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Melissa DeVaugh  
REGISTER OF DEEDS  
LAPEER COUNTY, MICHIGAN

NE 1/4

**Detroit Edison Overhead Easement (Right of Way) No. 172127**

On JUNE 9, 1998, 1998, 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:**

Kelvin Hurd and Frances Hurd, husband and wife, 3491 Oakgrove Rd., North Branch, MI 48461

**"Grantee" is:**

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

**"Grantor's Land" is in North Branch Township, Lapeer County, Michigan described as:**

Section 30, T9N-R11E, Beginning at the East 1/4 corner, thence North 764 feet; thence West 377.74 feet; thence South 764 feet; thence East 377.74 feet to the point of beginning.

**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 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.

RECORDED RIGHT OF WAY 58195-13

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

Grantor: (Type or print name below signature)

X Mae S. Schlaud

Kelvin Hurd

Mae S. Schlaud  
WILLIAM L. SCHLAUD  
Notary Public, Lapeer County, MI  
My Commission Expires Apr. 2, 2001

Kelvin Hurd

Frances Hurd

Frances Hurd

Acknowledged before me in Lapeer County, Michigan, on June 9, 1998, by Kelvin Hurd and Frances Hurd, husband and wife.

Notary's Stamp

WILLIAM L. SCHLAUD  
Notary Public, Lapeer County, MI  
My Commission Expires Apr. 2, 2001

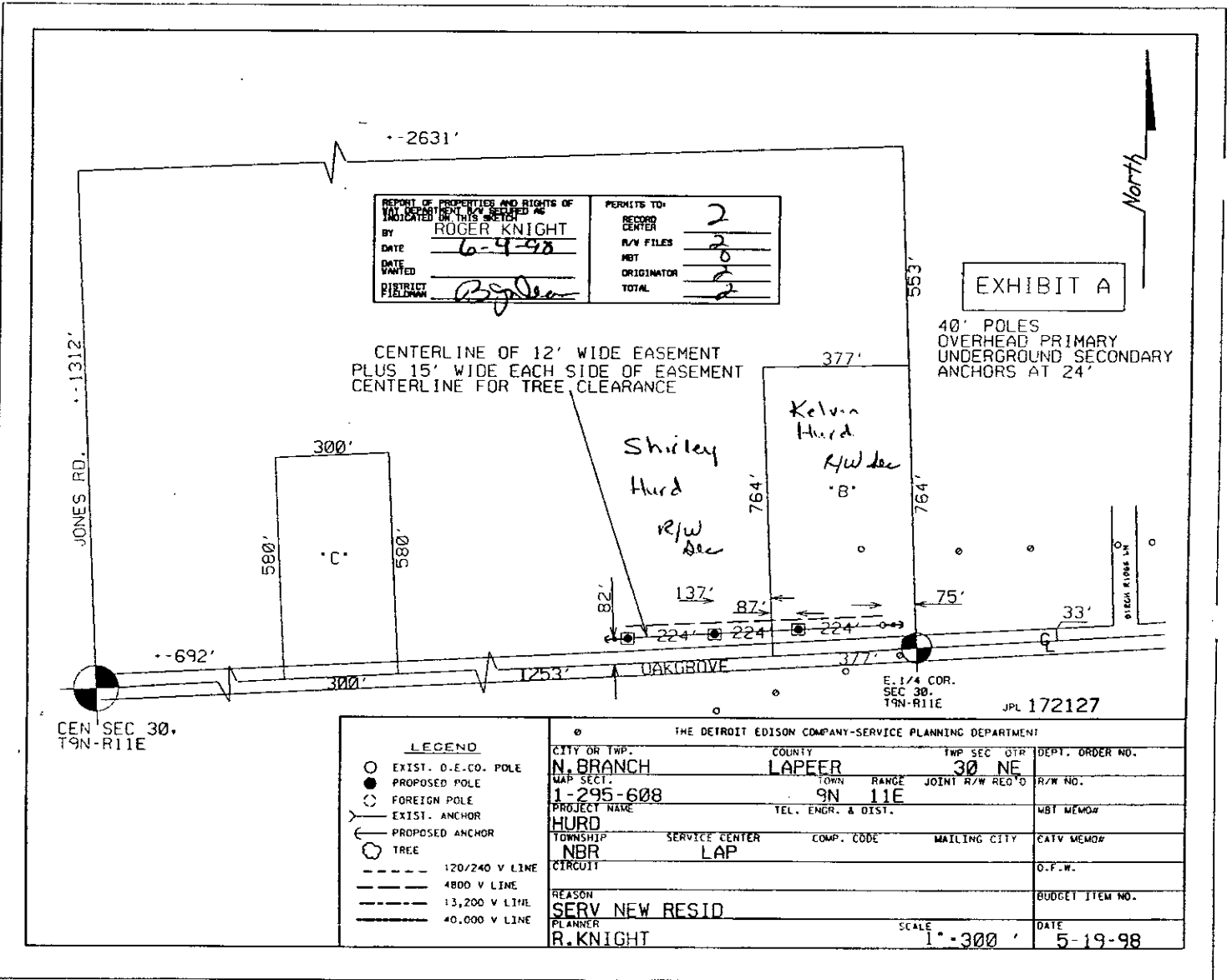
Notary's Signature

William L. Schlaud

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

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

RECORDED RIGHT OF WAY 58195



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