

**OVERHEAD EASEMENT (RIGHT OF WAY) NO. R-9504023-1AR**

On Sept. 28, 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:**

BRADLEY McCLELLAN AND SHELLY L. McCLELLAN, HUSBAND AND WIFE, 3248 S. 600 WEST ROAD, RUSSIAVILLE, IN 46979

**"Grantee" is:**

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

**"Grantor's Land" is in Oceola Township, Livingston County, described as:**

SEC 4 T3N R5E COM SE COR, TH ALG S LN & C/L CLYDE RD W 1110.86 FT TH N0\*50'07"W 563.22 FT TO POB, TH N0\*59'12"W 751.98 FT, TH N88\*25'59"E 195.23 FT, TH N0\*51'10"E 757.44 FT, TH S89\*57'21"W 193.48 FT TO POB 3.37 AC M/L PAR 3-B SPLIT 8/95 FROM 002. SIDWELL #07-04-400-039

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

AS SHOWN ON ATTACHED DECO DRAWING NO. R-9504023-1AR DATED 9-13-95. WIDTH OF RIGHT OF WAY IS TEN (10) FEET.

- 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)

**Grantor:**(type or print name below signature)

Christine M Labor  
CHRISTINE M. TLABOR

Joe Lund  
JOE LUND

Bradley McClellan  
BRADLEY McCLELLAN

Shelly L. McClellan  
SHELLY L. McCLELLAN

Acknowledged before me in Livingston County, Michigan, on Sept 28, 1995 by Bradley McClellan and Shelly L. McClellan.

**CHRISTINE M. TABOR**  
Notary Public, Genesee County, MI  
My Commission Expires Nov. 4, 1995

Notary's Stamp Acting in Livingston (Notary's name, county and date commission expires)

Notary's Signature Christine M Labor

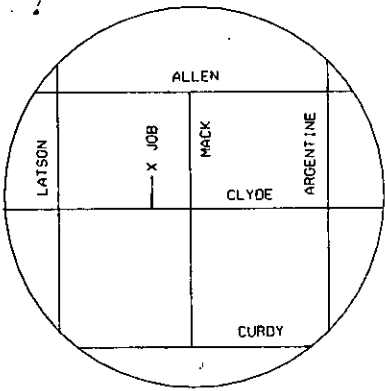
Prepared by and Return to: Edward F. Camps, Detroit Edison, 1095 Lawson Drive, Howell, Michigan 48843

