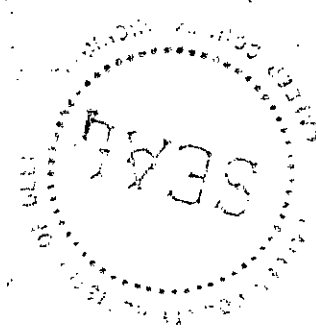


99 JAN 22 AM 9:49

RECEIVED
MAR 31 1999
CORPORATE REAL
ESTATE SERVICES



Melissa DeVaugh
REGISTER OF DEEDS
LAPEER COUNTY, MICHIGAN

Detroit Edison Overhead Easement (Right of Way) No. 169480

On Dec 16, 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:

D & S Investment, a Michigan Co-Partnership, P.O. Box 16, Washington, MI

"Grantee" is:

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

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

See Attachment "A". N 1/2 of the NE 1/4 S. 25

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.

- 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.
- Access:** Grantee has the right of access to and from the Right of Way Area.
- 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.
- 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.
- 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.
- Successors:** This Right of Way runs with the land and binds and benefits Grantor's and Grantee's successors and assigns.

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

x Suzanne M. Fairchild
SUZANNE M. FAIRCHILD

x Lisa A. Gremel
Lisa A. Gremel

Grantor: (Type or print name below signature)

Joseph Fiore
Joseph Fiore

Betty J. Dean
BETTY J. DEAN
Notary Public, Lapeer County, MI
My Commission Expires Jan. 9, 1999

Acknowledged before me in Lapeer County, Michigan, on Dec 16, 1998, by Joseph Fiore, Partner for D & S Investment, a Michigan Co-Partnership.

Notary's Stamp
Notary Public, Lapeer County, MI
My Commission Expires Jan. 9, 1999

Notary's Signature
Betty J. Dean

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

Prepared by and Return to: Betty J. Dean, LapSC, 1100 Clark Rd., Lapeer, MI 48446/dlc

This Right of way Supercedes previously recorded document dated July 27, 1998. Bgd.

RECORDED R/W FILE NO. 59272

ATTACHMENT "A"

Parcel B:

Part of the North ½ of the Northeast ¼ Section 25, T9N-R10E, described as beginning at a point on the North Section line that is North 88°10'54" West 1024.42 feet from the Northeast corner of said Section 25; thence continuing along said North section line, North 88°10'54" West 330.02 feet; thence South 00°59'49" West 663.01 feet to the centerline of a 66 foot wide ingress-egress easement; thence along said centerline, 242.50 feet along a 600.00 foot curve to the right, whose central angle is 23°9'24", and whose chord bearing and distance is South 75°37'16" East 240.85 feet; thence continuing along said centerline South 64°02'34" East 105.54 feet; thence North 00°59'49" East 758.55 feet to the point of beginning. Contains 5.281 acres. Together with and subject to a 66 foot wide ingress-egress easement as described in "CARINA DRIVE". Also together with and subject to a 12 foot wide utility easement as described in "12 FOOT WIDE UTILITY EASEMENT".

Parcel C:

Part of the North ½ of the Northeast ¼ Section 25, T9N-R10E, described as beginning at a point on the North Section line that is North 88°10'54" West 1354.44 feet from the Northeast corner of said Section 25; thence continuing along said North section line, North 88°10'54" West 330.02 feet; thence South 00°59'49" West 663.64 feet to the centerline of a 66 foot wide ingress-egress easement; thence along said centerline, South 88°18'40" East 318.37 feet; thence continuing along said centerline, 11.64 feet along a 600.00 foot radius curve to the right, whose central angle is 1°6'43", and whose chord bearing and distance is South 87°45'19" East 11.64 feet; thence North 00°59'49" East 663.01 feet to the point of beginning. Contains 5.025 acres. Together with and subject to a 66 foot wide ingress-egress easement as described in "CARINA DRIVE". Also together with and subject to a 12 foot wide utility easement as described in "12 FOOT WIDE UTILITY EASEMENT".

Parcel D:

Part of the North ½ of the Northeast ¼ Section 25, T9N-R10E, described as beginning at a point on the North Section line that is North 88°10'54" West 1684.46 feet from the Northeast corner of said Section 25; thence continuing along said North section line, North 88°10'54" West 330.02 feet; thence South 00°59'49" West 664.39 feet to the centerline of a 66 foot wide ingress-egress easement; thence along said centerline, South 88°18'40" East 330.01 feet; North 00°59'49" East 663.64 feet to the point of beginning. Contains 5.030 acres. Together with and subject to a 66 foot wide ingress-egress easement as described in "CARINA DRIVE". Also together with and subject to a 12 foot wide utility easement as described in "12 FOOT WIDE UTILITY EASEMENT".

