

Overhead Easement (Right of Way) No. 62053-5

On 8-29-96, 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:

ROBERT M AND CECILIA A DEARING, 46584 WRIGHT AVE, SHELBY MI. 48317

"Grantee" is:

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

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

BEG N0* 4' 13" E 351.59 FT FROM SE SEC COR, TH N89* 53' 06" W 1320.0 FT, TH N0* 04' 13" E 331.56 FT, TH S89* 53' 10" E 1320.0 FT, TH S0* 04' 13" W 331.59 FT TO BEG. SECTION 18 T8N,R16E

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

THE EAST 12 FEET ALONG AND ADJACENT TO GRAHAM RD. R/W. AND ALSO THE NORTH SIX FEET OF SAID LAND

- 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.
- Access:** Grantee has the right of access to and from the Right of Way Area.
- 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.
- 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.
- 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.
- 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)

Cynthia G. Charbonneau
Cynthia G. Charbonneau
Yvonne M. Ballanti
YVONNE M. BALLANTI

Robert M. Dearing
 ROBERT M. DEARING
Cecilia A. Dearing
 CECILIA A. DEARING his wife

RECORDED RIGHT OF WAY NO. 49776

Acknowledged before me in Macomb County, Michigan, on 30th day of August, 1996 by ROBERT M. AND CECILIA A. DEARING husband and wife

Notary's Stamp CYNTHIA G. CHARBONNEAU
 NOTARY PUBLIC - MACOMB COUNTY, MICH.
 MY COMMISSION EXPIRES 12-5-00
 (Notary's name, county, and date commission expires)

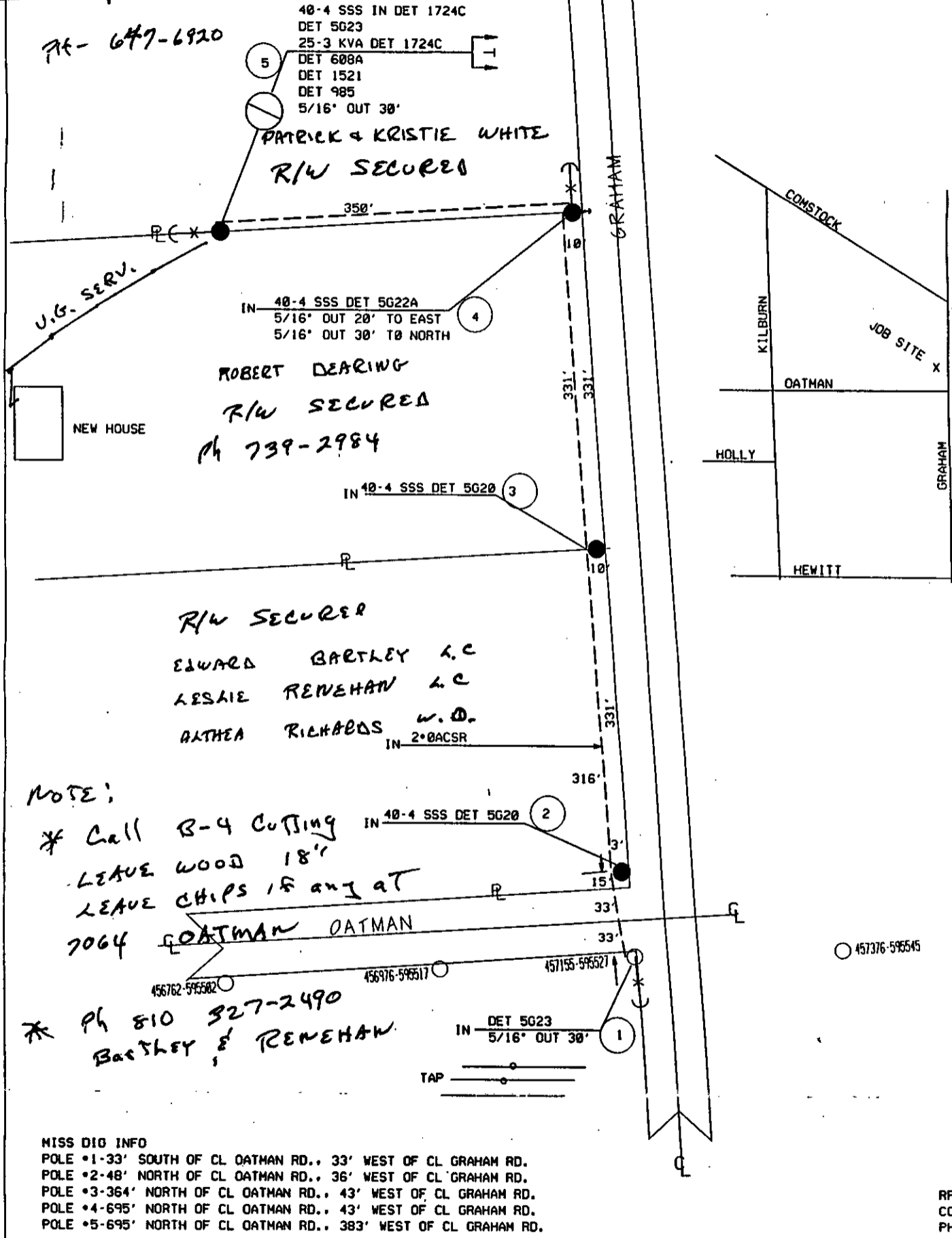
Notary's Signature Cynthia G. Charbonneau
Cynthia G. Charbonneau

