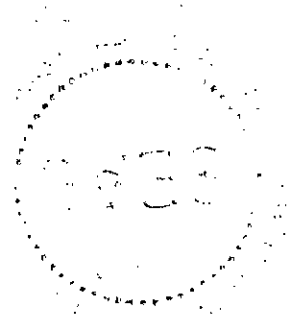
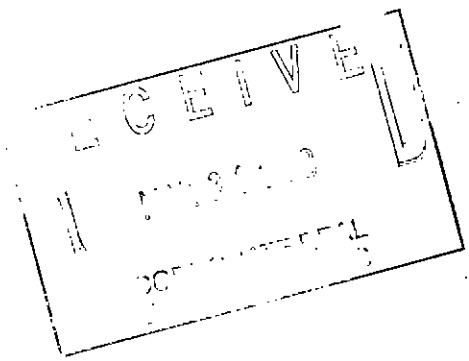


99 JAN 26 AM 8:15



Melissa D. Vaughn
REGISTER OF DEEDS
LAPEER COUNTY, MICHIGAN

Detroit Edison Underground Easement (Right of Way) No. 176534

On July 24th, 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:

Summit Assoc. Ltd, L.L.C., a Michigan Limited Liability Company, 5647 Sashabaw Rd., Clarkston, MI 48346, and Arthur D. Williams and Blanche L. Williams, husband and wife, 1038 Turrill Rd., Lapeer, MI 48446

"Grantee" is:

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

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

Part of Lot 12, "Supervisor's Plat No. 4", as recorded in Liber 1 of Plats, Page 91, Lapeer County Records, and being part of the Southeast 1/4 of Section 7, T7N-R10E, Lapeer Township, Lapeer County, Michigan, being more particularly described as beginning at the Northeast corner of said Lot 12, thence North 88° 40' 03" West 431.56' along the North line of Lot 12, thence South 149.92' to the South line of Lot 12, thence North 150.00' along the East line of Lot 12 and the West right of way line of M-24 (S. Lapeer Road) to the point of beginning. Contains 1.485 acres. 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 10' 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. R 59433

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

X Veronica Schultz
VERONICA SCHULTZ

X Denise Sutterlein
DENISE SUTTERLEIN

Grantor: (Type or print name below signature)

Ron R. Inobelli
Ron Inobelli
member

Acknowledged before me in Oakland County, Michigan, on July 31, 1998, by Ron Inobelli, member of Summit Assoc. Ltd., L.L.C. a Michigan Limited Liability Company.

Notary's Stamp
LINDA M. DONAHUE-BONE
NOTARY PUBLIC - OAKLAND COUNTY, MI
MY COMMISSION EXP. 05/27/2001
(Notary's name, county, and date commission expires)

Notary's Signature
Linda M. Donahue-Bone

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

X Robert C Smith
Robert C Smith

X Veronica Schultz
VERONICA SCHULTZ

Grantor: (Type or print name below signature)

Arthur D. Williams
Arthur D. Williams
Blanche L. Williams
Blanche L. Williams
Blanche L. Williams

Acknowledged before me in Oakland County, Michigan, on July 31, 1998, by Arthur D. Williams and Blanche L. Williams, husband and wife.

