

Overhead Easement (Right of Way) No. 61769-5

On Aug 29, 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:

THOMAS AND JOYCE L. PARDO, 15704 HUNTCLIFF, MACOMB MI. 48044
TERRANCE F. AND SANDRA L. LANTER, 29 ST. JAMES, MARYSVILLE MI. 48040

"Grantee" is:

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

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

BEG AT W 1/4 COR, TH S89\* 41' 6" E 2636.32 FT, TH S1\* 31' 57" W 301.70 FT, TH N89\* 50' 36" W 2636.88 FT, TH N1\* 36' 20" E 309 FT TO BEG. SECTION 29 T6N,R16E

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

A 12 FOOT WIDE EASEMENT WHOSE CENTER LINE IS APPROXIMATELY 40 FEET SOUTH OF AND PARALLEL WITH THE NORTH PROPERTY LINE.

- 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)

Cheryl Pryn
CHERYL PRYOR

Phil Balon
PHIL BALON

Cheryl Pryn
CHERYL PRYOR

Philip S. Balon
PHILIP S. BALON

Terrance F. Lanter
TERRANCE F. LANTER

Sandra L. Lanter his wife
SANDRA L. LANTER his wife

Thomas Pardo
THOMAS PARDO

Joyce L. Pardo his wife
JOYCE L. PARDO his wife

CLERK REGISTER
ST. CLAIR COUNTY
RECEIVED FOR RECORD

SEP - 9 1996

LIBER 1543 PAGE 442 TIME 11AM

Handwritten signature: Martin Juan

RECORDED RIGHT OF WAY NO. 49794

Detroit  
Edison

Overhead Easement (Right of Way) No. 61769-5

Acknowledged before me in St. Clair County, Michigan, on Aug. 29, 1996  
 by TERRANCE F. AND SANDRA L. LANTER husband and wife  
 CHERYL PRYOR  
 Acting Notary Public in St. Clair  
 County, Michigan  
 Notary's Stamp My Commission Expires on Jan. 18, 1998 Notary's Signature Cheryl Pryor  
(Notary's name, county, and date commission expires)

Acknowledged before me in St. Clair County, Michigan, on Aug. 29, 1996  
 by THOMAS AND JOYCE L. PARDO husband and wife  
 CHERYL PRYOR  
 Acting Notary Public in St. Clair  
 County, Michigan  
 Notary's Stamp My Commission Expires on Jan. 18, 1998 Notary's Signature Cheryl Pryor  
(Notary's name, county, and date commission expires)

Prepared by and Return to: PHIL BALON R/W

3223 RAVENSWOOD RD. MARYSVILLE MI. 48040

810-364-0352

49794  
RECORDED RIGHT OF WAY NO.