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 355-356 TIME 8:00 AM
Marilyn Dunn
 MARILYN DUNN

MARYSVILLE SERVICE CENTER RIGHT OF WAY FACILITATOR R/W SECURED AS INDICATED ON THIS SKETCH		PERMITTED TO: RECORD CENTER <u>3</u> R/W FILES <u>3</u> TOTAL <u>3</u>
BY _____ DATE <u>9-14-96</u> DATE WANTED _____ FACILITATOR OF R/W <u>[Signature]</u>		



North
 RECORDED RIGHT OF WAY NO. 49776

NOTE:
 * Call B-4 Cutting
 LEAVE WOOD 18"
 LEAVE CHIPS 15 ang at
 7064 OATMAN OATMAN
 * Ph 810 327-2490
 BARTLEY & RENEHAN

MISS DIG INFO
 POLE #1-33' SOUTH OF CL OATMAN RD., 33' WEST OF CL GRAHAM RD.
 POLE #2-48' NORTH OF CL OATMAN RD., 36' WEST OF CL GRAHAM RD.
 POLE #3-364' NORTH OF CL OATMAN RD., 43' WEST OF CL GRAHAM RD.
 POLE #4-695' NORTH OF CL OATMAN RD., 43' WEST OF CL GRAHAM RD.
 POLE #5-695' NORTH OF CL OATMAN RD., 383' WEST OF CL GRAHAM RD.

RFW# 62053
 COM# 20
 PH# 15

LEGEND				THE DETROIT EDISON COMPANY-SERVICE PLANNING DEPARTMENT				
○	EXIST. D.E.CO. POLE	GRANT TWP	COUNTY	TWP SEC	QTR	DEPT. ORDER NO.		
●	PROPOSED POLE	ST. CLAIR	ST. CLAIR	18	SE	A-75152		
○	FOREIGN POLE	2-454-592	TOWN	RANGE	JOINT R/W REQ'D	R/W NO.		
○	EXIST. ANCHOR		8N	16E				
→	PROPOSED ANCHOR		TEL. ENGR. & DIST.			MBY MEMO#		
○	TREE	TOWNSHIP	SERVICE CENTER	COMP. CODE	MAILING CITY	CATV MEMO#		
---	120/240 V LINE	GNT	MAR	UC	JED			
---	4800 V LINE	CIRCUIT	D.C. 8772 KILGR 4.8KV				O.F.W.	
---	13,200 V LINE	REASON	NEW BUS-GRAHAM RD				BUDGET ITEM NO.	
---	40,000 V LINE	PLANNER	DEL REESE				DATE	8-14-96
			SCALE		1" = 100'			