Parcel E:

Part of the North ½ of the Northeast ¼ Section 25, T9N-R10E, described as beginning at a point on the North Section line that is North 88°10'54" West 2014.48 feet from the Northeast corner of said Section 25; thence continuing along said North section line, North 88°10'54" West 330.02 feet; thence South 00°59'49" West 665.13 feet to the centerline of a 66 foot wide ingress-egress easement; thence along said centerline, South 88°18'40" East 330.01 feet; North 00°59'49" East 664.39 feet to the point of beginning. Contains 5.036 acres. Together with and subject to a 66 foot wide ingress-egress easement as described in "CARINA DRIVE". Also together with and subject to a 12 foot wide utility easement as described in "12 FOOT WIDE UTILITY EASEMENT".

RECORDED R/W FILE NO. 59277

Parcel F:

Part of the North 1/2 of the Northeast 1/4 Section 25, T9N-R10E, described as beginning at the North 1/4 corner of said Section 25; thence along the North-South 1/4 line South 00°59'49" West 665.88; thence South 88°18'40" East 330.01 feet to the centerline of a 66 foot wide ingress-egress easement; thence North 00°59'49" East 665.13 feet to the North Section line; thence along said North section line North 88°10'54" West 330.02 feet to the point of beginning. Contains 5.042 acres. Together with and subject to a 66 foot wide ingress-egress easement as described in "CARINA DRIVE". Also together with and subject to a 12 foot wide utility easement as described in "12 FOOT WIDE UTILITY EASEMENT".

Parcel G:

Part of the North 1/2 of the Northeast 1/4 Section 25, T9N-R10E, described as beginning at a point on the North-South 1/4 line South 00°59'49" West 665.88 feet from the North 1/4 corner of the of said Section 25; thence continuing along the North-South 1/4 line South 00°59'49" West 665.88 feet; thence South 88°26'26" East 330.00 feet; thence North 00°59'49" East 665.13 feet to the centerline of a 66 foot wide ingress-egress easement; thence North 88°18'40" West 330.01 feet to the point of beginning. Contains 5.042 acres. Together with and subject to a 66 foot wide ingress-egress easement as described in "CARINA DRIVE". Also together with and subject to a 12 foot wide utility easement as described in "12 FOOT WIDE UTILITY EASEMENT".

Parcel H:

Part of the North 1/2 of the Northeast 1/4 Section 25, T9N-R10E, described as beginning at a point that is South 00°59'49" West 1331.76 feet along the North-South 1/4 line and South 88°26'26" East 330.00 feet from the North 1/4 corner of the of said Section 25; thence continuing South 88°26'26" East 330.00 feet; thence North 00°59'49" East 664.38 feet to the centerline of a 66 foot wide ingress-egress easement; thence along said centerline, North 88°18'40" West 330.01 feet; thence South 00°59'49" West 665.13 feet to the point of beginning. Contains 5.036 acres. Together with and subject to a 66 foot wide ingress-egress easement as described in "CARINA DRIVE". Also together with and subject to a 12 foot wide utility easement as described in "12 FOOT WIDE UTILITY EASEMENT".

Parcel I:

Part of the North 1/2 of the Northeast 1/4 Section 25, T9N-R10E, described as beginning at a point that is South 00°59'49" West 1331.76 feet along the North-South 1/4 line and South 88°26'26" East 660.00 feet from the North 1/4 corner of the of said Section 25; thence continuing South 88°26'26" East 330.00 feet; thence North 00°59'49" East 663.64 feet to the centerline of a 66 foot wide ingress-egress easement; thence along said centerline, North 88°18'40" West 330.01 feet; thence South 00°59'49" West 664.38 feet to the point of beginning. Contains 5.030 acres. Together with and subject to a 66 foot wide ingress-egress easement as described in "CARINA DRIVE". Also together with and subject to a 12 foot wide utility easement as described in "12 FOOT WIDE UTILITY EASEMENT".

