

OVERHEAD EASEMENT (RIGHT OF WAY) NO. 57395/2

On JULY 24, 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:

Albert Arnold and Shirley Arnold, husband and wife, 4277 W. Van Geisen Rd., Caro, MI 48723

"Grantee" is:

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

"Grantor's Land" is in Fairgrove Township, Tuscola County, Michigan described as:

Section 34, T13N-R8E, The South 1/2 of the Southwest 1/4.

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

A 6' 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)

Duane E. Burgess

 DUANE E. BURGESS

Barbara R. Prime

 BARBARA R. PRIME

Albert Arnold

 ALBERT ARNOLD

Shirley Arnold

 SHIRLEY ARNOLD (HIS WIFE)

RECORDED RIGHT OF WAY NO. 49770

Acknowledged before me in Tuscola County, Michigan, on July 24, 1996 by Albert Arnold and Shirley Arnold, husband and wife.

Notary's Stamp

Notary's Signature



MY COMMISSION EXPIRES 12-21-97

Duane E. Burgess

 DUANE E. BURGESS

Prepared by and Return to: Gary W. Kenney, 1075 Suncrest Dr., Lapeer, MI 48446/seg

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Gary W. Kenney

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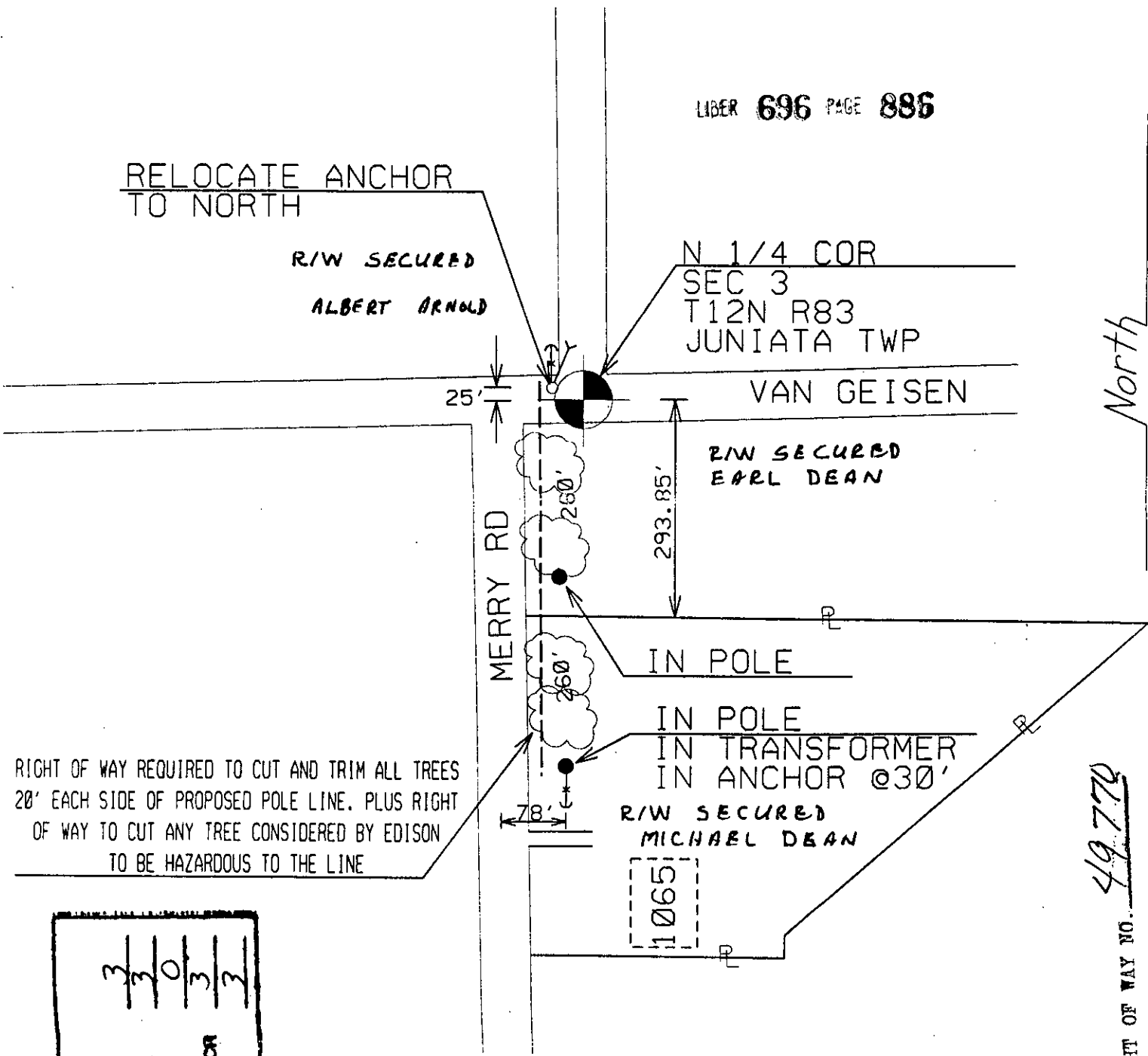
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LABORATORY



RIGHT OF WAY REQUIRED TO CUT AND TRIM ALL TREES 20' EACH SIDE OF PROPOSED POLE LINE. PLUS RIGHT OF WAY TO CUT ANY TREE CONSIDERED BY EDISON TO BE HAZARDOUS TO THE LINE

PERMITS TO:	
RECORD CENTER	3/30/3/3
R/W FILES	
MBT	
ORIGINATOR	
TOTAL	
REPORT OF PROPERTIES AND RIGHTS OF WAY DEPARTMENT R/W SECURED AS INDICATED ON THIS SKETCH	
BY	G. KENNEY
DATE	7-30-96
DATE WANTED	
DISTRICT	
FIELDMAN	

EXHIBIT "A"

DRAWING # 57395/2
 BY CONNIE FIBRANZ
 DATED 7/2/96
 R/W TO SERVE 1065 MERRY RD S
 MICHAEL DEAN
 LIVES 4217 VAN GEISEN RD
 CARO, MI 48723
 517-673-5240

RECORDED RIGHT OF WAY NO. 49770