

Overhead Easement (Right of Way) No. 48377-5

On Aug 28, 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:

MARVIN E. AND HELEN G. KOSTANECKI, 24287 ROXANA, EASTPOINTE, MI. 48021

"Grantee" is:

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

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

THE NORTH 200 FEET OF THE SOUTH 990 FEET OF THE EAST 1/2 OF THE NORTHEAST 1/4 SECTION 20 T8N,R14E

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

A TWELVE FOOT WIDE EASEMENT AS SHOWN ON ATTACHED R/W DRAWING # 48377-5

- 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)

Donald A. Fowler DONALD A. FOWLER

Bonnie T. Drugan

Grantor: (Type or print name below signature)

Marvin E. Kostanecki MARVIN E. KOSTANECKI

Helen G. Kostanecki HELEN G. KOSTANECKI his wife

Acknowledged before me in Macomb County, Michigan, on August 28, 1996 by MARVIN E. AND HELEN G. KOSTANECKI husband and wife. Notary's Stamp: DONALD A. FOWLER, NOTARY PUBLIC - MACOMB COUNTY, MI, ACTING IN CO., MI, MY COMMISSION EXPIRES 12/23/98. Notary's Signature: Donald A. Fowler

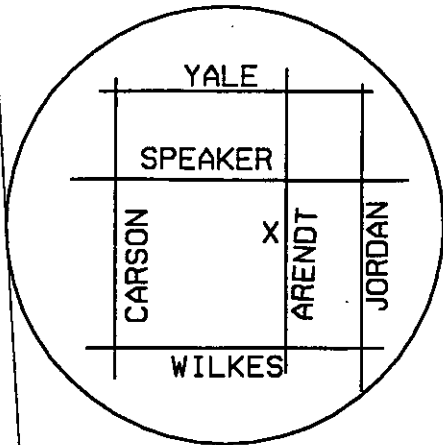
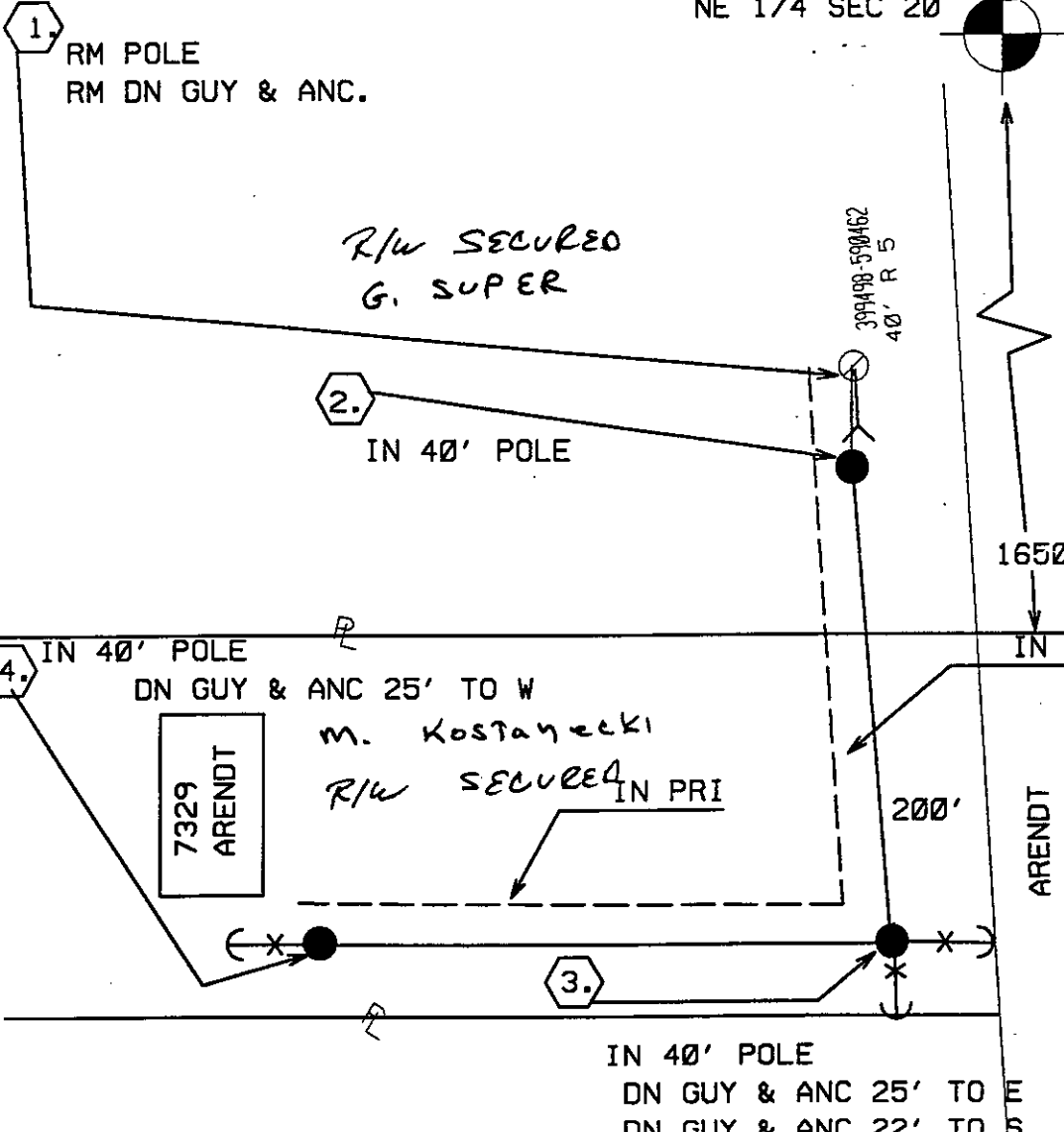
RECORDED RIGHT OF WAY NO. 49722

