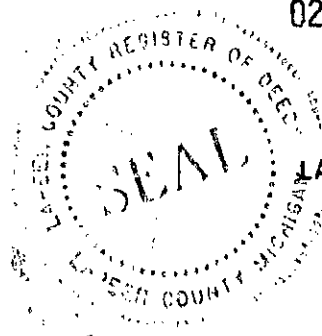
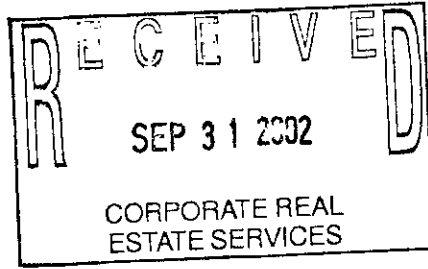


RECEIVED FOR RECORD

02 SEP -3 AM 9: 20



Melissa D. Vaughn
REGISTER OF DEEDS
LAPEER COUNTY, MICHIGAN

71227

RECORDED R/W FILE NO.

Detroit Edison Overhead and Underground Easement (Right of Way) No. 431962

On August 13, 2002, 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:

David H. Bush and Sally B. Bush, husband and wife, 1099 Pinetree, Lapeer, MI 48446

"Grantee" is:

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

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

Parcel 2-A: Part of the North 1/2 of Section 24, T7N-R11E, Attica Township, Lapeer County, Michigan, described as beginning at the North 1/4 corner of said Section 24, thence East along the North line of the Northeast 1/4 1318.18', thence South 01° 09' 18" West (recorded as South 01° 09' 10" West) along the East line of the West 1/2 of the Northeast 1/4, 867.06' to the Easterly end of a monumented traverse line along the Northerly bank of the North Branch of the Belle River, thence the following twelve (12) courses along said monumented traverse line: 1) North 89° 24' 18" West 284.09'; 2) South 46° 38' 56" West 135.08'; 3) South 83° 26' 20" West 232.65'; 4) South 70° 26' 54" West 107.84'; 5) North 30° 52' 22" West 78.91'; 6) North 75° 32' 42" West 119.63'; 7) South 80° 14' 33" West 96.13'; 8) North 87° 06' 38" West 192.92'; 9) North 55° 11' 44" West 91.79'; 10) South 69° 42' 34" West 93.98'; 11) South 00° 46' 44" East 108.28' to a point on the North-South 1/4 line, and 12) South 70° 04' 02" West 210.98' to the Easterly end of said monumented traverse line, thence North 01° 08' 04" East (recorded as North 01° 07' 44" East) 1088.63' to a point on the North line of the Northwest 1/4, thence North 89° 55' 01" East (recorded as North 89° 54' 48" East) along the North line of the Northwest 1/4 196.91' 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.

Grantor: (Type or print name below signature)

[Signature]
David H. Bush

[Signature]
Sally B. Bush

Acknowledged before me in Lapeer County, Michigan, on AUGUST 13, 2002, by David H. Bush and Sally B. Bush, husband and wife.

Notary's Stamp BRUCE LILLEN LAPEER Co 7/01/04 (Notary's name, county, and date commission expires) Notary's Signature *[Signature]*

Prepared by and Return to: Gary W. Kenney, LapSC, 1100 Clark Rd., Lapeer, MI 48446/mas

