

OVERHEAD EASEMENT (RIGHT OF WAY) NO. 47782

On May 20, 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:

Victor A. Vachon, Jr., 640 Victoria Ave., Flint, MI 48507, *A single man.*

"Grantee" is:

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

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

Part of the East 1/2 of the Northeast of the Northwest 1/4 of Section 17, T10N-R10E, described as beginning at a point on the North section line that is South 87°26'02" West 331.26 feet from the North 1/4 corner of said Section 17; thence South 02°11'33" East 1329.41 feet; thence South 87°30'38" West 331.99 feet; thence North 02°09'39" West 1328.97 feet; thence along said North section line, North 87°26'02" East 331.26 feet to the point of beginning.

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

A 12' 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 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 shall be placed in the Right of Way Area without Grantee's prior written consent.
- 4. Trees, Bushes, Branches or Roots** Grantee may trim, cut down, remove or otherwise control any trees, bushes, branches or roots in the Right of Way Area (or that could grow into 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 shall 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, lessees, licensees and assigns.

Witnesses:(type or print name below signature)

Grantor:(type or print name below signature)

Shirley Hosner
Shirley Hosner

Dianne S. Baggett
Dianne S. Baggett

V.A. Vachon, Jr.
Victor A. Vachon, Jr.

Acknowledged before me in Lapeer County, Michigan, on May 20, 1996 by Victor A. Vachon, Jr., *A single man.*

Notary's Stamp SHIRLEY HOSNER Notary's Signature *Shirley Hosner*
Notary Public, Genesee County, MI
My Commission Expires Jan. 15, 1997

RECORDED RIGHT OF WAY NO. 49637

NOTES:
 POLE TO BE 40 FT.
 ANCHOR TO BE AT 30 FT
 EASEMENT AREA TO BE 12 FT WIDE

MCINTYRE

North

MURPHY LK

331.26'

269'

POND

HSE

8'

1328.97'

1329.41'

331.99'

R/W Sec
 VICTOR A. VACHON, JR.
 640 VICTORIA AVENUE
 FLINT, MI 48507

REPORT OF PROPERTIES AND RIGHTS OF MAY DEPARTMENT, SECURED AS INDICATED ON THIS SKETCH		PERMITS TO:	
BY	DATE	RECORD CENTER	
JEANETTE JONES	5-20-96	R/W FILES	1
DATE WANTED	ASAP	MBT	0
DISTRICT FIELDMAN	<i>Byrne</i>	ORIGINATOR	1
		TOTAL	1

APPROVED RICH OF MAN NO. 49637

Exhibit 'A'

JPL 47782/17

THE DETROIT EDISON COMPANY-SERVICE PLANNING DEPARTMENT

LEGEND ○ EXIST. D.E.CO. POLE ● PROPOSED POLE ○ FOREIGN POLE T EXIST. ANCHOR T PROPOSED ANCHOR ☁ TREE - - - - - 120/240 V LINE = = = = = 4800 V LINE 13,200 V LINE : : : : : 40,000 V LINE	CITY OR TWP. COUNTY TWP SEC QTR DEPT. ORDER NO.		
	RICH TWP LAPEER 17 NW		
	MAP SECT. TOWN RANGE JOINT R/W REG'D R/W NO.		
	1-268-654 10N 10E R-47782/2		
	PROJECT NAME TEL. ENGR. & DIST. MBT MEMO#		
	VACHON		
	TOWNSHIP SERVICE CENTER COMP. CODE MAILING CITY CATV MEMO#		
RIC LAP UC MAV			
CIRCUIT REASON O.F.W.			
D.C. 8089 RUSH 13.2KV			
PLANNER DATE			
JEANETTE JONES MURPHY LK RD 5-16-96			

SCALE 1" = 200'