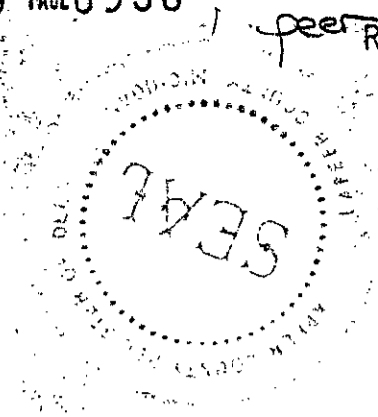
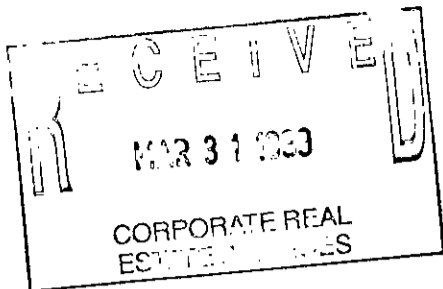


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98 NOV 23 AM 11:15



Melissa DeVaugh  
REGISTER OF DEEDS  
LAPEER COUNTY, MICHIGAN

**Detroit Edison Underground Easement (Right of Way) No. 176378**

On Sept 11, 1998, for the consideration of system betterment, Grantor grants to Grantee a permanent underground easement ("Right of Way") in, on and across a part of Grantor's Land called the "Right of Way Area."

**"Grantor" is:**

Independent Marketing Group, 2140 Mott, North Branch, MI 48461, and

**"Grantee" is:**

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

**"Grantor's Land" is in City of Lapeer, Lapeer County, Michigan described as:**

Parcel "L": Part of the Southeast 1/4 of Section 6, T7N-R10E, City of Lapeer, Lapeer County, Michigan, described as beginning at a point on the East section line that is South 02° 38' 34" East 388.83' from the East 1/4 corner of Section 6, thence continuing along East section line South 02° 38' 34" East 164.16', thence South 87° 35' 25" West 106.05' parallel with Genesee Street, thence North 08° 04' 25" East 137.49', thence on a 60.00' radius curve to the left 57.74', central angle 55° 07' 58" and chord bearing and distance North 67° 23' 23" East 55.53', thence on a 30.00' radius curve to the right 25.23', central angle 48° 11' 23" East 55.53', thence on a 30.00' radius curve to the right 25.23', central angle 48° 11' 23" and a chord bearing and distance North 63° 55' 06" East 24.49', thence North 88° 00' 47" East 6.32' 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 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.

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

Grantor: (Type or print name below signature)

X Betty J. Dean  
Betty J. Dean

Mark Gillim  
Mark Gillim AKA MARK Gillim

X Margaret Otto  
Margaret Otto

Acknowledged before me in Lapeer County, Michigan, on Sept 11, 1998, by Mark Gillim, for Independent Marketing Group.