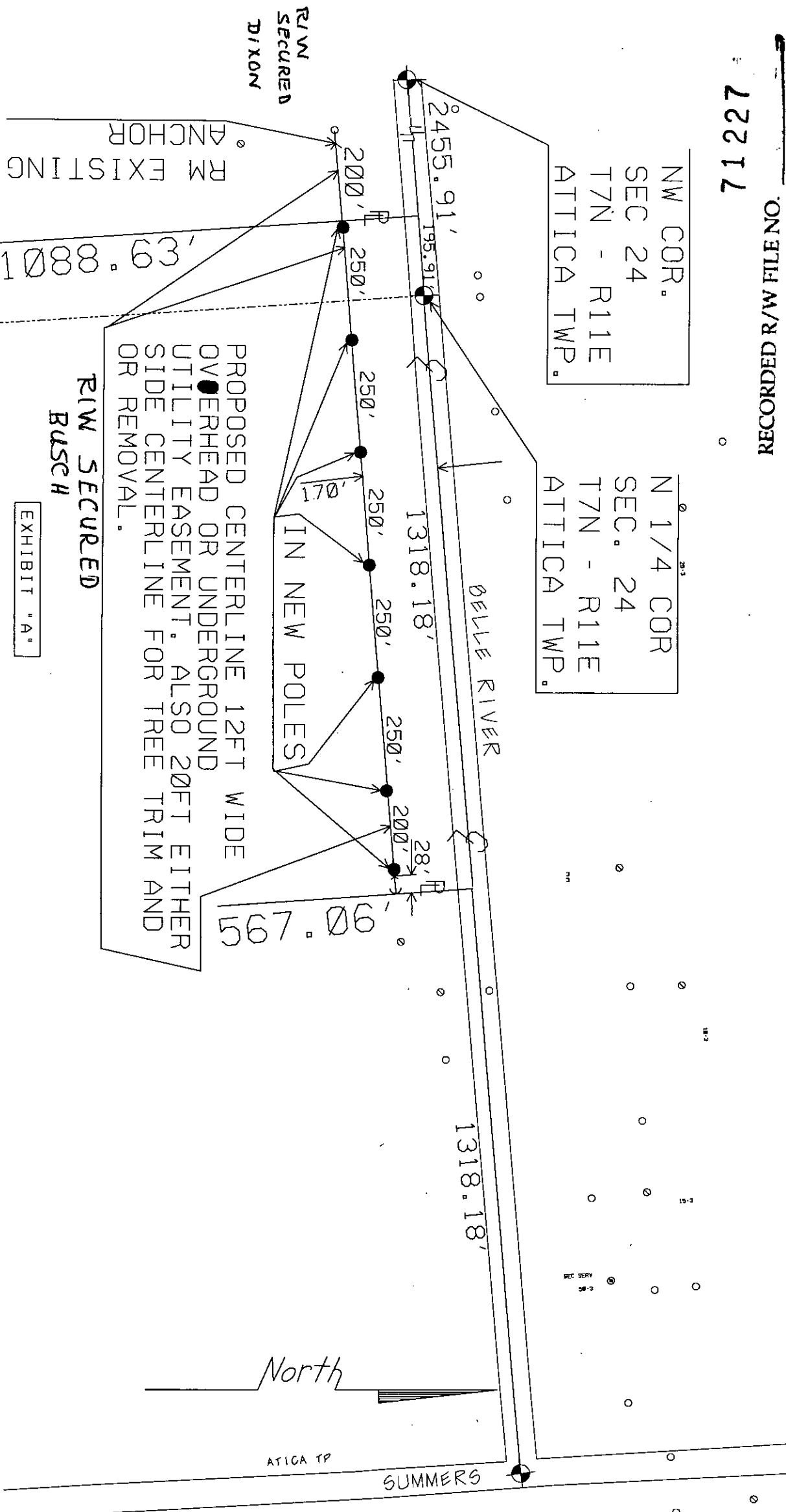
71227
RECORDED BY LAW FILE NO.

22211

RECORDED R/W FILE NO.

NW COR.
SEC 24
T7N - R11E
ATTICA TWP.

N 1/4 COR
SEC. 24
T7N - R11E
ATTICA TWP.



PROPOSED CENTERLINE 12FT WIDE
OVERHEAD OR UNDERGROUND
UTILITY EASEMENT. ALSO 20FT EITHER
SIDE CENTERLINE FOR TREE TRIM AND
OR REMOVAL.

R/W SECURED
BUSCH

EXHIBIT "A"

REPORT OF PROPERTIES AND RIGHTS OF WAY DEPARTMENT R/W SECURED AS INDICATED ON THIS SKETCH	PERMITS TO: RECORD CENTER R/W FILES MBT ORIGINATOR TOTAL
BY: _____	1 1 6 1
DATE: <u>8-16-02</u>	
DATE WANTED: _____	
DISTRICT FIELDMAN: <u>G. KENNEY</u>	

LEGEND	
○	FOREIGN POLE
○	EXIST. D.E.CO. POLE
●	PROPOSED 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. ATTICA TWP.	COUNTY LAPER	QTR. & TWP. SECT. NO. NW COR. 24	DEPT. ORDER NO. 431962
MAP SECT. MAILING CITY	PROJECT NAME	TOWNSHIP	MBT MEMO
CIRCUIT	SERVICE CENTER	COMP. CODE	CATV MEMO
REASON DAVID BUSH LANDSPLIT (R/WAY)	PLANNER LEO ABERLE 667 - 7849	SCALE 1" = N/A'	BUDGET ITEM NO.
DATE 8/1/2002			

MISC D	11.00
ESMT	P0009
REMONT	2.00