RECORDED R/W FILE NO. 59272

Parcel J:

Part of the North ½ of the Northeast ¼ Section 25, T9N-R10E, described as beginning at a point that is South 00°59'49" West 1331.76 feet along the North-South ¼ line and South 88°26'26" East 990.00 feet from the North ¼ corner of said Section 25; thence continuing South 88°26'26" East 330.00 feet; thence North 00°59'49" East 662.78 feet to the centerline of a 66 foot wide ingress-egress easement; thence along said centerline, 11.64 feet on a 600 foot radius curve to the left, whose central angle is 1°6'43", and whose chord bearing and distance is North 87°45'19" West 11.64 feet; thence continuing along said centerline, North 88°18'40" West 318.37 feet; thence South 00°59'49" West 663.64 feet to the point of beginning. Contains 5.024 acres. Together with and subject to a 66 foot wide ingress-egress easement as described in "CARINA DRIVE". Also together with and subject to a 12 foot wide utility easement as described in "12 FOOT WIDE UTILITY EASEMENT".

Parcel K:

Part of the North ½ of the Northeast ¼ Section 25, T9N-R10E, described as beginning at a point that is South 00°59'49" West 1331.76 feet along the North-South ¼ line and South 88°26'26" East 1320.00 feet from the North ¼ corner of the of said Section 25; thence continuing South 88°26'26" East 345.50 feet; thence North 00°59'49" East 595.08 feet to the Northerly right of way of a 66 foot wide ingress-egress easement; thence along said line North 64°2'34" West 17.10 feet; thence South 00°59'49" West 36.40 feet to the centerline of a 66 foot wide ingress-egress easement; thence along said centerline, North 64°2'34" West 105.54 feet; thence continuing along said centerline, 242.50 feet along a 600 foot radius curve to the left, whose central angle is 23°9'24", and whose chord bearing and distance is North 75°37'16" West 240.85 feet; thence South 00°59'49" West 662.78 feet to the point of beginning. Contains 4.974 acres. Together with and subject to a 66 foot wide ingress-egress easement as described in "CARINA DRIVE". Also together with and subject to a 12 foot wide utility easement as described in "12 FOOT WIDE UTILITY EASEMENT".

Parcel L:

Part of the North ½ of the Northeast ¼ Section 25, T9N-R10E, described as beginning at a point that is South 00°59'49" West 1331.76 feet along the North-South ¼ line and South 88°26'26" East 1665.50 feet from the North ¼ corner of the of said Section 25; thence continuing South 88°26'26" East 438.67 feet; thence North 00°59'49" East 409.26 feet to the Northerly right of way of a 66 foot wide ingress-egress easement; thence along said Northerly right of way, 148.79 feet along a 867.00 foot radius curve to the right, whose central angle is 9°49'59" , and whose chord bearing and distance is North 68°57'34" West 148.61 feet; thence continuing along said Northerly right of way, North 64°2'34" West 329.83 feet; thence South 00°59'49" West 595.08 feet to the point of beginning. Contains 5.000 acres. Together with and subject to a 66 foot wide ingress-egress easement as described in "CARINA DRIVE". Also together with and subject to a 12 foot wide utility easement as described in "12 FOOT WIDE UTILITY EASEMENT".

Parcel M:

Part of the North ½ of the Northeast ¼ Section 25, T9N-R10E, described as beginning at a point that is South 01°15'15" West 935.85 feet along the East Section line from the Northeast corner of said Section 25; thence continuing along said East Section line, South 01°15'15" West 383.77 feet; thence North 88°26'26" West 564.26 feet; thence North 00°59'49" East 409.26 feet to the Northerly right of way of a 66 foot wide ingress-egress easement; thence along said Northerly right of way 226.38 feet along a 867.00 foot radius curve to the left, whose central angle is 14°57'36", and whose chord bearing and distance is South 80°58'15" East 225.73 feet; thence continuing along said Northerly right of way line, South 88°50'10" East 342.24 feet to the point of beginning. Contains 5.000 acres, including that part reserved for Five Lakes Road so-called. Together with and subject to a 66 foot wide ingress-egress easement as described in "CARINA DRIVE". Also together with and subject to a 12 foot wide utility easement as described in "12 FOOT WIDE UTILITY EASEMENT".

