

## Overhead Easement (Right of Way) No. 41223-5

5004

On 7-18-96, 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:

RICHARD D. AND LORI AMES, 700 PLEASANT ST., MARINE CITY MI. 48030

"Grantee" is:

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

"Grantor's Land" is in COTTRELLVILLE TOWNSHIP, ST. CLAIR County, described as:
BEG S88\* 53' W 430 FT FROM INT 1/4 COR, TH S88\* 53' W 580.56 FT, TH N1\* 15' 55" W 1340.6 FT, TH N89\* 0' 30" E
591.96 FT, TH S0\* 46' 41" E 1339.32 FT TO BEG.

SECTION 4 T3N-R16E

The "Right of Way Area" is a part of Grantor's Land and is described as:
THE SOUTH 12 FEET OF SAID LAND ALONG AND ADJACENT TO THE PLANK RD. R/W AND ALSO A TWELVE FOOT
WIDE EASEMENT RUNNING NORTHERLY FROM RD. R/W. SAID NORTHERLY EASEMENT HAVING A CENTERLINE
WHICH IS 18 FEET EAST OF AND PARALLEL WITH THE WEST PROPERTY LINE.

- 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 are allowed in the Right of Way Area without Grantee's prior written consent.
- 4. Trees, Bushes, Branches, Roots, Structures and Fences: Grantee may trim, cut down, remove or otherwise control any trees, bushes, branches and roots in the Right of Way Area (or that could grow into the Right of Way Area) and remove structures and fences in 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 will 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 and assigns.

Witnesses: (Type or print name below signature)	Grantor: (Type or print name below signature)
ANNA E. Guyoel	RICHARD D. AMES
LINDA L. QUAINE	LORI AMES his wife
ZINGS ZI GUSTIOE	

Acknowledged before me in Stour County, Michigan, on Suly 18, 19986 byRICHARD D. AND LORI AMES husband and wife

Carol Ouellette
St. Care County
Notary's Stamp Expile-21-98
(Notary's name, county, and date commission expires)

Prepared by and Return to: PHIL BALON R/W

3223 RAVENSWOOD RD. MARYSVILLE MI. 48040 810-364-2011 CLERK REGISTER

ST. CLAIR COUNTY RECEIVED FOR RECORD

JUL 23 1996 LIBER 1528 PAGE 325 TIME 9:02AM MECONDED RICHT OF WAY 49486

	170' 170'	170' 170'	291.96°	
	1342.08"  A A A MES  A A A MES  1341.71'  1341.71'  1341.71'  1341.34'  1341.34'	(GUZMAN)  CD 24  1340.97'  (ROUKOUNAKIS)  R 1240.60'  R 1240.60'	RICHARD D AMES LORI G AMES 700 PLEASANT ST. MARINE CITY. MI. 48039 810-765-9711  PARCEL A  580.56'	INT COR SEC 4
MC KINLEY	170' (** 170'	170' 170'	298' • 290'	0 430.0′
	KIRK WAT SHERRY A 25606 BRI CHESTERF 810-466-	WATTS	ВҮ	PERMITS TO:  VY SECURED AS S SKETCH  RECORD CENTER  R/W FILES MBT  ORIGINATOR TOTAL  JPL
<i>j</i> s.		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- CITY OR TWP. COUNTY COUNTY COUNTY ST CLAI MAP SECT. 1-475-448 3N PROJECT NAME WATTS/AMES TOWNSHIP SERVICE CENTER COT MAR UC CIRCUIT MARIN 300 4.8KV REASON NEW BUSINESS TO 4 PARCELS	R 4 NW A-79095  RANGE JOINT R/W REO'D R/W NO. 16E 41223/5 DIST. MAILING CITY CATV MEMO#  MC D.F.W.