BETTY J. DEAN

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

Notary's Stamp

Notary's Signature

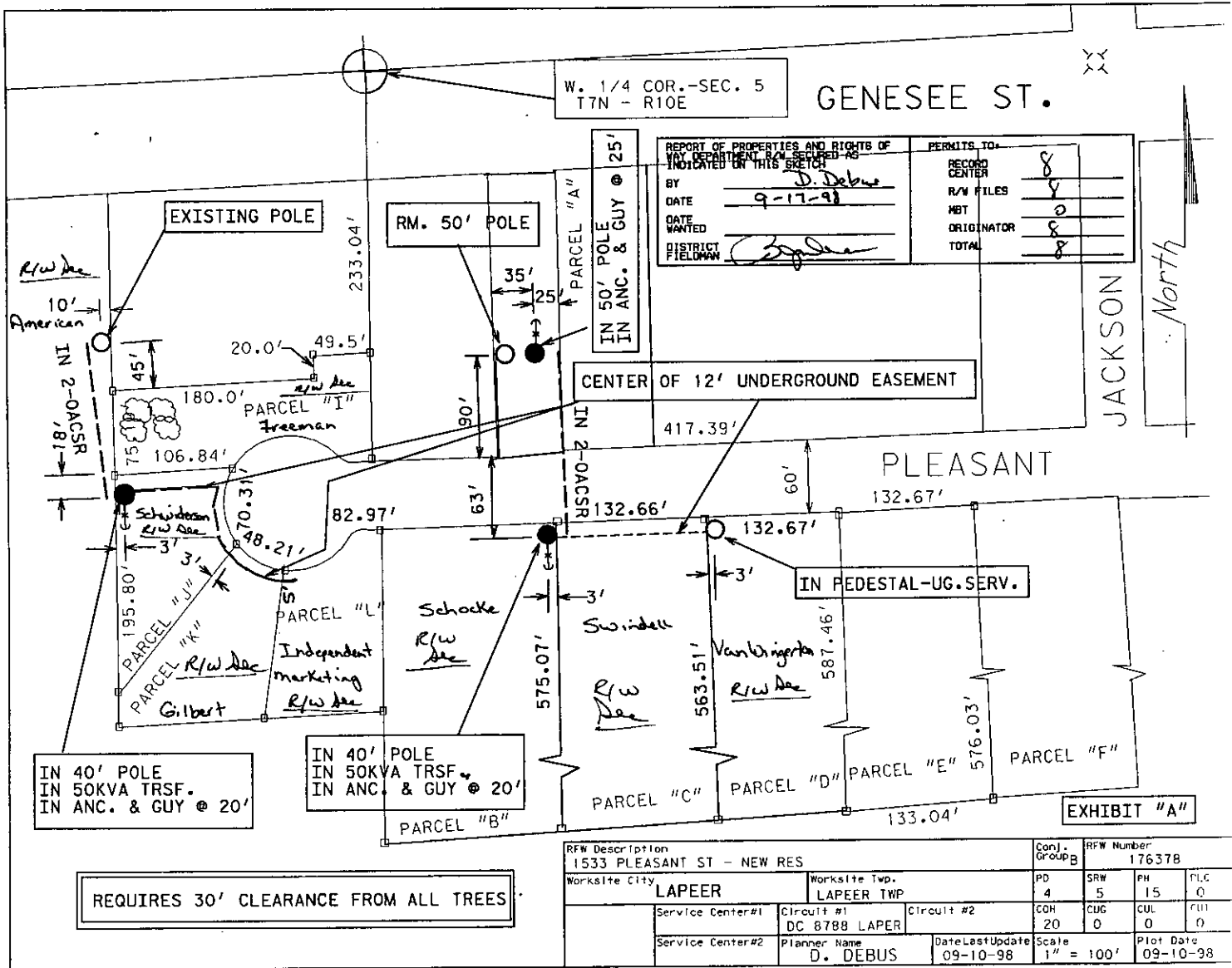
Betty J. Dean

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

RECORDED R/W FILE NO. 859430

CORDED R/W FILE NO. R59430

LIBER 139 PAGE 0931



W. 1/4 COR.-SEC. 5  
T7N - R10E

GENESEE ST.

REPORT OF PROPERTIES AND RIGHTS OF ANY DEPARTMENT R/W SETBACK AS INDICATED ON THIS SKETCH		PERMITS TO:	
BY	<u>D. Debus</u>	RECORD CENTER	8
DATE	<u>9-17-98</u>	R/W FILES	8
DATE WANTED		MBT	0
DISTRICT FIELDMAN	<u>[Signature]</u>	ORIGINATOR	8
		TOTAL	8

PARCEL "A"  
IN 50' POLE  
IN ANC. & GUY @ 25'

CENTER OF 12' UNDERGROUND EASEMENT

JACKSON

North

PLEASANT

IN PEDESTAL-UG. SERV.

IN 40' POLE  
IN 50KVA TRSF.  
IN ANC. & GUY @ 20'

IN 40' POLE  
IN 50KVA TRSF.  
IN ANC. & GUY @ 20'

REQUIRES 30' CLEARANCE FROM ALL TREES

RFW Description 1533 PLEASANT ST - NEW RES		Conj. Group B	RFW Number 176378				
Worksite City LAPEER		Worksite Twp. LAPEER TWP		PD 4	SRW 5	PH 15	PLC 0
Service Center #1	Circuit #1 DC 8788 LAPER	Circuit #2		COH 20	CUG 0	CUL 0	FLI 0
Service Center #2	Planner Name D. DEBUS	Date Last Update 09-10-98	Scale 1" = 100'	Plot Date 09-10-98			