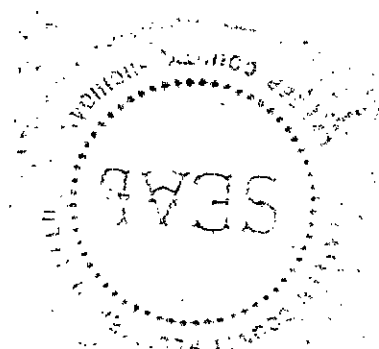
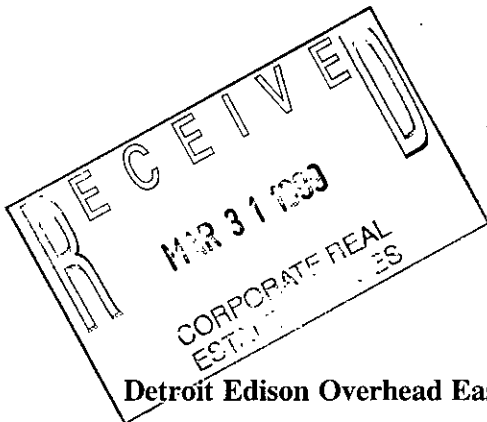


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Melissa DeVaugh
REGISTER OF DEEDS
LAPEER COUNTY, MICHIGAN



Detroit Edison Overhead Easement (Right of Way) No. 200621

On November 3, 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:

Kenneth D. Smith and Sharon L. Smith, husband and wife, 11466 Hegel Rd., Goodrich, MI

"Grantee" is:

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

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

Part of the Southeast 1/4 of Section 2, T6N-R9E, Hadley Township, Lapeer County, Michigan, described as beginning at a point on the South Section line that is South 89° 37' 25" East 33.00' from the South 1/4 corner of said Section 2, thence continuing South 89° 37' 25" East 297.00', thence North 00° 12' 12" West 472.38', thence North 89° 18' 01" West 323.43', thence South 07° 30' 54" East 212.90', thence South 00° 03' 04" East 264.00' 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.

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

X Cindy K. Chezik
Cindy K. Chezik

X Kevin A. Chezik
Kevin A. Chezik

Grantor: (Type or print name below signature)

Kenneth D. Smith
Kenneth D. Smith

Sharon L. Smith
Sharon L. Smith

Acknowledged before me in Genesee County, Michigan, on November 3, 1998, by Kenneth D. Smith and Sharon L. Smith, husband and wife.

