

Detroit Edison

LIBER 1535 PAGE 5 of 4

Kimball Twp. Sec. 29 SW 1/4

Underground Easement (Right of Way) No. 52819-2

On 7-26-1996, 1996, for the consideration of system betterment, Grantor grants to Grantee a permanent underground easement ("Right of Way") in, on and across a part of Grantor's Land called the "Right of Way Area."

CLERK REGISTER ST. CLAIR COUNTY RECEIVED FOR RECORD

"Grantor" is:

BRADLEY S. AND DEBORAH J. MAXWELL, 2020 RELKEN, PORT HURON MI. 48060

"Grantee" is:

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

AUG 12 1996 1535 524-525 LIBER PAGE TIME 8 AM Marilyn Dunn

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

BEG S1\* 36' 20" W 1009 FT FROM W 1/4 COR, TH S89\* 50' 34" E 2637.78 FT, TH S1\* 31' 57" W 350.0 FT, TH N89\* 50' 33" W 2638.22 FT, TH N1\* 36' 20" E 350.0 FT TO BEG. SECTION 29 T6N,R16E

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

A TEN FOOT WIDE EASEMENT AS SHOWN ON ATTACHED DRAWING R/W 52819-2

- 1. Purpose: The purpose of this Right of Way is to construct, reconstruct, modify, add to, operate and maintain underground utility line facilities consisting of poles, guys, anchors, wires, manholes, conduits, pipes, 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. Excavation: Under 1974 Public Act 53, you must call MISS DIG (1-800-482-7171) before excavating in the Right of Way Area.
5. 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. No trees, plant life, structures and fences can be planted, grown or installed within 8 feet of the front door and within 2 feet of the other sides of transformers and switching cabinet enclosures. Grantee will not be responsible to Grantor for damages to or removal of trees, plant life, structures and fences placed in front of transformer doors.
6. 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.
7. 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 Pat Fretenborough, PAT FRETENBOROUGH

Signature of Bradley S. Maxwell, BRADLEY S. MAXWELL

Signature of Barbara J. Buestefeldt, Notary Public, St. Clair County, MI, My Commission Expires Jan. 8, 1999

Signature of Deborah J. Maxwell, DEBORAH J. MAXWELL his wife, aka DEBORAH SEAN BASSETT - MAXWELL

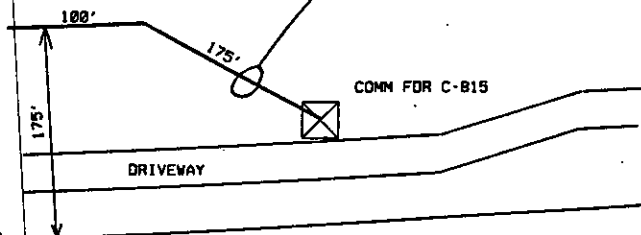
Acknowledged before me in ST. CLAIR County, Michigan, on 7-26-1996, 1996 by BRADLEY S. AND DEBORAH J. MAXWELL husband and wife aka DEBORAH SEAN BASSETT - MAXWELL

Notary's Stamp: BARBARA J. BUESTEFELDT, Notary Public, St. Clair County, MI, My Commission Expires Jan. 8, 1999

Notary's Signature: Barbara J. Buestefeldt

RECORDED RIGHTS OF WAY NO. 49573

**CENTERLINE OF 10- FOOT WIDE EASEMENT**  
 Note: The easement centerline may vary if field construction problems arise. Therefore, for the as-installed easement centerline call 1-800-482-7171 (Miss Dig).  
 BRADLEY MAXWELL  
 2020 RELKEN  
 PORT HURON MI 48060  
 PH-810-985-4524



North

R/W SECURED  
 B. MAXWELL  
 Ph - 985-4524

MARYSVILLE SERVICE CENTER RIGHT OF WAY FACILITATOR R/W SECURED AS INDICATED ON THIS SKETCH		PERMITS TO:	
BY	_____	RECORD CENTER	1
DATE	7-31-96	R/W FILES	_____
DATE WANTED	_____	TOTAL	1
FACILITATOR OF R/W	<i>Alp's Bal</i>		

ORIGINAL RIGHT OF WAY NO. 49573

RICHMAN  
 N 81-36-29'E  
 1359.00'

S.W. COR.  
 SEC 29

SMITHS CREEK

RFW 52819

JPL

THE DETROIT EDISON COMPANY-SERVICE PLANNING DEPARTMENT			
CITY OR TWP. <b>KIMBALL TWP</b>		COUNTY <b>ST CLAIR</b>	
MAP SECT. <b>T6N 16E</b>		TWP SEC QTR <b>23 SW</b>	
PROJECT NAME <b>TO SERVE A NEW HOME ON RICHMAN RD</b>		DEPT. ORDER NO. <b>A-79520</b>	
TOWNSHIP <b>SERVICE CENTER</b>		R/W NO. <b>52819/2</b>	
COMP. CODE <b>DC 8806 MENLO 4.8 KV</b>		MBT MEMO#	
MAPPING CITY <b>MAILING CITY</b>		CATV MEMO#	
REASON <b>TO SERVE A NEW HOME ON RICHMAN RD</b>		O.F.W.	
PLANNER <b>J RUSHTON</b>		BUDGET ITEM NO.	
SCALE <b>1" = NONE'</b>		DATE <b>7-22-96</b>	

- 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