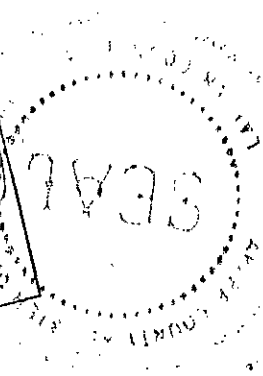
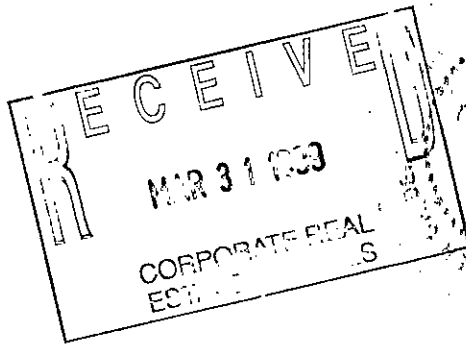


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Melissa De Vaughn
REGISTER OF DEEDS
LAPEER COUNTY, MICHIGAN

Detroit Edison Overhead Easement (Right of Way) No. 163172

On November 19, 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:

Edward L. Johnson, Jr. and Kimberly S. Johnson, husband and wife, 3303 Dryden Rd., Metamora, MI 48455

"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:

Land in the Township of Mayfield, Lapeer County, Michigan, part of the West 1/2 of the East 1/2 of the Northwest 1/4 of Section 23, T8N-R10E, Mayfield Township, Lapeer County, Michigan, described as beginning at a point on the North Section line that is North 89° 56' 28" West 661.76' from the North 1/4 corner of Section 23, thence continuing along said North Section line North 89° 56' 28" West 656.50', thence South 00° 37' 58" East 2652.73' to the East-West 1/4 of Section 23, thence South 89° 39' 33" East 656.55' along said East-West 1/4 line, thence North 00° 37' 58" West 2655.96' along the East line of the West 1/2 of the East 1/2 of the Northwest 1/4 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 Mary Roehl
Mary Roehl

X Diane Roehl
Diane Roehl

Grantor: (Type or print name below signature)

Edward L. Johnson Jr.
Edward L. Johnson, Jr.

Kimberly S. Johnson
Kimberly S. Johnson

Acknowledged before me in LAPEER County, Michigan, on Nov 19, 1998, by Edward L. Johnson, Jr. and Kimberly S. Johnson, husband and wife.

CHARLOTTE L. BEERS
Notary Public, Lapeer County, MI
My Commission Expires Aug. 11, 2002

Notary's Signature Charlotte L. Beers

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

Prepared by and Return to: Gary W. Kenney, LapSC, 1075 Suncrest Dr., Lapeer, MI 48446/mao

