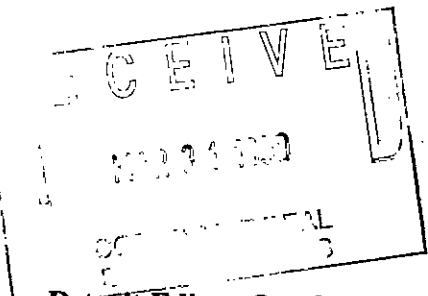


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Melissa DeVaugh  
REGISTER OF DEEDS  
LAPEER COUNTY, MICHIGAN

**Detroit Edison Overhead Easement (Right of Way) No. 202387**

On December 7th, 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:

Ronald L. Mooney and Rosemary Mooney, husband and wife, 4503 McDowell Rd., Lapeer, MI 48446

"Grantee" is:

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

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

Part of the Southeast 1/4 of the Southeast 1/4 of Section 28, T8N-R9E, Oregon Township, Lapeer County, Michigan, described as beginning at a point that is South 00° 29' 39" West 1318.02' along the East section line and North 89° 44' 24" West 984.76' from the East 1/4 corner of said Section 28, thence continuing North 89° 44' 24" West 300.00', thence South 00° 22' 09" West 397.62', thence South 03° 13' 40" West 259.71', thence South 89° 44' 24" East 311.52', thence North 00° 20' 39" East 656.99' to the point of beginning. The above described parcel contains 4.55 acres including that part used as McDowell 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 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 Jeanette Potter  
Jeanette Potter

X Elaine A. Gleason  
Elaine A. Gleason

**Grantor:** (Type or print name below signature)

Ronald L. Mooney  
Ronald L. Mooney

Rosemary Mooney  
Rosemary Mooney

Acknowledged before me in Lapeer County, Michigan, on December 7th, 1998, by Ronald L. Mooney and Rosemary Mooney, husband and wife.

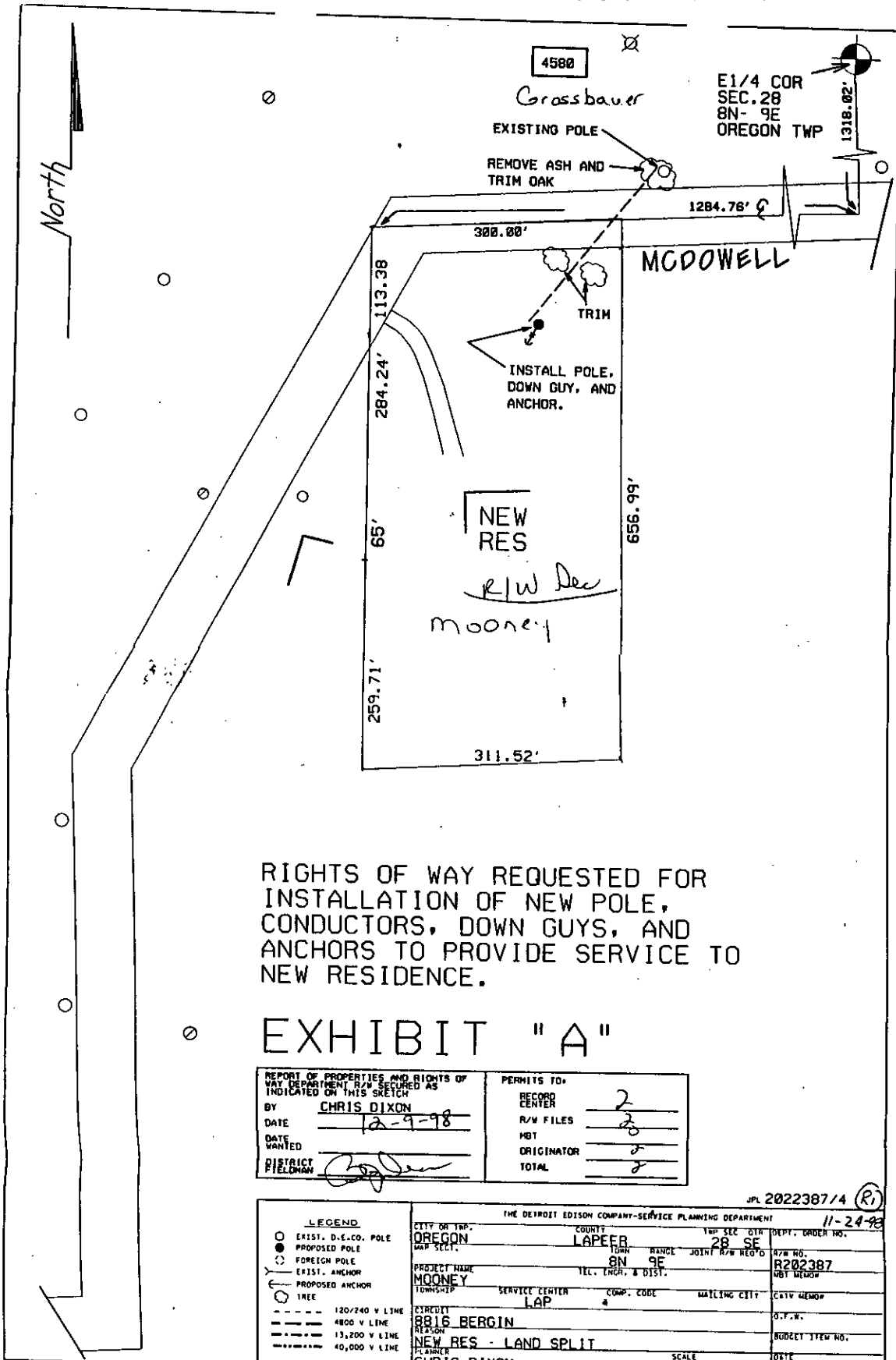
Notary's Stamp: **ELAINE A. GLEASON**  
Notary Public, Lapeer County, MI  
My Comm. Expires Aug. 9, 2000

