

Overhead Easement (Right of Way) No. 58071-2

On 7/15, 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."

CLERK REGISTER
ST. CLAIR COUNTY
RECEIVED FOR RECORD

"Grantor" is:

David E. Wurm and Mary C. Wurm, husband and wife, 40573 Eschenburg, Clinton Township, Michigan 48038

"Grantee" is:

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

SEP 24 1996

LIBER 1547 PAGE 892 TIME 1:00
Marilyn Dunn
MARILYN DUNN

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

A parcel of land located in and being a part of the Southwest 1/4 of Fractional Section 3, Town 3 North, Range 15 East, Ira Township, St. Clair County, Michigan, and being more particularly described as follows: Beginning at a point on the South line of said Section 3, said point being located a distance of 402.32 feet from the South 1/4 corner of said Section 3; thence continuing West along said South line a distance of 464.04 feet; thence North 00 degrees 05 minutes 53 seconds East a distance of 843.70 feet; thence North 89 degrees 22 minutes 32 seconds East a distance of 453.37 feet; thence South 00 degrees 37 minutes 28 seconds East a distance of 848.69 feet to the point of beginning. Containing 8.91 acres of land, more or less. Parcel Number: Part of 74-23-003-1007-000.

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 No. 58071-2, dated 7-1-96.

- 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)

Sandra F. Miller
SANDRA F. MILLER

David E. Wurm
David E. Wurm

Carrie M. Quint
Carrie M. Quint

Mary C. Wurm
Mary C. Wurm, his wife

Acknowledged before me in MACOMB County, Michigan, on 7-15, 1996 by David E. Wurm and Mary C. Wurm, husband and wife.

EDWARD J. JANSEN JR.
Notary Public, Macomb County, MI
My Commission Expires July 9, 1999

Notary's Stamp

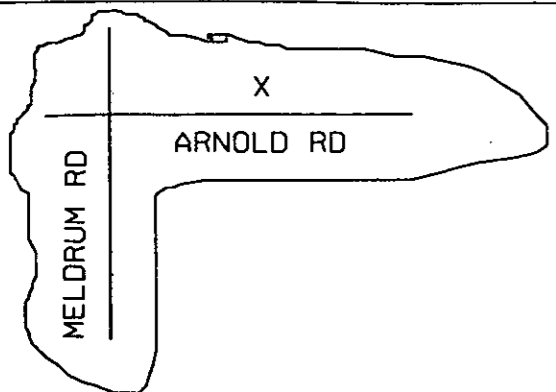
Notary's Signature

Edward J. Jansen, Jr.

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

RECORDED RIGHT OF WAY NO. 49784

North



OWNER
DAVID WURM
28812 LITTLE MACK
ST CLAIR SHORES
MI 48081

N 00 05 53 E
843.70

S 89 22 32 W
453.37

N 00 37 28 W
848.69

8802

R/W REQUIRED FOR
POLE AND DOWN GUY

SOUTH 1/4 CORNER
SEC. 3 T3N R15E

WEST 464.04

402.32

50'

8839

142-A

R/W REQUIRED FOR
D.E. WIRES AND
DOWN GUY

PARCEL 142-B

8875
8775

R/W REQUIRED FOR
D.E WIRES ACROSS
PROPERTY

10' EASEMENT

JPL 58071

THE DETROIT EDISON COMPANY-SERVICE PLANNING DEPARTMENT			
CITY OR TWP. IRA TWP	COUNTY ST CLAIR	TWP SEC QTR	DEPT. ORDER NO.
MAP SECT. 1-448-444	TOWN RANGE	JOINT R/W REQ'D	R/W NO. 58071-2
PROJECT NAME WURM	TEL. ENGR. & DIST.		MBT MEMO#
TOWNSHIP IRA	SERVICE CENTER	COMP. CODE	MAILING CITY
CIRCUIT			CATV MEMO#
REASON NEW BUS. R/W REQUIRED			O.F.W.
PLANNER RJ MROZ	SCALE 1" = N/A.'	DATE 7-1-96	

- 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

RECORDED RIGHT OF WAY NO. 49784