Prepared by and Return to: PHIL BALON R/W 3223 RAVENSWOOD RD. MARYSVILLE MI. 48040 810-364-0352

CLERK REGISTER ST. CLAIR COUNTY RECEIVED FOR RECORD

SEP 19 1996 LIBER 1546 PAGE 389 TIME 8:00 AM Marilyn Quinn

NE 1/4 SEC 20



- MISS DIG:**
- 1508' S OF C/L SPEAKER
90' W OF C/L ARENDT
 - 1538' S. OF C/L SPEAKER
90' W OF C/L ARENDT
 - 1833' S OF C/L SPEAKER
81' W OF C/L ARENDT
 - 1835' S OF C/L SPEAKER
381' W OF C/L ARENDT

MARYSVILLE SERVICE CENTER
RIGHT OF WAY FACILITATOR
R/W SECURED AS
INDICATED ON THIS SKETCH

BY _____
DATE _____
DATE WANTED _____
FACILITATOR OF R/W _____

MAP CHANGE

PERMITS TO:

RECORD CENTER	RFW	48377
R/W FILES	COH	20
TOTAL	PH	15
	ROM	16

North
RECORDED RIGHT OF WAY NO. 49722

THE DETROIT EDISON COMPANY-SERVICE PLANNING DEPARTMENT

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

CITY OR TWP. BROCKWAY TWP.	COUNTY ST. CLAIR	TWP SEC QTR 20 NE	DEPT. ORDER NO. A-79142
MAP SECT. 1-397-590	TOWN RANGE 8N 14E	JOINT R/W REQ'D	R/W NO. 48377-5
PROJECT NAME	TEL. ENGR. & DIST.		MBT MEMO#
TOWNSHIP BRY	SERVICE CENTER MAR	COMP. CODE 322	MAILING CITY YAL
CIRCUIT D.C. 2652 SLATR			CATV MEMO#
REASON N. B. AT 7329 ARENDT ROAD			O.F.W.
PLANNER E. A. BROWN			BUDGET ITEM NO.
	SCALE 1" = 100'		DATE 8-20-199