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Detroit Edison

LIBER NO. 956 PAGE NO. 420
Melissa DeBough 421

UNDERGROUND EASEMENT (RIGHT OF WAY) NO. 43033

REGISTER OF DEEDS
LAPEER COUNTY, MICHIGAN

On 5-14, 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".

"Grantor" is:

Jeffrey L. Harris, D.O., and Virginia Harris, husband and wife, 951 S. Main St., Suite 3, Lapeer, MI 48446

"Grantee" is:

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

"Grantor's Land" is in Mayfield Township, Lapeer County, Michigan described as:

Commencing at the South 1/4 corner, Section 31, T8N-R10E, thence North 89°40' West 92.76 feet along the South Section line to the point of beginning. Thence North 00°20' West 33 feet to the point of beginning. Running thence North 00°20' East 200 feet, thence North 01°03' West 284 feet, thence North 89°40' East 379.23 feet, thence South 03°03' West 484.82 feet, thence South 89°40' West 347.07 feet to the point of beginning. Being part of the Southeast 1/4, Section 31, T8N-R10E, and Lots 9, 10, 11 and part of Lot 12 of Dunham's Subdivision.

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

A 10' wide easement as shown on Exhibit "A", which is attached hereto and made a part hereof.

- 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 shall be placed in the Right of Way Area without Grantee's prior written consent.
- 4. Excavation:** As required by Public Act 53 of 1974, MISS DIG must be called on 1-800-482-7171 before anyone excavates 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 shall 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 shall 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 shall 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, lessees, licensees and assigns.

Witnesses:(type or print name below signature)

Grantor:(type or print name below signature)

Linda L Stenz

Linda L Stenz

Jeffrey L Harris

Jeffrey L. Harris, D.O.

Camille Gephrey

Camille Gephrey

Virginia Harris

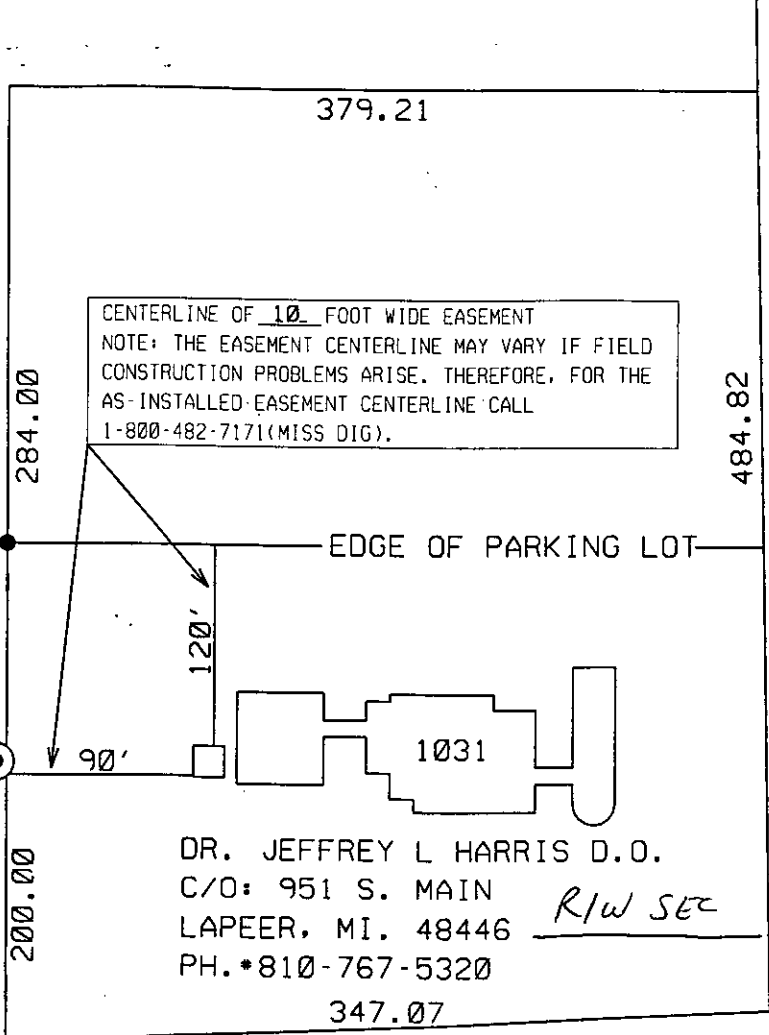
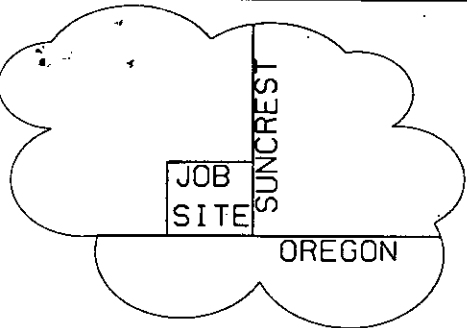
Virginia Harris

Acknowledged before me in Lapeer County, Michigan, on 5-14, 1996 by Jeffrey L. Harris, D.O., and Virginia Harris, husband and wife.

TAMMY J. SCHAEFER
NOTARY PUBLIC - LAPEER COUNTY, MI
COMMISSION EXPIRES 06/08/99

Notary's Signature *Tammy J. Schaefer*

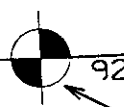
69594 ON FILE TO RIGHTS OF WAY NO. 49599



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).

SUNCREST

RECORDED EIGHTH OF MAY NO. 49599



92.76' 33' OREGON
 SOUTH 1/4 COR.
 SEC. 31 T.8N. -R.10E.
 MAYFIELD TWP.

EXHIBIT "A"

JPL 43033

THE DETROIT EDISON COMPANY-SERVICE PLANNING DEPARTMENT				
CITY OR TWP. MAYFIELD		COUNTY LAPEER	TWP SEC QTR 31 SW	DEPT. ORDER NO. A-90381
MAP SECT. 1-265-568		TOWN RANGE 8N 10E	JOINT R/W REQ'D	R/W NO. 43033/2
PROJECT NAME DR J HARRIS R/W			TEL. ENGR. & DIST.	MBT MEMO#
TOWNSHIP MAY	SERVICE CENTER LAP	COMP. CODE UC	MAILING CITY LAP	CATV MEMO#
CIRCUIT DC 8788 LAPER 13.2 KV				O.F.W.
REASON R/W FOR NEW BUISNESS @ 1031 SUNCREST				BUDGET ITEM NO.
PLANNER P. VENDITTELLI		SCALE 1" = 100'	DATE 05-08-96	

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