RECORDED BY W. HUBBARD 59277

Carina Drive: A 66 foot wide ingress-egress easement part of the North ½ of the Northeast ¼ Section 25, T9N-R10E, described as beginning at a point that is South 01°15'15" West 935.85 feet along the East Section line from the Northeast corner of said Section 25; thence continuing along said East Section line South 01°15'15" West 76.00 feet; thence North 88°50'09" West 33.00 feet; thence North 86°2'29" West 205.09 feet; thence North 88°50'09" West 104.27 feet; thence 403.73 feet along a 933.00 foot radius curve to the right, whose central angle is 24°47'35", and whose chord bearing and distance is North 76°26'22" West 400.59 feet; thence North 64°2'34" West 437.11 feet; thence 240.16 feet along a 567.00 foot radius curve to the left, whose central angle is 24°16'7", and whose chord bearing and distance is North 76°10'37" West 238.37 feet; thence North 88°18'40" West 884.91 feet; thence 42.23 feet along a 50.00 foot radius curve to the left, whose central angle is 48°23'44", and whose chord bearing and distance is South 67°29'28" West 40.99 feet; thence 362.32 feet along a 75.00 foot radius curve to the right, whose central angle is 276°47'23", and whose chord bearing and distance is North 1°41'18" East 99.60 feet; thence 42.23 on a 50.00 foot radius curve to the left, whose central angle is 48°23'40", and whose chord bearing and distance is South 64°6'50" East 40.99 feet; thence South 88°18'40" East 884.92 feet; thence 268.11 feet on a 633.00 foot radius curve to the right, whose central angle is 24°16'7", and whose chord bearing and distance is South 76°10'37" East 266.11 feet; thence South 64°2'34" East 437.11 feet; thence 375.17 feet along a 867.00 foot radius curve to the left, whose central angle is 24°47'35", and whose chord bearing and distance is South 76°26'22" East 372.25 feet; thence South 88°50'9" East 342.24 feet to the point of beginning.

12 Wide Utility Easement: Part of the North ½ of the Northeast ¼ Section 25, T9N-R10E, the centerline of which is described as beginning at a point that is South 01°15'15" West 747.03 feet along the East Section line and North 88°42'7" West 33.00 feet to the Westerly right of way of Five Lakes Road so-called from the Northeast corner of said Section 25; thence continuing North 88°42'7" West 211.18 feet; thence South 1°11'14" West 183.39 feet; thence North 88°50'9" West 98.28 feet; thence 372.58 feet along a 861.00 foot radius curve to the right, whose central angle is 24°47'36", and whose chord bearing and distance is North 76°26'22" West 369.67 feet; thence North 64°2'34" West 437.11 feet; thence 270.66 feet along a 639.00 foot radius curve to the left, whose central angle is 24°16'7", and whose chord bearing and distance is North 76°10'37" West 268.64 feet; thence North 88°18'40" West 884.92 feet; thence 37.16 feet along a 44.00 foot radius curve to the right, whose central angle is 48°23'40", and whose chord bearing and distance is North 64°6'50" West 36.07 feet; thence 391.30 feet along a 81.00 foot radius curve to the left, whose central angle is 276°47'23", and whose chord bearing and distance is South 1°41'18" East 107.57 feet; thence 37.17 feet along a 44.00 foot radius curve to the right, whose central angle is 48°23'44", and whose chord bearing and distance is North 67°29'28" East 36.07 feet; thence South 88°18'40" East 884.91 feet; thence 237.62 feet along a 561.00 foot radius curve to the right, whose central angle is 24°16'7", and whose chord bearing and distance is South 76°10'37" East 235.85 feet; thence South 64°2'34" East 437.11 feet; thence 406.35 feet along a 939.00 foot radius curve to the left, whose central angle is 24°47'36", and whose chord bearing and distance is South 76°26'22" East 403.18 feet; thence South 88°50'9" East 104.13 feet; thence South 86°2'29" East 205.22 feet to a point of ending on the Westerly right of way of Five Lakes Road so-called, said point being South 1°15'15" West 270.91 feet from the point of beginning.

