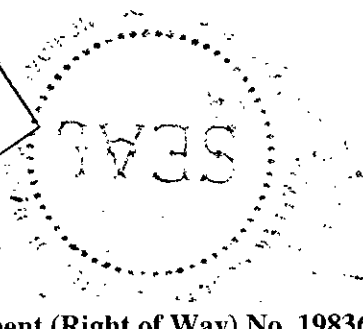
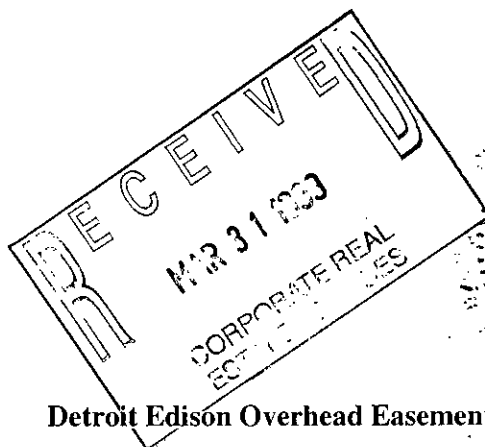


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Melissa DeVaugh
REGISTER OF DEEDS
LAPEER COUNTY, MICHIGAN

Detroit Edison Overhead Easement (Right of Way) No. 198367

On Oct 27, 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:

John P. Spidle and Cheryl M. Spidle, husband and wife, 4560 Trails End, Lapeer, MI 48446

"Grantee" is:

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

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

Parcel D: Part of the Southeast 1/4 of Section 4, T7N-R9E, Elba Township, Lapeer County, Michigan, described as beginning at a point that is South 00° 20' 14" East 581.16' along the East Section line to the centerline of a 66.00' wide Private Road Easement and South 89° 55' 28" West 629.36' along said centerline from the East 1/4 corner of Section 4, thence continuing along said centerline, South 89° 55' 28" West 149.60', thence on a 600.00' radius curve to the right, chord bearing and distance North 79° 19' 58" West 223.68', central angle 21° 29' 09" along said centerline, thence on a 1200.00' radius curve to the left, chord bearing and distance North 68° 59' 43" West 17.00', central angle 00° 48' 41" along said centerline, thence North 00° 20' 14" West 533.36' to the East-West 1/4 line as occupied, thence North 89° 55' 28" East 385.00' along said occupied East-West 1/4 line, thence South 00° 20' 14" East 581.16' to the point of beginning. Said parcel is also subject to an easement for utility purposes over and across the Northerly 15 feet of the Southerly 48 feet of said parcel. 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 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.

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

X Kimberly Huber
Kimberly Huber

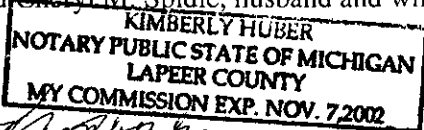
X Fran Schneider
FRAN SCHNEIDER

Grantor: (Type or print name below signature)

John P. Spidle
John P. Spidle

Cheryl M. Spidle
Cheryl M. Spidle

Acknowledged before me in Lapeer County, Michigan, on 10/27/98, 1998, by John P. Spidle and Cheryl M. Spidle, husband and wife.



