

Overhead Easement (Right of Way) No. 64990/5

On August 30, 1996, for the consideration of system betterment, Grantor grants to Grantee a permanent 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:

JOYCE MERICLE, 4727 MERICLE RD., AVOCA MI. 48006-3524

"Grantee" is:

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

SEP 19 1996 LIBER PAGE 370 TIME 8:00 AM Marilyn Dunn MARILYN DUNN

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

All that part of the East 1/2 of Southeast 1/4 lying South of County Road 478B and beginning South 89 degrees 44 minutes 01 seconds East 1317.32 feet and South 68 degrees 54 minutes 42 seconds East 677.19 feet to a 509.23 feet radius curve to left, chord bears North 86 degrees 37 minutes 19 seconds East and along arc of curve 434.91 feet to a 130.75 feet radius curve to right, chord bears South 60 degrees 01 minutes 56 seconds East from interior 1/4 corner, thence Southeasterly along arc of curve 263.86 feet, thence South 02 degrees 13 minutes 13 seconds East 238.38 feet, thence South 34 degrees 53 minutes 21 seconds East 83.51 feet, thence North 01 degrees 25 minutes 28 seconds East 397.43 feet to a 478.04 feet radius curve to left, chord bears North 07 degrees 27 minutes 38 seconds West, thence along arc 148.26 feet, thence South 62 degrees 09 minutes 19 seconds West 270.78 feet to beginning. Section 16, Town 7 North, Range 15 East.

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. 64990/5, dated 8-26-96. The easement is twelve (12) feet wide.

- 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)

