

Overhead Easement (Right of Way) No. 57284-2

On JULY 11, 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:

LAWRENCE W. AND SUSAN R. SHARPE JR., 10350 METCALF RD. AVOCA MI. 48006

"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:

COMM AT NE COR TH S89\* 22' 40" W 447.0 FT TO POB, TH S 975.0 FT, TH S89\* 22' 40" W 447.0 FT, TH N 975.0 FT, TH N89\* 22' 40" E 447.0 FT TO POB. SECTION 8 T7N,R15E

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

THE WEST 6 FEET OF SAID 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 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)

Signature of Philip J. Balon
PHILIP J. BALON

Signature of Lawrence W. Sharpe Jr.
LAWRENCE W. SHARPE JR.

Signature of Kenneth Endelman
KENNETH ENDELMAN

Signature of Susan R. Sharpe
SUSAN R. SHARPE his wife

Acknowledged before me in ST. CLAIR County, Michigan, on JULY 11, 1996 by LAWRENCE W. SHARPE JR. AND SUSAN R. SHARPE husband and wife husband and wife

PHILIP J. BALON
Notary Public, St. Clair County, MI
My Commission Expires June 23, 1997

Notary's Signature: Signature of Philip J. Balon

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

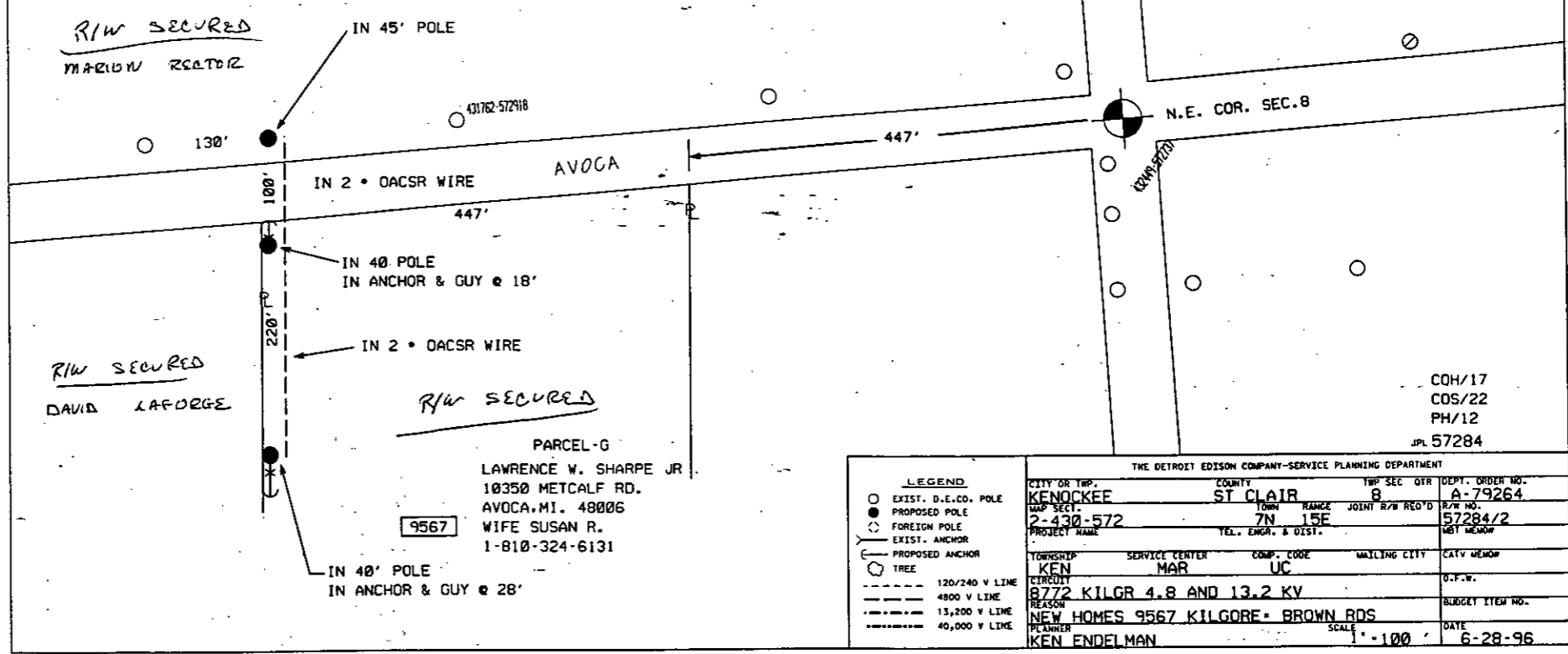
Prepared by and Return to: PHIL BALON R/W 3223 RAVENSWOOD RD. MARYSVILLE MI. 48040 810-364-2011

CLERK REGISTER
ST. CLAIR COUNTY
RECEIVED FOR RECORD

JUL 23 1996
LIBER 1529 PAGE 7/8 TIME 9:02AM
Marilyn Dura

49565

MARYSVILLE SERVICE CENTER RIGHT OF WAY FACILITATOR R/W SECURED AS INDICATED ON THIS SKETCH		PERMITS TO:	
BY:		RECORD CENTER	<u>3</u>
DATE	<u>7-12-96</u>	R/W FILES	
DATE WANTED		TOTAL	<u>3</u>
FACILITATOR OF R/W	<i>[Signature]</i>		



THE DETROIT EDISON COMPANY-SERVICE PLANNING DEPARTMENT					
CITY OR TWP.	COUNTY	TWP	SEC	QTR	DEPT. ORDER NO.
KENOCKEE	ST CLAIR		8		A-79264
MAP SECT.	TOWN	RANGE	JOINT R/W REQ'D		R/W NO.
2-430-572	7N	15E			57284/2
PROJECT NAME	TEL. ENGR. & DIST.		MET MEMOR		
TOWNSHIP	SERVICE CENTER	COMP. CODE	MAILING CITY	CITY MEMOR	
KFN	MAR	UC			
CIRCUIT	U.P.W.				
8772 KILGR 4.8 AND 13.2 KV					
REASON	BUDGET ITEM NO.				
NEW HOMES 9567 KILGORE - BROWN RDS					
PLANNER	SCALE	DATE			
KEN ENDELMAN	1" = 100'	6-28-96			

RECORDED RIGHT OF WAY NO. 49565