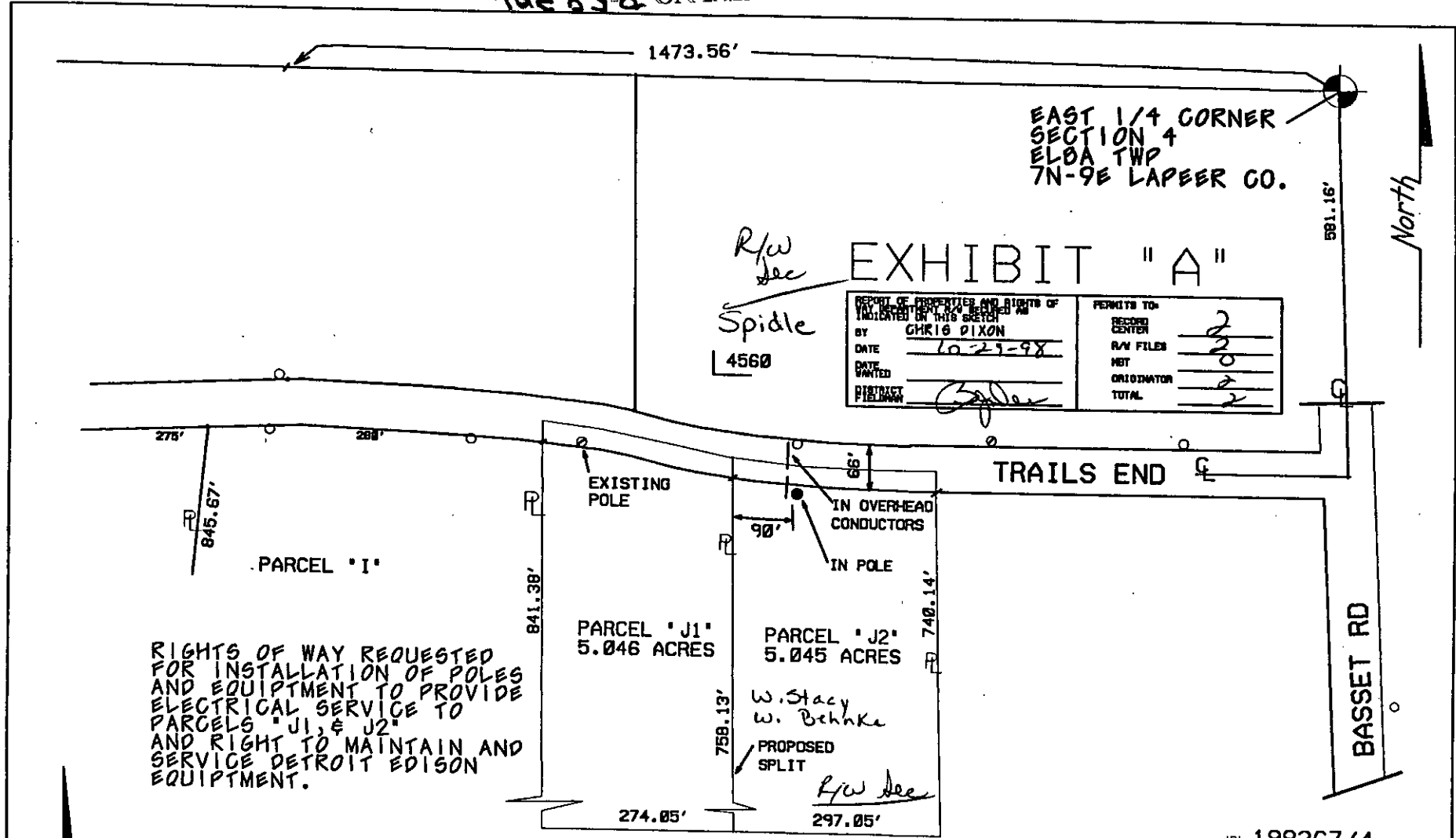
Notary's Stamp Kimberly Huber
(Notary's name, county and date commission expires)

Notary's Signature Kimberly Huber

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

RECORDED R/W FILE NO. R59306

11-



RIGHTS OF WAY REQUESTED FOR INSTALLATION OF POLES AND EQUIPMENT TO PROVIDE ELECTRICAL SERVICE TO PARCELS 'J1' & 'J2' AND RIGHT TO MAINTAIN AND SERVICE DETROIT EDISON EQUIPMENT.

North

JPL 198367/4

LEGEND		THE DETROIT EDISON COMPANY-SERVICE PLANNING DEPARTMENT			
○	EXIST. D.E.CO. POLE	CITY OR TWP.	COUNTY	TWP SEC QTR	DEPT. ORDER NO.
●	PROPOSED POLE	ELBA	LAPEER	4 SE	
○	FOREIGN POLE	MAP SECT.	TOWN	RANGE	JOINT R/W REQ'D
○	EXIST. ANCHOR	247-566	8N	9E	R/W NO.
⊥	PROPOSED ANCHOR	PROJECT NAME	TEL. ENGR. & DIST.		R198367
○	TREE	TRAILS END			MBT MEMO#
---	120/240 V LINE	TOWNSHIP	SERVICE CENTER	COMP. CODE	MAILING CITY
---	4800 V LINE	ELB	LAP		CATV MEMO#
---	13,200 V LINE	CIRCUIT	301 ELBA 4.8KV		O.F.W.
---	40,000 V LINE	REASON	LAND SPLIT		BUDGET ITEM NO.
		PLANNER	C. DIXON		SCALE 1" = 200'
					DATE 10-12-98