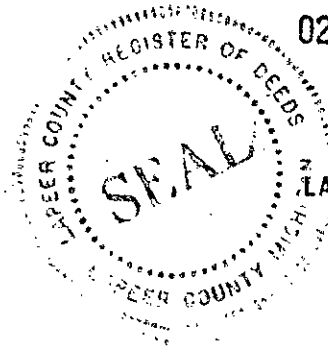
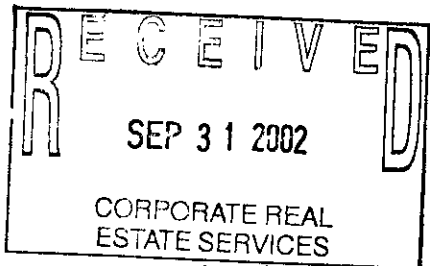


02 SEP -3 AM 9:20



Melissa DeVaugh REGISTER OF DEEDS LAPEER COUNTY, MICHIGAN

71228

RECORDED R/W FILE NO.

Detroit Edison Underground Easement (Right of Way) No. 431461

On 8-15-02, 2002, 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:

David G. Baker, a single man, 4795 Little Cedar Dr., Attica, MI 48412

"Grantee" is:

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

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

Parcel "A"

Commencing at the Southeast Corner of Section 10, T8N-R11E, Arcadia Township, Lapeer County, Michigan thence North 02 degrees 06 minutes 40 seconds West 1561.10 feet along the East line of said Section 10; thence South 87 degrees 37 minutes 02 seconds West 810.0 feet to the Point of Beginning: RUNNING THENCE South 87 degrees 37 minutes 02 seconds West 810.0 feet; thence North 02 degrees 06 minutes 40 seconds West 298.0 feet along the centerline of Little Cedar Creek Drive; thence South 83 degrees 56 minutes 29 seconds East 375.0 feet; thence North 80 degrees 28 minutes 15 seconds East 442.50 feet; thence South 02 degrees 06 minutes 40 seconds East 298.0 feet to the Point of Beginning.

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.

Grantor:
David G. Baker

Acknowledged before me in Lapeer County, Michigan, on AUG 15, 2002, by David G. Baker, a single man.

Notary's Stamp: **GARY W. KENNEY**
Notary Public, Lapeer County, MI
My Commission Expires Jun. 23, 2003

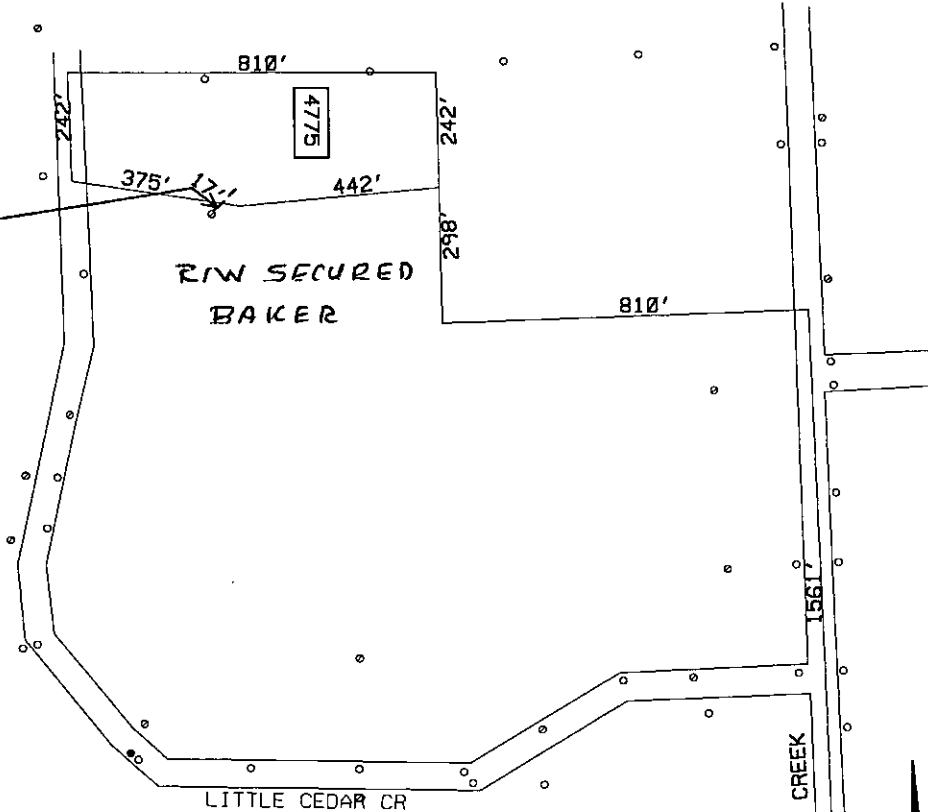
Notary's Signature:

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

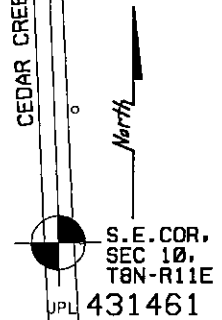
EXHIBIT A

SECONDARY UNDERGROUND EASEMENT

CENTERLINE OF 10' WIDE EASEMENT
ALSO 5' WIDE EACH SIDE OF EASEMENT
CENTERLINE FOR TREE CLEARANCE



REPORT OF PROPERTIES AND RIGHTS OF WAY DEPARTMENT R/W SECURED AS INDICATED ON THIS SKETCH		PERMITS TO:	
BY	ROGER KNIGHT	RECORD CENTER	1
DATE	8-19-02	R/W FILES	1
DATE WANTED		MBT	0
DISTRICT FIELDMAN	G. KENNEY	ORIGINATOR	1
		TOTAL	1



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.	COUNTY	TWP SEC QTR	DEPT. ORDER NO.
ARCADIA	LAPEER	10 SE	
MAP SECT.	TOWN RANGE	JOINT R/W REQ'D	R/W NO.
	9N 11E		
PROJECT NAME	TEL. ENGR. & DIST.		MBT MEMO#
MESSNER			
TOWNSHIP	SERVICE CENTER	COMP. CODE	MAILING CITY
	LAP		
CIRCUIT			O.F.W.
REASON			BUDGET ITEM NO.
SERV NEW RESID. 4775 LITTLE CEDAR CREEK			
PLANNER	SCALE	DATE	
R. KNIGHT	1" = 400'	08-06-02	

MISC D	9.00
ESMT	P0009
REMOVT	2.00