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Melissa DeVaugh
REGISTER OF DEEDS
LAPEER COUNTY, MICHIGAN

Detroit Edison Overhead and Underground Easement (Right of Way) No. 171803

On MAY 23, 1998, for the consideration of system betterment, Grantor grants to Grantee a permanent overhead and underground easement ("Right of Way") in, on and across a part of Grantor's Land called the "Right of Way Area."

"Grantor" is:

Larry ~~Bonham~~ and Florence Ann Bonham, husband and wife, 4730 Lonsberry, Columbiaville, MI 48421

"Grantee" is:

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

"Grantor's Land" is in Marathon Township, Lapeer County, Michigan described as:

PARCEL 1: Part of the Southeast 1/4 of the Southeast 1/4 of Section 26, T9N-R9E, described as beginning at a point on the South section line that is South 89° 45' 00" West 889.98' from the Southeast corner of said Section 26, thence continuing South 89° 45' 00" West 186.99', thence North 00° 49' 56" West 467.00', thence North 89° 45' 00" East 186.95', thence South 00° 50' 14" East 467.00' to the point of beginning. The above described parcel contains 2.004 acres including that part used as Columbiaville Rd. Subject to and including an easement for ingress, egress and utilities over the West 37' thereof.

This easement supersedes Detroit Edison Overhead/Underground recorded Liber 1059, Page 148, Lapeer County Records.

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

A 12' 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 underground utility line facilities consisting of poles, guys, anchors, wires, manholes, conduits, pipes, 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. Excavation:** Under 1974 Public Act 53, you must call MISS DIG (1-800-482-7171) before excavating in the Right of Way Area.
- 5. 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. No trees, plant life, structures and fences can be planted, grown or installed within 8 feet of the front door and within 2 feet of the other sides of transformers and switching cabinet enclosures. Grantee will not be responsible to Grantor for damages to or removal of trees, plant life, structures and fences placed in front of transformer doors.
- 6. 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.
- 7. Successors:** This Right of Way runs with the land and binds and benefits Grantor's and Grantee's successors and assigns.

RECORDED RIGHT OF WAY

58176

13-

(2) Witnesses: (Type or print name below signature)

X Karen Burley
KAREN BURLEY

X Kathy Brooks
KATHY BROOKS

Grantor: (Type or print name below signature)

Larry Bonham
Larry Bonham

Florence A. Bonham
Florence Ann Bonham AKA Florence A. Bonham

Acknowledged before me in Lapeer County, Michigan, on 5-28, 1998, by Larry Bonham and Florence Ann Bonham, husband and wife.

KAREN BURLEY

Notary Public Genesee County, Michigan
My Commission Expires August 12, 1998

Notary's Stamp

Notary's Signature

Karen Burley
acting in Lapeer County

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

Prepared by and Return to: Betty J. Dean, LapSC, 1075 Suncrest Dr., Lapeer, MI 48446/mao

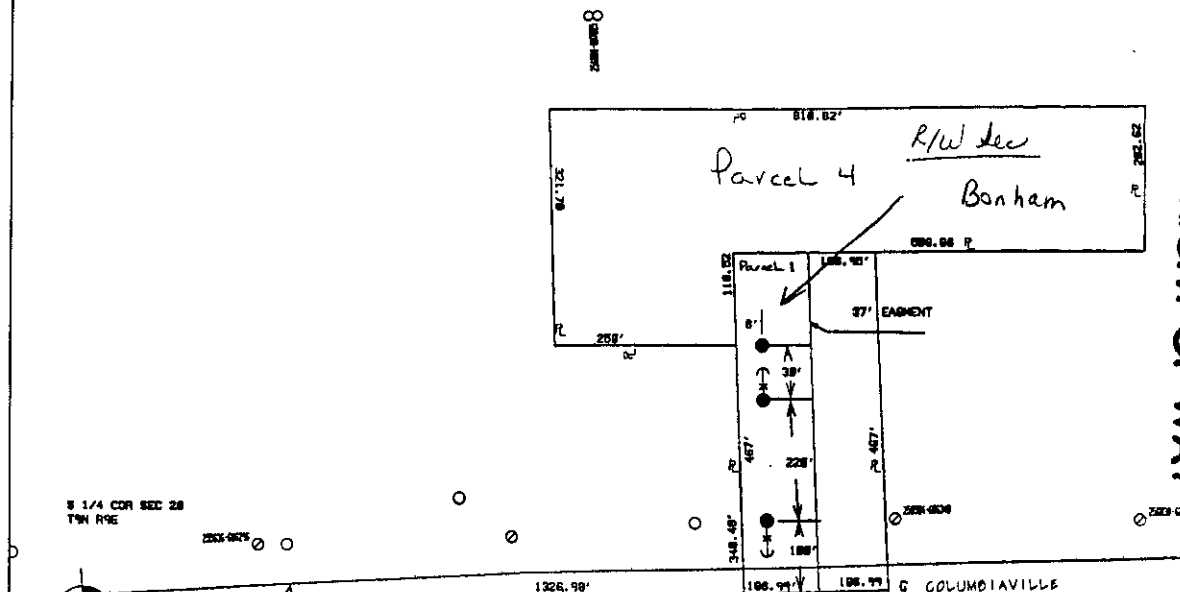
RECORDED RIGHT OF WAY 58176

REPORT OF PROPERTIES AND RIGHTS OF WAY DEPARTMENT R/W SECURED AS INDICATED ON THIS SKETCH		PERMITS TO:	
BY	C.A.	RECORD CENTER	1
DATE	6-4-98	R/W FILES	1
DATE WANTED		HBT	0
DISTRICT FIELDMAN	Bogdan	ORIGINATOR	1
		TOTAL	1

NOTE
CROSSARM CONSTRUCTION INVOLVED
NEW ANCHORS AT 24' FROM POLES AS SHOWN
ALL DIMENSIONS ARE APPROXIMATE

North

EXHIBIT A



RECORDED RIGHT OF WAY

58176

<p>LEGEND</p> <p>● EXIST. D.E.CO. POLE</p> <p>○ PROPOSED POLE</p> <p>○ FOREIGN POLE</p> <p>○ EXIST. ANCHOR</p> <p>○ PROPOSED ANCHOR</p> <p>○ TREE</p> <p>--- 120/240 V LINE</p> <p>--- 4800 V LINE</p> <p>--- 13,200 V LINE</p> <p>--- 40,000 V LINE</p>		THE DETROIT EDISON COMPANY-SERVICE PLANNING DEPARTMENT			
		JPL 171803/5			
CITY OR TWP. MARATHON		COUNTY LAPEER		TWP SEC QTR 26	DEPT. ORDER NO.
MAP SECT. 250-606		TOWN RANGE 9N 9E		JOINT R/W REQ'D	R/W NO.
PROJECT NAME BONHAM		TEL. ENGR. & DIST.		HBT MEMO#	
TOWNSHIP MTN	SERVICE CENTER LAP	COMP. CODE	MAILING CITY	CATV MEMO#	
CIRCUIT 0303 COLUM		REASON NEW RES		O.F.W.	
PLANNER CLIFF AMEY		SCALE 1" = NONE'		DATE 5-20-98	

RECORDS RIGHT OF WAY

MISC D	11.00
ESMT	P0009
REMOVT	2.00