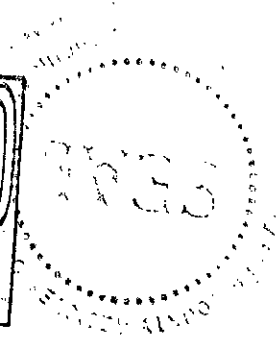


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98 AUG 28 PM 1:47



Melissa De Vaughn
REGISTER OF DEEDS
LAPEER COUNTY, MICHIGAN

Sec 14

Detroit Edison Overhead Easement (Right of Way) No. 169872

On JULY 6, 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:

Bernard McCabe and Alice McCabe, husband and wife, 4280 Mill Rd., Dryden, MI 48428

"Grantee" is:

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

"Grantor's Land" is in Dryden Township, Lapeer County, Michigan described as: None

Section 14, T6N-R11E, described as commencing at a point 1389.62 feet along the centerline of Mill Rd., thence North 28°22'03" West 313.89 feet, thence North 28°10'58" West 245.82 feet, thence North 13°38'21" West 97.55 feet, thence North 03°46'18" East 67.76 feet to the point of beginning, thence North 03°46'18" East 9.05 feet, thence 32°16'01" East 229.05 feet, thence North 89°39'25" West 2081.20 feet, thence South 262.17 feet, thence South 89°39'25" East 1938.38 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 8578

L-653 P198

RECORDED RIGHT OF WAY 2 8218

11/1/77

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

X Betty Dean
BETTY DEAN

X Gary W. Kenney
Gary W. Kenney

Grantor: (Type or print name below signature)

Bernard McCabe
Bernard McCabe

Alice McCabe
Alice McCabe

Acknowledged before me in Lapeer County, Michigan, on JULY 6, 1998, by Bernard McCabe and Alice McCabe, husband and wife.

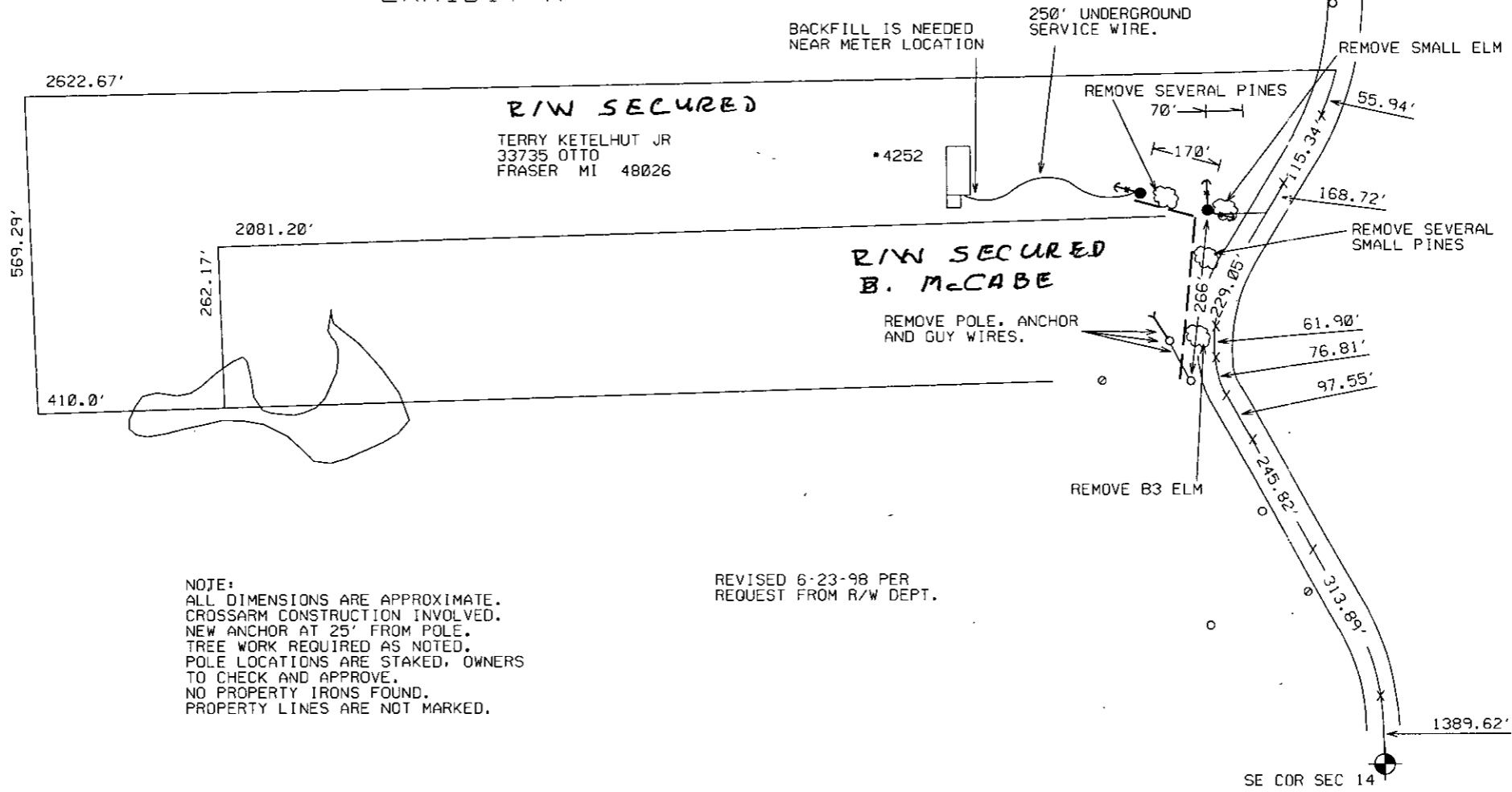
GARY W. KENNEY
Notary Public, Lapeer County, MI
My Commission Expires June 23, 1999
(Notary's name, county, and date commission expires)