RECORDED R/W FILE NO. 163172

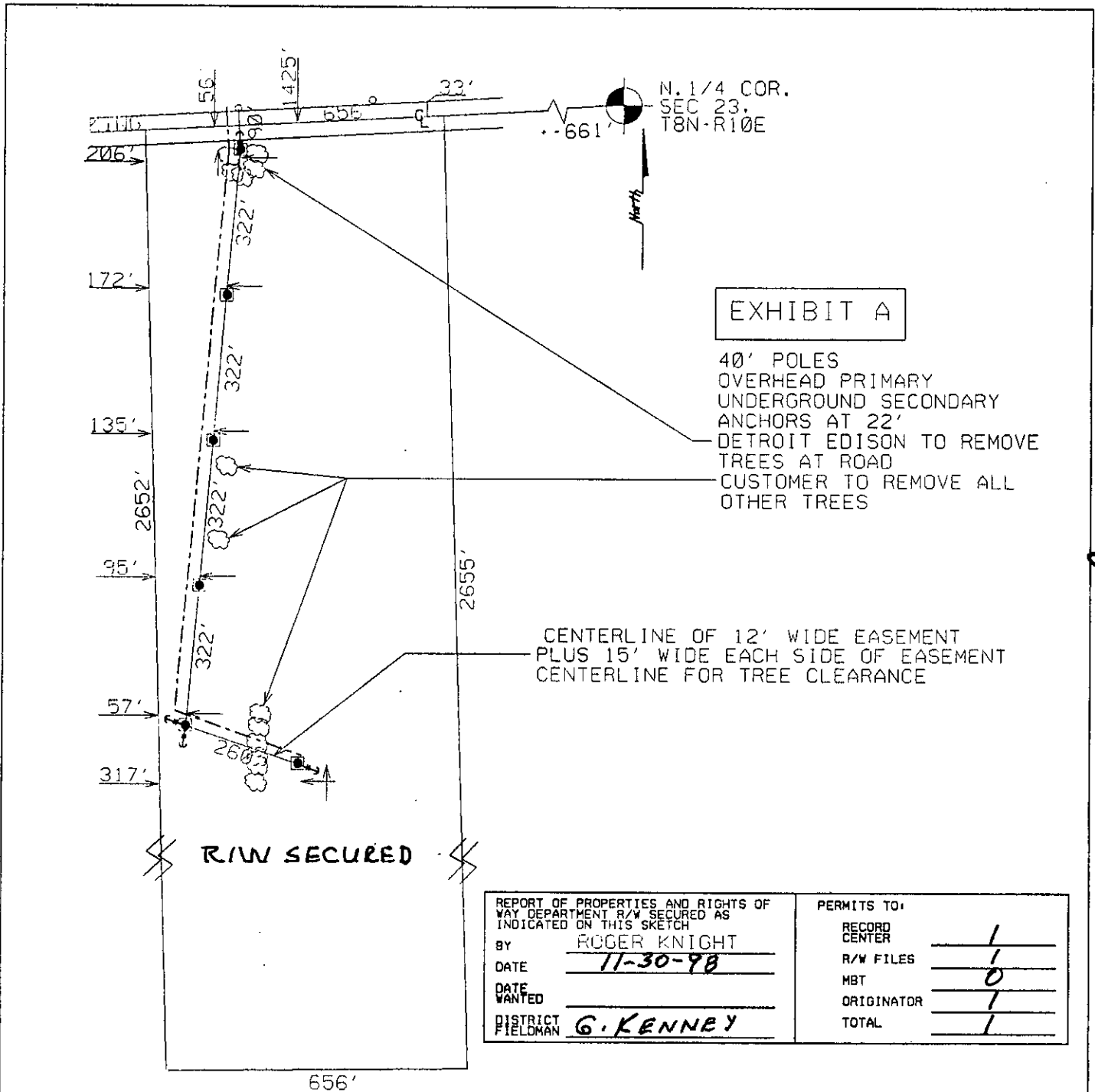


EXHIBIT A

40' POLES
OVERHEAD PRIMARY
UNDERGROUND SECONDARY
ANCHORS AT 22'
DETROIT EDISON TO REMOVE
TREES AT ROAD
CUSTOMER TO REMOVE ALL
OTHER TREES

CENTERLINE OF 12' WIDE EASEMENT
PLUS 15' WIDE EACH SIDE OF EASEMENT
CENTERLINE FOR TREE CLEARANCE

R/W SECURED

REPORT OF PROPERTIES AND RIGHTS OF WAY DEPARTMENT R/W SECURED AS INDICATED ON THIS SKETCH		PERMITS TO:	
BY	ROGER KNIGHT	RECORD CENTER	<u>1</u>
DATE	11-30-98	R/W FILES	<u>1</u>
DATE WANTED		MBT	<u>0</u>
DISTRICT FIELDMAN	G. KENNEY	ORIGINATOR	<u>1</u>
		TOTAL	<u>1</u>

JPL 163172

<p>LEGEND</p> <ul style="list-style-type: none"> ○ EXIST. D.E.CO. POLE ● PROPOSED POLE ○ FOREIGN POLE — EXIST. ANCHOR — PROPOSED ANCHOR ☁ TREE <p> - - - 120/240 V LINE - - - 4800 V LINE - - - 13,200 V LINE - - - 40,000 V LINE </p>	THE DETROIT EDISON COMPANY—SERVICE PLANNING DEPARTMENT			
	CITY OR TWP.	COUNTY	TWP. SEC. QTR.	DEPT. ORDER NO.
	MAYFIELD	LAPEER	23 NW	
	MAP SECT.	TOWN	RANGE	JOINT R/W REQ'D
	1-280-584	8N	10E	
	PROJECT NAME	TEL. ENGR. & DIST.		MBT MEMO#
	JOHNSON			
TOWNSHIP	SERVICE CENTER	COMP. CODE	MAILING CITY	
	LAP			
CIRCUIT	O.F.W.			
REASON	BUDGET ITEM NO.			
SERV NEW RESID				
PLANNER	SCALE	DATE		
R. KNIGHT	1" = 300'	11-06-98		

RECORDED R/W FILE NO. 859491