

98 AUG 19 PM 3:45

RECEIVED
JAN 08 1999
CORPORATE REAL
ESTATE SERVICES

SEAL
LAPEER COUNTY MICHIGAN

Melissa DeVaugh
REGISTER OF DEEDS
LAPEER COUNTY, MICHIGAN

Detroit Edison Overhead and Underground Easement (Right of Way) No. 176580

On July 6, 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:

Thomas E. Schlaud and Genevieve Schlaud, husband and wife, 2318 Vernor Rd., Lapeer, MI 48446

"Grantee" is:

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

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

Part of the Northwest 1/4 of the Southeast 1/4 of Section 14, T8N, R10E, described as beginning at the center corner of said Section 14; thence East 662.18 feet along the East-West 1/4 line of Section 14; thence South 00°34'37" East 273.18 feet; thence South 89°57'11" East 331.39 feet; thence South 00°24'46" East 1056.38 feet; thence North 89°56'53" West 986.73 feet to the North-South 1/4 line of Section 14; thence North 00°44'30" West 1329.00 feet along the North-South 1/4 line to the point of beginning. Contains 28.15 acres, including that part reserved for Vernor Road so-called. Also, being subject to any restrictions, easements and/or right of ways of record.

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 R/W FILE NO. 58786

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

X Jennifer Rossman
Jennifer Rossman
X Theresa Koehler
Theresa Koehler

Grantor: (Type or print name below signature)

Thomas E. Schlaud
Thomas E. Schlaud
Genevieve Schlaud
Genevieve Schlaud

Acknowledged before me in Lapeer County, Michigan, on July 6, 1998, by Thomas E. Schlaud and Genevieve Schlaud, husband and wife.

Notary's Stamp: **THERESA KOEHLER**
NOTARY PUBLIC - LAPEER COUNTY, MI
MY COMMISSION EXP. 03/13/2001

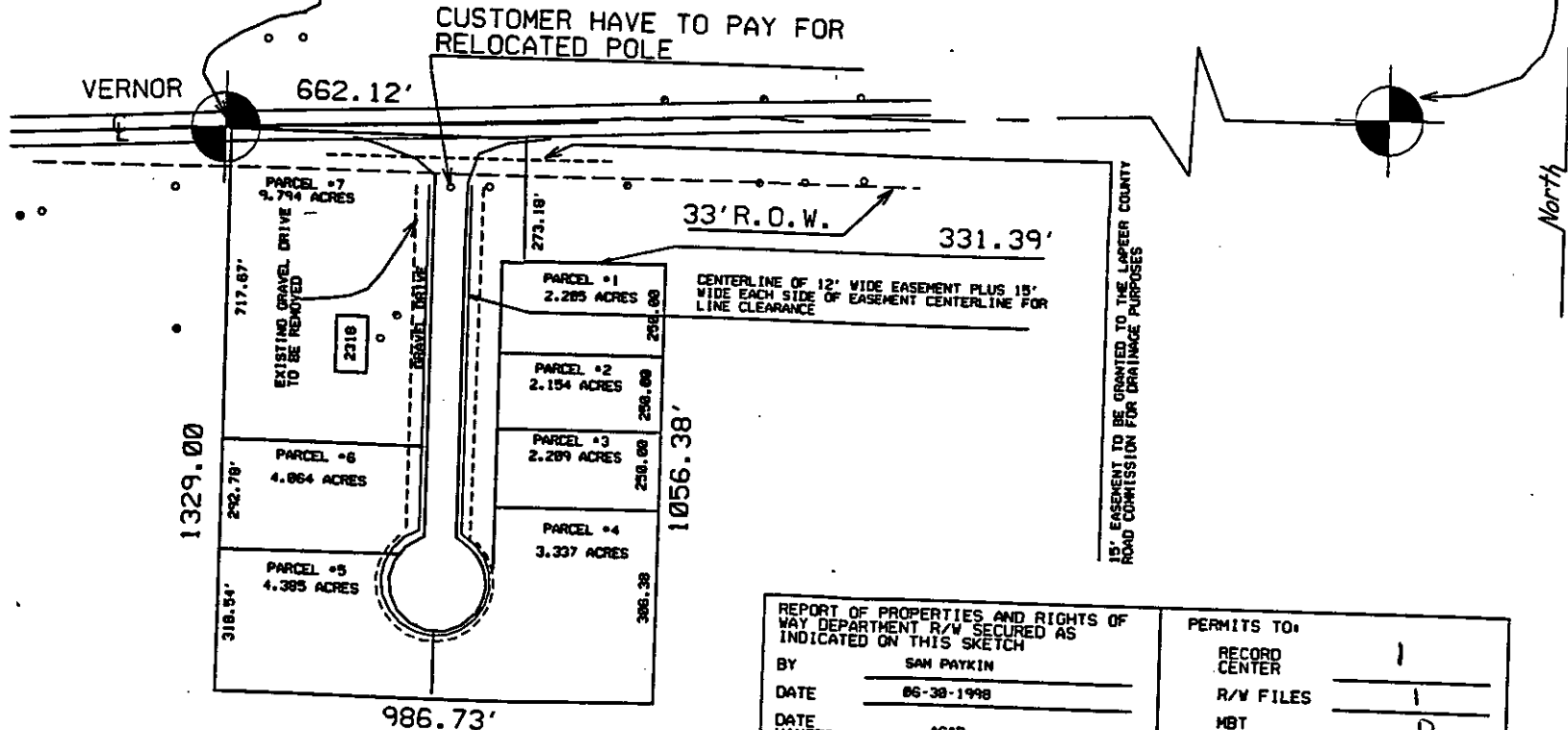
Notary's Signature: Theresa Koehler
Theresa Koehler

THOMAS SCHLAUD
2318 VERNOR RD.

EXHIBIT 'A'

CENTER OF SECTION 14, T8N-R10E
MAYFIELD TWP, LAPEER COUNTY, MICHIGAN

EAST 1/4 CORNER, SECTION 14, T8N-R10E
MAYFIELD TWP, LAPEER COUNTY, MICHIGAN



REPORT OF PROPERTIES AND RIGHTS OF WAY DEPARTMENT R/W SECURED AS INDICATED ON THIS SKETCH		PERMITS TO:	
BY	SAM PAYKIN	RECORD CENTER	1
DATE	06-30-1998	R/W FILES	1
DATE WANTED	ASAP	MBT	0
DISTRICT FIELDMAN	<i>Boyd</i>	ORIGINATOR	1
		TOTAL	1

LEGEND ○ EXIST. 8"-12" POLE ● PROPOSED POLE ○ EXIST. POLE ○ EXIST. ANCHOR ○ PROPOSED ANCHOR ○ TIE --- 150'± V. LINE --- 300'± V. LINE --- 450'± V. LINE --- 600'± V. LINE	THE DETROIT CISION COMPANY-SERVICE PLANNING DEPARTMENT			
	CITY OF TWP MAYFIELD TWP	COUNTY LAPEER	TWP SEC. 14 SECTION 14	PROJECT NO. 176580
PROJECT NAME CUSTOMER CONNECTION	TOWNSHIP SERVICE CENTER	TEL. (AREA & DIST.) COOP. CODE	CITY MAP CITY NO.	
DISTRICT FIELDMAN PAYKIN, SEMEN	DATE 06-30-98	PROJECT NO. 176580	CITY MAP CITY NO.	

LIBER 1113 PAGE 0713

MISC D	9.00
ESMT	P0009
REMONT	2.00