Notary's Signature Gary W. Kenney

Prepared by and Return to: Gary W. Kenney, LapSc, 1075 Suncrest Dr., Lapeer, MI 48446/sem

RECORDED RIGHT OF WAY 58578

EXHIBIT A



NOTE:
 ALL DIMENSIONS ARE APPROXIMATE.
 CROSSARM CONSTRUCTION INVOLVED.
 NEW ANCHOR AT 25' FROM POLE.
 TREE WORK REQUIRED AS NOTED.
 POLE LOCATIONS ARE STAKED, OWNERS
 TO CHECK AND APPROVE.
 NO PROPERTY IRONS FOUND.
 PROPERTY LINES ARE NOT MARKED.

REVISED 6-23-98 PER
 REQUEST FROM R/W DEPT.

REPORT OF PROPERTIES AND RIGHTS OF WAY DEPARTMENT R/W SECURED AS INDICATED ON THIS SKETCH	PERMITS TO:
BY _____	RECORD CENTER <u>2</u>
DATE <u>7-10-98</u>	R/W FILES <u>2</u>
DATE WANTED <u>5-28-98</u>	MET <u>2</u>
DISTRICT FIELDMAN <u>G. KENNEY</u>	ORIGINATOR _____
	TOTAL <u>2</u>

THE DETROIT EDISON COMPANY-SERVICE PLANNING DEPARTMENT			
CITY OR TWP. DRYDEN TWP	COUNTY LAPEER	TWP SEC 14	DEPT. ORDER NO.
MAP SECT. 1-322-524	TOWN RANGE 6N 11E	JOINT R/W REQ'D NO	R/W NO. 169872
PROJECT NAME KETELHUT	TEL. ENGR. & DIST. NONE		NBT MEMOR
TOWNSHIP DRY	SERVICE CENTER LAP	COMP. CODE UC	MAILING CITY DRY
CIRCUIT 8750 ROBIN 4.8KV			D-F.W.
REASON NEW RES 4252 MILL RD			BUDGET ITEM NO.
PLANNER GREG STOCKMAN	SCALE 1" = NONE'		DATE 4-30-98

LIBER 1115 PAGE 0981