Robin M. Lashbrook Robin M. LASHBROOK

Joyce Mericle Joyce Mericle

Philip J. Balon PHILIP J. BALON

RECORDED RIGHT OF WAY NO. 49790

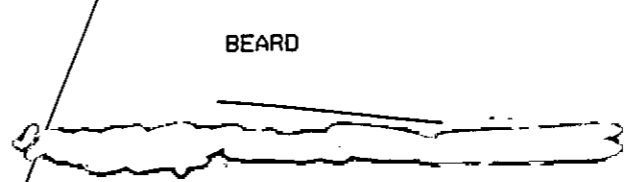
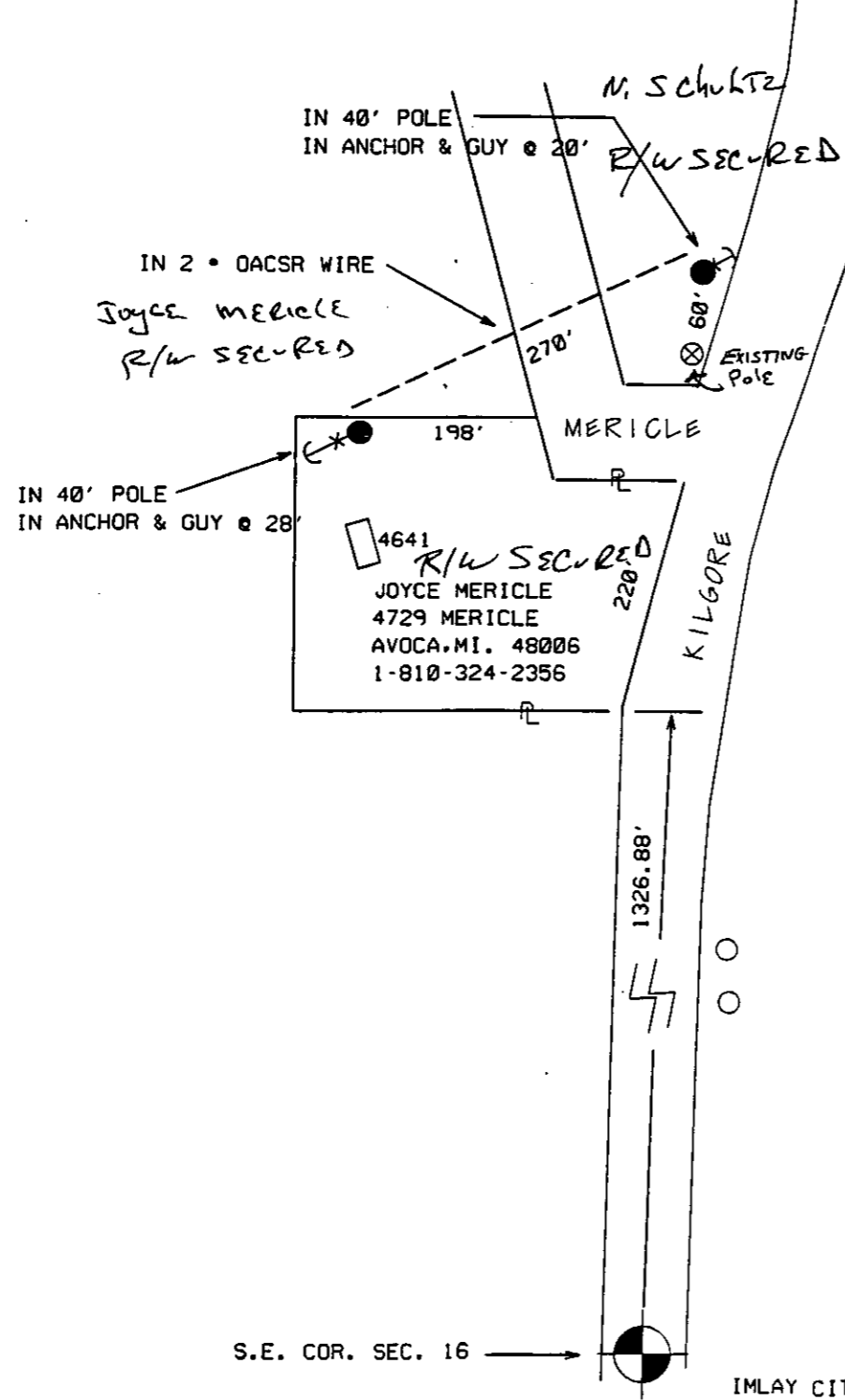
Acknowledged before me in St. Clair, County, Michigan, on August 30, 1996 by Joyce Mericle.

ROBIN MARIE MATHEWS Notary Public, St. Clair County, MI My Commission Expires Nov. 5, 1999

Notary's Stamp

Notary's Signature Robin Marie Mathews

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



MARYSVILLE SERVICE CENTER RIGHT OF WAY FACILITATOR R/W SECURED AS INDICATED ON THIS SKETCH		PERMITS TO:	
BY	_____	RECORD. CENTER	2
DATE WANTED	9-2-96	R/W FILES	_____
FACILITATOR OF R/W	<i>[Signature]</i>	TOTAL	2

RECORDED RIGHT OF WAY NO. 49790

COH/20  
JPL 64990

THE DETROIT EDISON COMPANY-SERVICE PLANNING DEPARTMENT				
CITY OR TWP.	COUNTY	TWP SEC	QTR	DEPT. ORDER NO.
KENOCKEE	ST CLAIR	16		A-75216
MAP SECT.	TOWN	RANGE	JOINT R/W REQ'D	R/W NO.
2-436-564	7N	15E		64990/5
PROJECT NAME	TEL. ENGR. & DIST.		NET MEMOR	
TOWNSHIP	SERVICE CENTER	COMP. CODE	MAILING CITY	CATV MEMOR
KEN	MAR	UC		
CIRCUIT				O.F.W.
DC-8772 KILGR 4.8KV				
REASON				BUDGET ITEM NO.
NEW HOME 4641 MERICLE & KILGORE				
PLANNER	SCALE			DATE
KEN ENDELMAN	1" = 100'			8-26-96

- 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

S.E. COR. SEC. 16 →

IMLAY CITY

NO SCALE