48843  
NANCY HAVILAND  
REGISTER OF DEEDS  
LIVINGSTON COUNTY, MI  
48843

FEB 26 1 15 PM '96

RECORDED RIGHT OF WAY NO. 48843

RECORDED

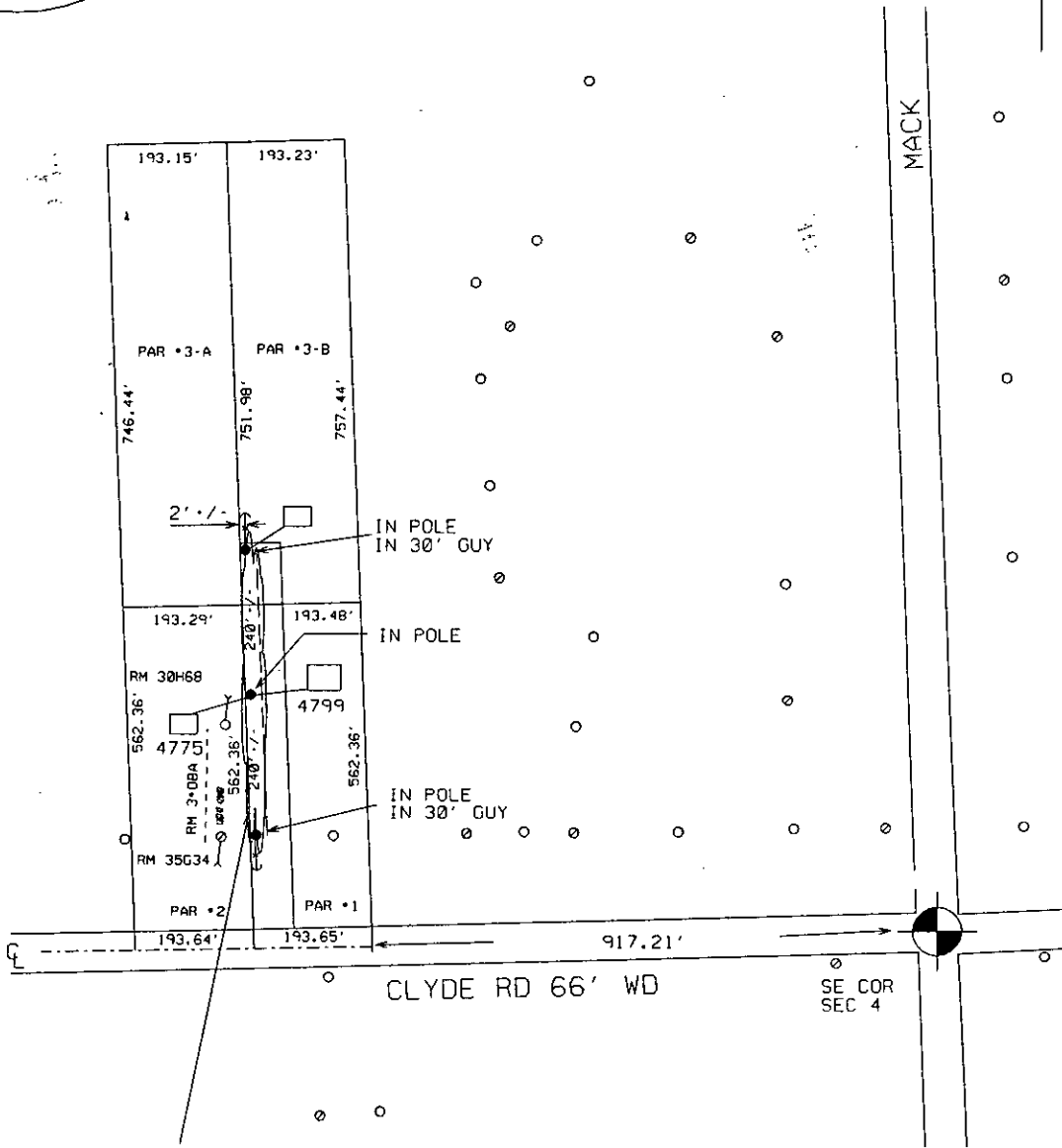


OWNER PAR •1  
 GREGORY MERNA  
 227-0500  
 8645 WAYSIDE •1  
 BRIGHTON MI 48116

LIBER 2010 PAGE 0706

OWNER PAR •3B  
 BRADLEY S MCCLELLAN  
 317-883-7190  
 317-451-0180  
 3248 S 600 WEST RD  
 RUSSIAVILLE, IN 46979  
 OR  
 1518 YORKSHIRE DR APT 16  
 HOWELL MI 48430  
 546-1930

North



RIGHT OF WAY REQUIRED TO CUT AND TRIM ALL TREES  
 20' EACH SIDE OF PROPOSED POLE LINE. PLUS RIGHT  
 OF WAY TO CUT ANY TREE CONSIDERED BY EDISON  
 TO BE HAZARDOUS TO THE LINE

RECORDED RIGHT OF WAY NO. 48846

SEE 9504608  
 JPL 9504023

THE DETROIT EDISON COMPANY-SERVICE PLANNING DEPARTMENT			
<b>LEGEND</b>	CITY OR TWP.	COUNTY	TWP SEC QTR
○ EXIST. D.E.CO. POLE	OCCEOLA	LIVINGSTON	4
● PROPOSED POLE	MAP SECT.	TOWN RANGE	JOINT R/W REQ'D
○ FOREIGN POLE	2-124-428	T3N R5E	NO
— EXIST. ANCHOR	PROJECT NAME	TEL. ENGR. & DIST.	
— PROPOSED ANCHOR	NO	NO	
○ TREE	TOWNSHIP	SERVICE CENTER	COMP. CODE
--- 120/240 V LINE	OC	HWL	UC
--- 4800 V LINE	STREET	MAILING CITY	CATY MEMOR
--- 13,200 V LINE	8130 CONRAD	HWL	
--- 40,000 V LINE	REASON		O.F.W.
	NEW HOMES 4799 CLYDE		9M101
	PLANNER		BUDGET ITEM NO.
	AL CRUTHERS 548-6455		5MHOA-MAM
		SCALE	DATE
		1" = 200'	9-13-95