of said Grantor's Land.

- 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.

Witnesses:(type or print name below signature)

Grantor:(type or print name below signature)

Witness signatures: Mark P. Russell, Phyllis Sweeney. Includes stamp: RECEIVED FOR RECORD, 98 JAN 24 AM 9:58, LIBER NO. 934 PAGE NO. 87-88, REGISTER OF DEEDS LAPEER COUNTY, MICHIGAN.

Grantor signatures: Gary Bates, Gary Bates, Mary Bates, Mary Bates, HIS WIFE.

Acknowledged before me in Lapeer County, Michigan, on December 27, 1995 by Gary Bates and Mary Bates, husband and wife.

Notary's Stamp: TAMMY S. REZNY, NOTARY PUBLIC - LAPEER COUNTY, MI, MY COMMISSION EXPIRES 10/22/99. Notary's Signature: Tammy S. Rezny.

RECORDED RIGHT OF WAY NO. 48311

Deed L 647 p 759

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IN POLE, CONDUCTORS,  
TRANSFORMER, GUY, & ANCHOR

REPORT OF PROPERTIES AND RIGHTS OF INDICATED ON THIS MAP	PERMITS TO:
BY: <u>12-29-95</u>	DESIGN: <u>3</u>
DATE: <u>12-29-95</u>	R/W FILED: <u>3</u>
DATE SAID: <u>12-29-95</u>	MBT: <u>3</u>
PROJECT: <u>Gray Rd</u>	ORIGINATOR: <u>3</u>
	TOTAL: <u>3</u>

GRAY RD.

1973.80

1319.21'

250'

R/W SEC

HARRIS

R/W SEC  
Bates

327.37'

REAMER

Kenneth & Janet  
Anderson

R/W SEC

IN POLE, CONDUCTORS,  
GUY & ANCHOR

HAYES

W. 1/4 COR. SEC. 35, T8N-R9E  
OREGON TWP., LAPEER CO. MI

EXHIBIT 'A'  
JPL 18875

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.	COUNTY	TWP SEC QTR	DEPT. ORDER NO.
OREGON	LAPEER	35 NW	A-94492
MAP SECT.	TOWN	RANGE	JOINT R/W REQ'D
1-256-568	8N	9E	
PROJECT NAME	TEL. ENGR. & DIST.		R/W NO.
HARRIS HOME			18875/5
TOWNSHIP	SERVICE CENTER	COMP. CODE	MAILING CITY
ORE	LAP	UC	LAP
CIRCUIT	CATV MEMO#		
8300 RIFLE (4.8)			
REASON	O.F.W.		
NEW BUSINESS	BUDGET ITEM NO.		
	5MGOA-MAB		
PLANNER	SCALE		DATE
SUE FAIRCHILD	1" = 200'		11-27-95

MISC D	9.00
ESMT	P0009
REMONT	2.00