Notary's Stamp Cindy K. Chezik
Lapeer County, Michigan
Acting in Genesee County

Notary's Signature Cindy K. Chezik

(Notary's name, county, and date commission expires) 4-15-03

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

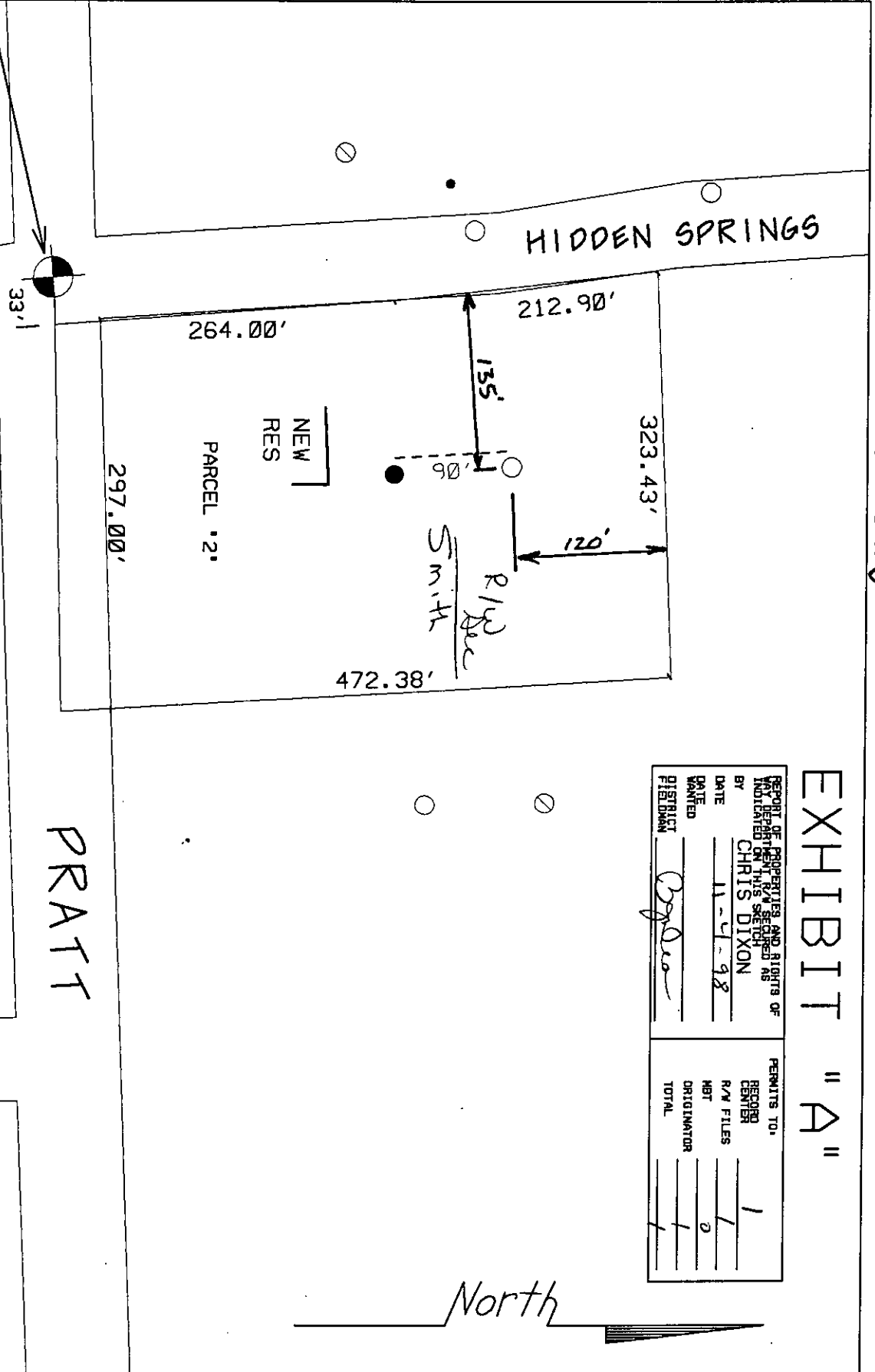
RECORDED R/W FILE NO. R59377

11

RECORDED R/W FILE NO. 9537

EXHIBIT "A"

REPORT OF PROPERTIES AND RIGHTS OF MAY DEPARTED R/W SECTION AS INDICATED ON THIS SHEET BY CHRIS DIXON		PERMITS TO: RECORD R/W FILES MKT ORIGINATOR TOTAL	
DATE 11-11-98	DISTRICT FIELDMAN <i>Opfer</i>	1	0



S 1/4 COR
SECT. 2
6N-9E
HADLEY TWP

R/W Description HIDDEN SPRINGS-CROSS STREET	PD 4	SPW 5	PH 15	PLC 0	Cont. Group B	R/W Number 200621
Circuit #1	Circuit #2	Service Center #1 LAPEER	Service Center #2	COH 0	CUG 0	CUT 0

Worksite City: LAPEER
Worksite Twp.: HADLEY

Town 6N	Range 9E	Sect 2	Dir SE	Planner Name CHRIS DIXON	Commit Date 10/28/1998	Scale 1" = 100'	Plot Date 10/28/1998
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HADLEY TWP

PRATT