

Overhead Easement (Right of Way) No. R-9500409-2

On 2-14, 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."

RECORDED  
ST. CLAIR COUNTY  
RECEIVED FOR RECORD

"Grantor" is:

Leonard Kasperowicz and Arlene Kasperowicz, husband and wife, 8955 Colony Drive, Algonac, Michigan 48001

"Grantee" is:

The Detroit Edison Company, a Michigan Corporation, 2000 Second Avenue, Detroit, Michigan 48226  
Ameritech, a Michigan Corporation, 444 Michigan Avenue, Detroit, Michigan 48226

JUL 11 1996  
LIBER 1525 PAGE 363-365 TIME 12:20 PM  
Marilyn Quinn  
MARILYN QUINN

"Grantor's Land" is in Clay Township, St. Clair County, described as:

Land located in and being a part of Section 4, Town 2 North, Range 16 East, Clay Township, St. Clair County, Michigan, being more particularly described as follows: Lot 1296, Supervisor Roy T. Gilbert's Plat No. 17, according to the Plat thereof, as recorded in Liber 50 of Plats, Pages 30, 31, and 32, St. Clair County Records, except that part lying East of a line, beginning on the North line, North 69 degrees 24 minutes West 120 feet from the Northeast corner; thence South 6 degrees 01 minute 35 seconds West to the South line & except part North and West of a line, beginning South 89 degrees 23 minutes 04 seconds East 500.0 feet from int 1/4 corner of Section 4; thence North 0 degrees 21 1/2 minutes West 785.56 feet and South 58 degrees 03 minutes 09 seconds East 100.0 feet and North 37 degrees 32 minutes 44 seconds East 245.02 feet. Parcel # 74-14-541-0074-000.

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

As shown on the attached Right-of-Way Drawing # R-9500409-2, dated 2-17-95.

- 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)

Judith E. Karmala  
JUDITH E. KARMALA

Judith E. Karmala  
JUDITH E. KARMALA

Edward J. Jansen, Jr.  
Edward J. Jansen, Jr.

Leonard Kasperowicz  
Leonard Kasperowicz

Arlene Kasperowicz  
Arlene Kasperowicz, his wife

RECORDED RIGHT OF WAY NO. 49740

Acknowledged before me in Macomb County, Michigan, on 2-14, 1996 by Leonard Kasperowicz and Arlene Kasperowicz, husband and wife.

Notary's Stamp **SUSAN ANNE PUTRYCUS**  
Notary Public, Macomb County, MI  
My Commission Expires Oct. 7, 1999

Notary's Signature Susan Anne Putrycus

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

\* R/W REQUESTED FOR WIRE POLES AND GUYS ALSO TREE TRIM AND REMOVAL REQUIRED

North

STONE RD.  
201'

TREE TRIM AND REMOVAL REQUIRED

\* LOT 1296

20' R/W REQUIRED

9152

9152

○ EXISTING POLES

● NEW POLES

OWNER  
LEONARDO KASPEROWICZ  
2895 COLONY DR.  
ALGONAC MICH 48001

OFFICE  
COLONY CLINIC  
1603 DYKE RD  
ALGONAC MICH 48001  
794-9100

CENTER POST SEC. 4

T&N R/W

500'

Do Not Use Any Hericides on this Property LB

LEGEND	
○	FOREIGN POLE
○	EXIST. D.E. CO. POLE
○	PROPOSED POLE
○	EXIST. ANCHOR
○	PROPOSED ANCHOR
○	TREE
---	120/240 V LINE
---	4800 V LINE
---	13,200 V LINE
---	40,000 V LINE

THE DETROIT EDISON COMPANY - SERVICE PLANNING DEPARTMENT	
CITY OR TWP.	CLAY TWP., ST. CLAIR
MAP SECT.	1-478-416
PROJECT NAME	L. KASPEROWICZ
CIRCUIT	
QTR. & TWP. SECT. NO.	
JOINT R/W REQUIRED	YES <input type="checkbox"/> NO <input type="checkbox"/>
TEL. ENG'R. & DIST.	
O.F.W. S.O. OR P.E. NO.	
BUDGET ITEM NO.	
REASON	RELOCATION OF O.H. LEAD - LOT 1296
PLANNER	R.J. MOZ
DATE	2-17-95
SCALE	N/A
R/W NO.	R-8500409-2
PROJ. OR PART NO.	

RECORDED RIGHT OF WAY NO. 119740

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