Notary's Signature: Elaine A. Gleason

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

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

RECORDED R/W FILE NO. R59569



RIGHTS OF WAY REQUESTED FOR  
 INSTALLATION OF NEW POLE,  
 CONDUCTORS, DOWN GUYS, AND  
 ANCHORS TO PROVIDE SERVICE TO  
 NEW RESIDENCE.

EXHIBIT "A"

|                                                                                                                                                                                                              |                                                                                                                   |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------|
| REPORT OF PROPERTIES AND RIGHTS OF<br>WAY DEPARTMENT R/W SECURED AS<br>INDICATED ON THIS SKETCH<br>BY <u>CHRIS DIXON</u><br>DATE <u>12-9-98</u><br>DATE WANTED _____<br>DISTRICT FIELDMAN <u>[Signature]</u> | PERMITS TO:<br>RECORD CENTER <u>2</u><br>R/W FILES <u>2</u><br>MBT _____<br>ORIGINATOR <u>2</u><br>TOTAL <u>2</u> |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------|

JPL 2022387/4 (R)

|                                                                                                                                                                                                                                          |                                                                                                                                                                                                                           |                                                                                                                                                        |                                                                                                                                                                                                |                                   |
|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------|
| <b>LEGEND</b><br>○ EXIST. D-S-CO. POLE<br>● PROPOSED POLE<br>○ FOREIGN POLE<br>○ EXIST. ANCHOR<br>○ PROPOSED ANCHOR<br>○ TREE<br>- - - - - 120/240 V LINE<br>- - - - - 4800 V LINE<br>- - - - - 13,200 V LINE<br>- - - - - 40,000 V LINE | THE DETROIT EDISON COMPANY-SERVICE PLANNING DEPARTMENT                                                                                                                                                                    |                                                                                                                                                        |                                                                                                                                                                                                |                                   |
|                                                                                                                                                                                                                                          | CITY OR TRP. <u>OREGON</u><br>WAF SECT. _____<br>PROJECT NAME <u>MOONEY</u><br>TOWNSHIP _____<br>SERVICE CENTER <u>LAP</u><br>CITY <u>BB16 BERGIN</u><br>REASON <u>NEW RES - LAND SPLIT</u><br>PLANNER <u>CHRIS DIXON</u> | COUNTY <u>LAPEER</u><br>TOWN <u>SN</u><br>RANGE <u>9E</u><br>TEL. LCR. & DIST. _____<br>COMP. CODE _____<br>MAILING CITY _____<br>DATE <u>11-10-98</u> | WAF SEC. <u>28</u><br>QTR <u>SE</u><br>JOINT R/W REQ'D _____<br>R/W NO. <u>R202387</u><br>DIST. MEMO _____<br>CATV MEMO _____<br>O.P.W. _____<br>BUDGET ITEM NO. _____<br>DATE <u>11-10-98</u> | DEPT. ORDER NO. _____<br>11-24-98 |

RECORDED R/W FILE NO. R59569