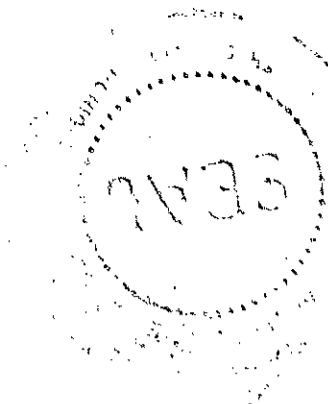
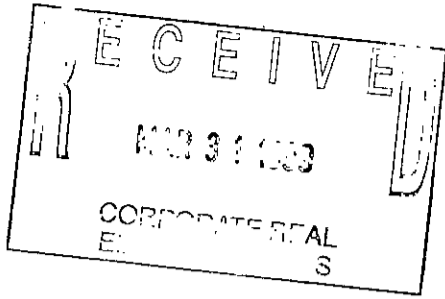


98 NOV 20 AM 10:07



Melissa DeVaugh
REGISTER OF DEEDS
LAPEER COUNTY, MICHIGAN

Detroit Edison Overhead and Underground Easement (Right of Way) No. 189583

On September 15, 1998, for the consideration of system betterment, Grantor grants to Grantee a permanent overhead and underground easement ("Right of Way") in, on and across a part of Grantor's Land called the "Right of Way Area."

"Grantor" is:

Richard Coulter, a married man, Thomas Coulter, a married man, and Judy Chown, 3685 Five Lakes Rd., Lapeer, MI 48446

"Grantee" is:

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

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

Parcel D: Part of the Northeast 1/4 of the Southeast 1/4 of Section 1, T8N-R10E, Mayfield Township, Lapeer County, Michigan, described as beginning at a point on the East section line that is South 01° 37' 29" East 654.51' from the East 1/4 corner of said Section 1, thence continuing South 01° 37' 29" East 98.17', thence North 89° 49' 44" West 388.27', thence South 01° 37' 29" East 229.64', thence North 89° 54' 42" West 923.82', thence along the West line of said Northeast 1/4 of the Southeast 1/4, North 01° 56' 03" West 329.21', thence South 89° 49' 44" East 1313.92' to the point of beginning. The above described parcel contains 7.84 acres including that part used as Five Lakes Road.

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.

RECORDED R/W FILE NO. 159481

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

X Evelyn A. Green

Evelyn A. Green

X Sheila K. Kane

Sheila K. Kane

X Evelyn A. Green

Evelyn A. Green

Grantor: (Type or print name below signature)

Richard Coulter

Richard Coulter

Thomas Coulter

Thomas Coulter

Judy Chown

Judy Chown

Acknowledged before me in Lapeer County, Michigan, on September 15, 1998, by Richard Coulter, a married man, Thomas Coulter, a married man, and Judy Chown.

Notary's Stamp Lapeer County, MI

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

Notary's Signature

Evelyn A. Green

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REPORT OF R/W FACILITATOR.
R/W SECURED AS INDICATED
ON THIS SKETCH.

