

Overhead Easement (Right of Way) No. 50276-5

On July 12, 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:

CHARLES AND RUTH ANN WELDON, 4041 PINE GROVE RD, PORT HURON MI. 48060

"Grantee" is:

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

"Grantor's Land" is in KENOCKEE TOWNSHIP, ST. CLAIR County, described as:

S 1/2 OF N 1/2 OF SW 1/4 EXC E 430.18 FEET OF W 1738.76 FEET. SECTION 4 T7N,R15E

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

A TWELVE FOOT WIDE EASEMENT RUNNING WESTERLY FROM EXISTING DETROIT EDISON ELECTRIC LINE AS SHOWN ON ATTACHED DRAWING 50276-5

- 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)

Douglas Dewey
Douglas DEWEY

Charles Weldon
CHARLES WELDON

Beatrice L. Dewey
BEATRICE L. DEWEY

Ruthann Dewey-Weldon
RUTH ANN WELDON HIS WIFE

Acknowledged before me in St. Clair County, Michigan, on July 12, 1996 by CHARLES AND RUTH ANN WELDON husband and wife

Philip J Balon
ST. CLAIR CO

Notary's Stamp

Exp. 6-23-97

Notary's Signature

[Handwritten Signature]

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

Prepared by and Return to: PHIL BALON R/W 3223 RAVENSWOOD RD. MARYSVILLE MI. 48053

CLERK REGISTER ST. CLAIR COUNTY RECEIVED FOR RECORD

JUL 29 1996

LIBER 1531 PAGE 100 TIME 10:30 AM

Marilyn Dunn MARILYN DUNN

RECORDED INDEX OF MAP NO. 49559

North

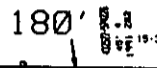
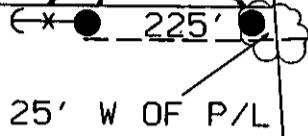
IN TWO POLES: 1 AT 25' AND 1 AT 250' FROM E. P/L
 IN ANCHOR AT 278' FROM E P/L
 30FT WIDE TREE REMOVAL REQUIRED

IN POLE 119' & AMCHOR
 150' E OF P/L
 30FT WIDE TREE
 REMOVAL REQUIRED

M. RECTOR
 R/W SECURED

WELDON

R/W SECURED



5637

5622

DAVE RECTOR & KIM HAYES
 025 RANGE RD.
 KIMBALL TWP, MI 48074
 364-8209

R/W SECURED

49559
 RECORDS SECTION OF MAY 10

MARYSVILLE SERVICE CENTER RIGHT OF WAY FACILITATOR R/W SECURED AS INDICATED ON THIS SKETCH		PERMITS TO:	
BY _____ DATE <u>7-27-6</u> DATE WANTED _____ FACILITATOR OF R/W <u>[Signature]</u>	RECORD CENTER <u>3</u> R/W FILES _____ TOTAL <u>3</u>		

SE COR, SEC 5

M-136. (AVOCA RD)

JPL 50276/5

THE DETROIT EDISON COMPANY-SERVICE PLANNING DEPARTMENT			
CITY OR TWP.	COUNTY	TWP SEC QTR	DEPT. ORDER NO.
KENOCKEE	ST CLAIR	5 SE	A79258
MAP SECT.	TOWN	RANGE	JOINT R/W REQ'D
2-430-576	7N	15E	R/W NO. 50276/5
PROJECT NAME	TEL. ENCR. & DIST.		
TOWNSHIP	SERVICE CENTER	COMP. CODE	MAILING CITY
KEN	MAR	UC	CATV MEMOR
CIRCUIT	O.F.W.		
8772 KILGR	BUDGET ITEM NO.		
REASON	DATE		
NEW HOME 5637 BROWN	6-26-96		
PLANNER	SCALE		
F. SHULER	1" = 200'		

- 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