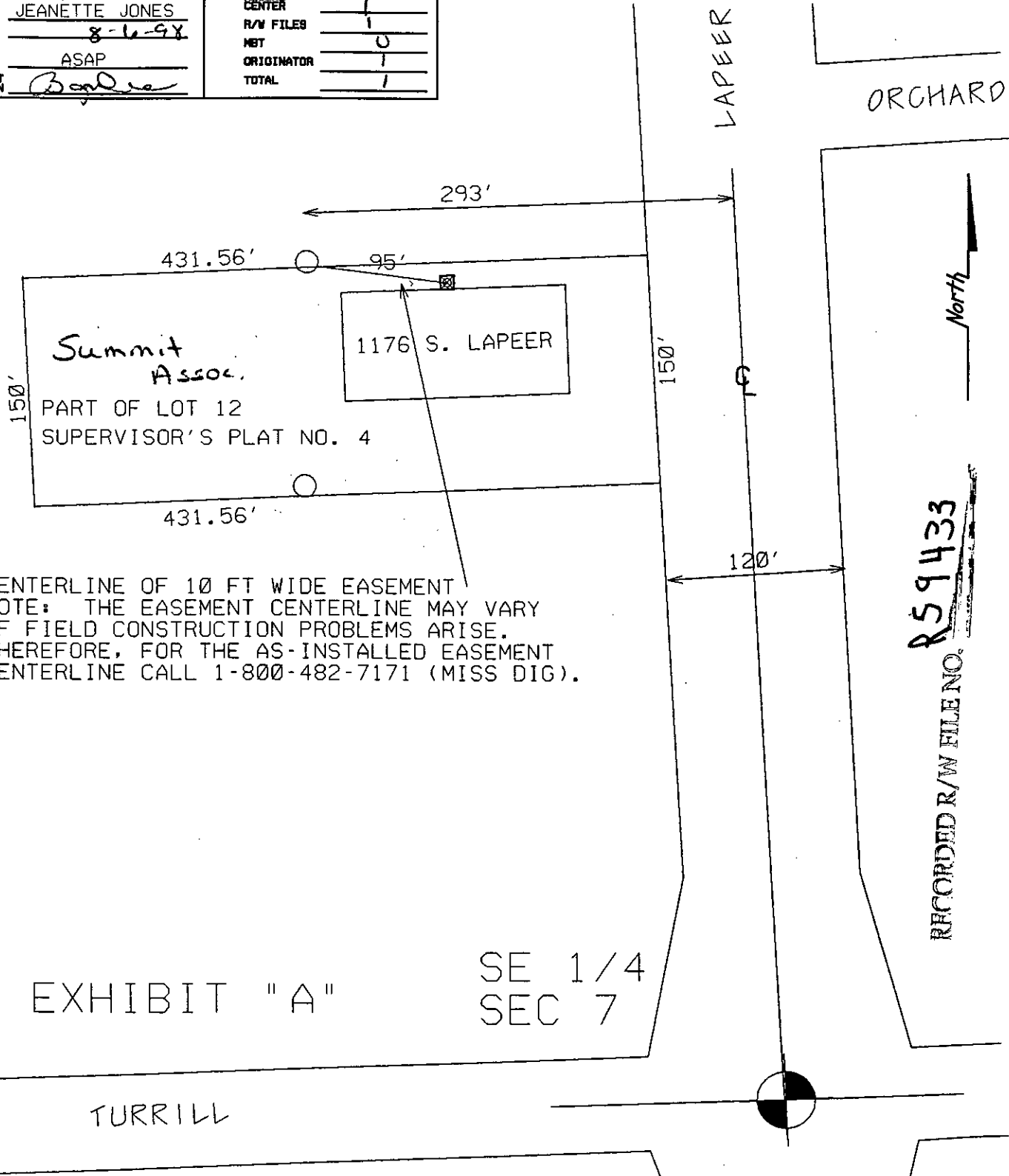
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(Notary's name, county, and date commission expires)

Notary's Signature
Linda M. Donahue-Bone

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

RECORDED K/W FILE NO. A 59433

REPORT OF PROPERTIES AND RIGHTS OF WAY DEPARTMENT R/W SECURED AS INDICATED ON THIS SKETCH		PERMITS TO:	
BY	JEANETTE JONES	RECORD CENTER	1
DATE	8-6-98	R/W FILES	1
DATE WANTED	ASAP	NET	0
DISTRICT FIELDMAN	<i>Bond</i>	ORIGINATOR	1
		TOTAL	1



CENTERLINE OF 10 FT WIDE EASEMENT
NOTE: THE EASEMENT CENTERLINE MAY VARY IF FIELD CONSTRUCTION PROBLEMS ARISE. THEREFORE, FOR THE AS-INSTALLED EASEMENT CENTERLINE CALL 1-800-482-7171 (MISS DIG).

RECORDED R/W FILE NO. R59433

EXHIBIT "A" SE 1/4 SEC 7

RFW Description 1176 S LAPEER RD - COMMERCIAL				PD 4	SRW 5	PH 0	PLC 18	Conj. Group B	RFW Number 176534	
Circuit #1 DC 8785 LAPER	Circuit #2	Service Center #1 Lapeer	Service Center #2 Imlay City	COH 21	COS 0	CUC 26	CUL 22	CUT 23	CUS 0	
Worksite City LAPEER TWP				Worksite County						
Town 7N	Range 10E	Sect 8	Qtr SW	Planner Name Jones, Jeanette M			Commit Date 7/20/1998	Scale 1" = N/A	Plot Date 7/20/1998	