BY **SAM PAYKIN**
DATE **08-27-1998**
DATE WANTED **ASAP**
FACILITATOR *[Signature]*

PERMITS TO:
RECORD CENTER
R/W FILES
TELEPHONE
ORIGINATOR
TOTAL

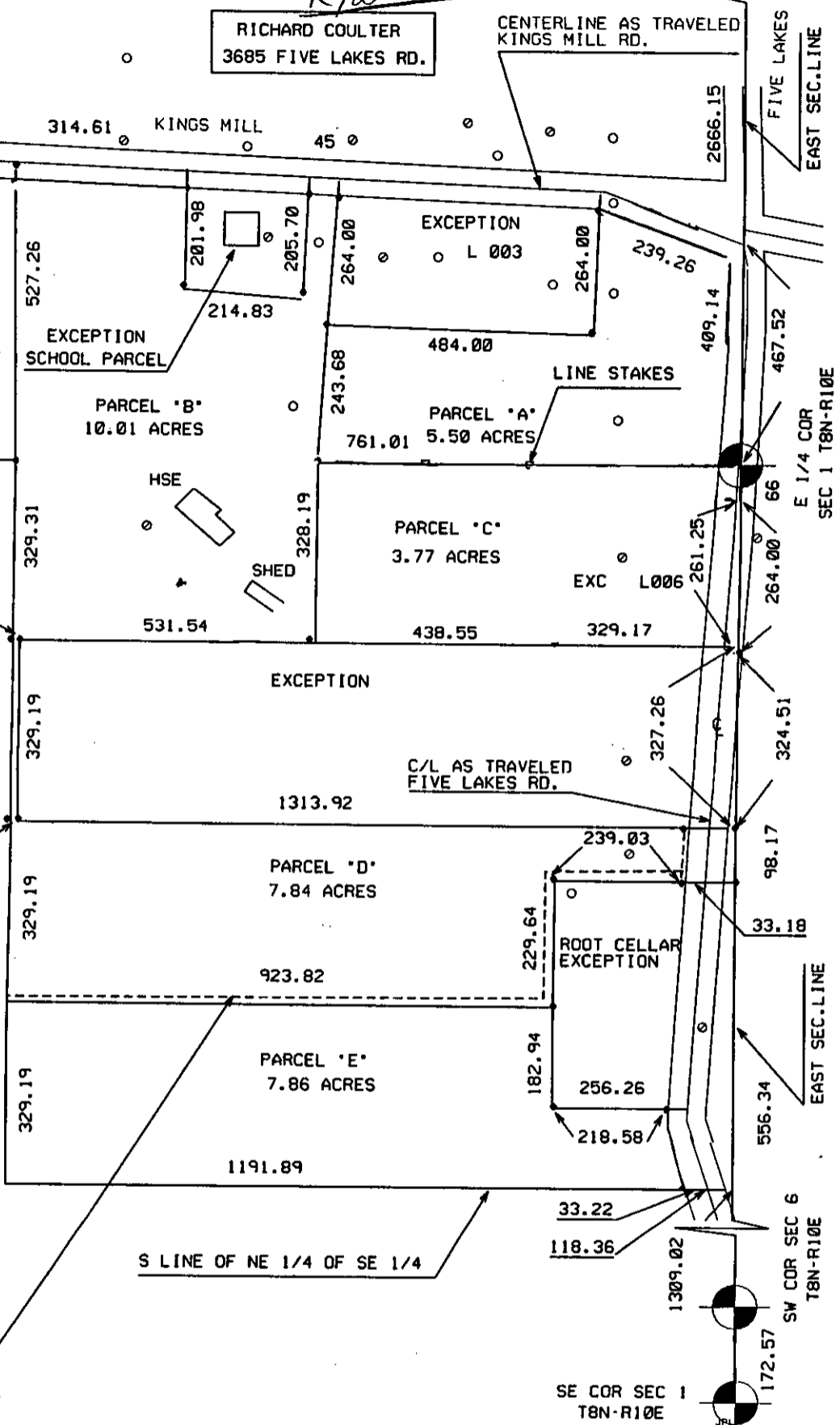
EXHIBIT 'A'

RICHARD COULTER
3685 FIVE LAKES RD.

CENTERLINE AS TRAVELED
KINGS MILL RD.

EAST-WEST 1/4 LINE

CENTERLINE OF 12' WIDE EASEMENT
PLUS 20' WIDE EACH SIDE OF EASEMENT CENTERLINE
FOR OVERHEAD AND/OR UNDERGROUND EQUIPMENT
AND TREE REMOVAL
NOTE: THE UNDERGROUND EASEMENT MAY VARY IF FIELD
CONSTRUCTION PROBLEMS ARISE



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

THE DETROIT EDISON COMPANY-SERVICE PLANNING DEPARTMENT

CITY OR TWP. MAYFIELD TWP	COUNTY LAPEER	TWP SEC OTR 1
MAP SECT. 286-594	TOWN RANGE JOINT R/W REQ'D	R/W NO. 189583
PROJECT NAME FIVE LAKES RD.-LAND SPLIT	TEL. ENGR. & DIST.	MBT MEMO
TOWNSHIP MAYFIELD TWP	SERVICE CENTER LAPEER	COMP. CODE MAILING CITY CATV MEMO
CIRCUIT		O.F.W.
REASON LAND SPLIT		BUDGET ITEM NO.
PLANNER PAYKIN, SEMEN	SCALE 1" = 200'	DATE 08-27-1998

RECORDED R/W FILE NO. **859481**