

Overhead Easement (Right of Way) No. 54738-5

On July 25, 1996, 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:

Jason Hillis and Rachel Hillis, husband and wife, 105 S. Kennefic Street, Yale, Michigan 48097

"Grantee" is:

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

"Grantor's Land" is in Emmett Township, St. Clair County, described as:

Beginning South 89 degrees 44 minutes East 1768.75 feet from West 1/4 corner, thence North 00 degrees 33 minutes 38 seconds East 663.45 feet, thence South 89 degrees 47 minutes East 200 feet, thence South 00 degrees 33 minutes 38 seconds West 663.62 feet, thence North 89 degrees 44 minutes West 200 feet to beginning. Section 13, Town 7 North, Range 14 East.

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

As shown on the attached Right of Way drawing No. 54738-5, dated 7-1-96. The easement is twelve (12) feet wide.

- 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)

Handwritten signatures of Marion Hillis and Craig S. Hillis, with printed names below.

CLERK REGISTER ST. CLAIR COUNTY RECEIVED FOR RECORD

Handwritten signatures of Jason Hillis and Rachel Hillis, with printed names below.

AUG 12 1996

LIBER 1535 PAGE 550-551 TIME 2:22 PM MARILYN DUNN

RIGHT OF WAY NO. 49503

Acknowledged before me in St. Clair County, Michigan, on July 25, 1996 by Jason Hillis and Rachel Hillis, husband and wife. a/k/a Jason S. Hillis

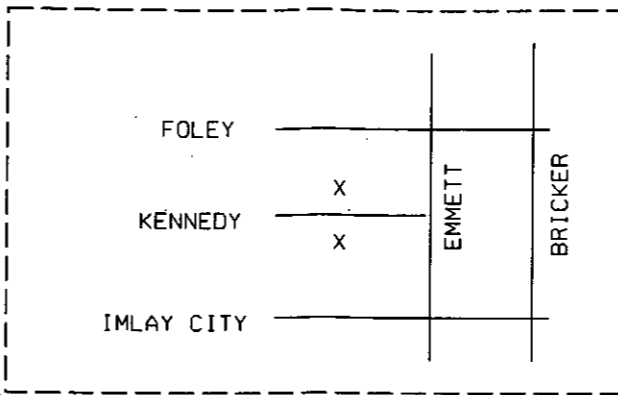
LINDA L. QUAINÉ Notary Public, St. Clair County, MI My Commission Expires July 13, 1999

Notary's Stamp Notary's Signature Linda L. Quaine

(Notary's name, county, and date commission expires)

MARYSVILLE SERVICE CENTER
 IN THE WAY FACILITATOR
 INDICATED AS SE "RED AS
 INDICATED ON THIS SKETCH
 BY Linda Quaine
 DATE 7-25-96
 DATE WANTED _____
 FACILITATOR OF R/W Phil Balon

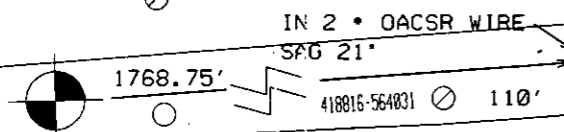
PERMITS TO:
 RECORD _____
 CENTER _____
 R/W FILES _____
 TOTAL _____



R/W Secured

PARCEL - B
 JASON HILLIS
 10856 KENNEDY
 EMMETT, MI. 48002
 1-810-384-6575

- IN 40-3 (2) DET 5029
- IN 25-3 DET 1724C
- IN 1521
- IN 608A
- IN DET 985-3/0



W 1/4 COR SEC. 13

- (1) IN 40-3 DET 5027B



COH/20
 COS/25
 PH/15
 JPL 54738

MISS DIG
 LOC-1- 31' S C/L KENNEDY & 846' W C/L EMMETT
 LOC-2- 38' N C/L KENNEDY & 846' W C/L EMMETT

49503

RESERVED RIGHTS ON THIS R/W

THE DETROIT EDISON COMPANY-SERVICE PLANNING DEPARTMENT			
CITY OR TWP. EMMETT	COUNTY ST CLAIR	TWP SEC QTR 13	DEPT. ORDER NO. A-79272
MAP SECT. 2-416-560	TOWN RANGE 7N 14E	JOINT R/W REQ'D	R/W NO. 54738/5
PROJECT NAME	TEL. ENGR. & DIST.	MBT MEMO#	
TOWNSHIP EMM	SERVICE CENTER MAR	COMP. CODE UC	MAILING CITY
CIRCUIT DC-302 EMMETT	REASON NEW HOME 10830 KENNEDY & EMMETT RDS		CATV MEMO#
PLANNER KEN ENDELMAN	SCALE 1" = 0'	DATE 7-1-96	

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