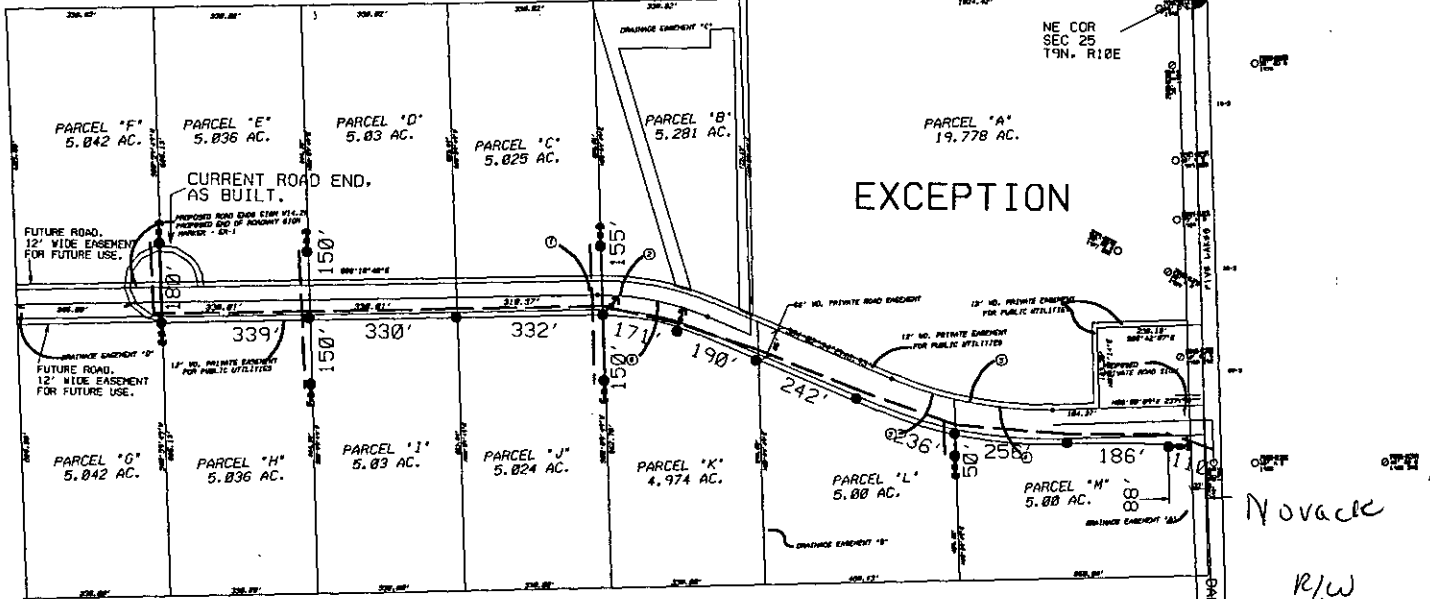
RECORDED R/W FILE NO. 59277

NOTE: ROAD MAY NOT BE BUILT AS DRAWN.
ADJUSTMENTS WILL BE MADE DURING
CONSTRUCTION.

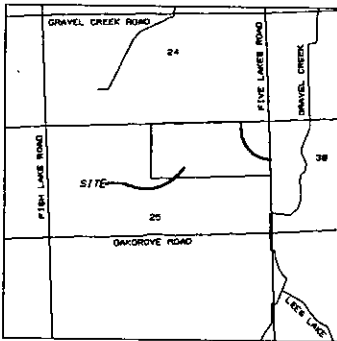
EXHIBIT A

LINE CLEARANCE/TREE REMOVAL REQUIRED.

D & S Investment R/W See



REVISED
12-03-98



LOCATION MAP
SCALE: 1"=2000'

- LEGEND**
- EXIST. D.E.CO. POLE
 - PROPOSED POLE
 - FOREIGN POLE
 - EXIST. ANCHOR
 - PROPOSED ANCHOR
 - ☁ TREE
 - 120/240 V LINE
 - 4800 V LINE
 - 13,200 V LINE
 - 40,000 V LINE

PERMITS TO:	
RECORD CENTER	2
R/W FILES	2
MBT	0
ORIGINATOR	2
TOTAL	2
REPORT OF PROPERTIES AND RIGHTS OF MAY DEPARTMENT R/W ACQUIRED AS INDICATED ON THIS SKETCH	
BY	
DATE	12-16-98
DATE WANTED	
DISTRICT FIELDMAN	<i>See</i>

JPL 169480/5

THE DETROIT EDISON COMPANY—SERVICE PLANNING DEPARTMENT			
CITY OR TWP. DEERFIELD	COUNTY LAPEER	TWP SEC QTR 25 NE	DEPT. ORDER NO. 169480/2
MAP SECT. 286-608 (5X3)	TOWN RANGE 9N 10E	JOINT R/W REQ'D	R/W NO. 169480/2
PROJECT NAME D & S INV SPLIT		TEL. ENGR. & DIST.	MBT MEMO#
TOWNSHIP DFD	SERVICE CENTER LAP	COMP. CODE UC	MAILING CITY NBR
CIRCUIT 8808 NORTH BRANCH	VOLTAGE 4.8 KV		CATV MEMO#
REASON R/W FOR SERV TO SPLITS ON CARINA DR	PLANNER SUZANNE M. FAIRCHILD		O.F.W.
SCALE 1" = 400'		DATE 6-30-98	BUDGET ITEM NO. 00054

LIBER 155 PAGE 0277

North

MISC D	15.00
ESMT	P0009
MISC D	17.00
ESMT	P0009

MISC D	15.00
ESMT	P0009
REMONT	2.00