

02 SEP -3 AM 9:21



Melissa DeVaugh  
REGISTER OF DEEDS  
LAPEER COUNTY, MICHIGAN

71232

**Detroit Edison Overhead and Underground Easement (Right of Way) No. 224383**

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:**

Thomas E. Schlaud and Genevieve H. Schlaud, husband and wife, and David T. Schlaud and Karen M. Schlaud, husband and wife. *both*

**"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:**

Part of the Northeast 1/4 of Section 23, T8N-R10E, described as beginning at a point on the North section line that is North 89°30'00" West 860.68 feet from the Northeast corner of said Section 23; THENCE continuing along said North section line North 89°30'00" West 606.00 feet; THENCE South 00°04'34" West parallel with the East section line, 660.00 feet; THENCE South 89°30'00" East parallel with said North section line, 606.00 feet; THENCE North 00°04'34" East parallel with the East section line, 660.00 feet to the point of beginning. Contains 9.18 acres.

**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)

David T. Schlaud  
David T. Schlaud

Karen M. Schlaud  
Karen M. Schlaud

Thomas E. Schlaud  
Thomas E. Schlaud

Genevieve H. Schlaud  
Genevieve H. Schlaud

Acknowledged before me in Lapeer County, Michigan, on August 13<sup>th</sup>, 2002, by Thomas E. Schlaud and Genevieve H. Schlaud, husband and wife and David T. Schlaud and Karen M. Schlaud, husband and wife. *and*

Notary's Stamp: **WILLIAM L. SCHLAUD**  
**NOTARY PUBLIC LAPEER CO., MI**  
 MY COMMISSION EXPIRES Apr 2, 2005

Notary's Signature: William L. Schlaud

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

RECORDED R/W FILE NO.

RECORDED R/W FILE NO. 71232

KING RD.

860.67'

NE COR-SEC. 23  
T8N - R10E

R/W Sec  
Schlund

North

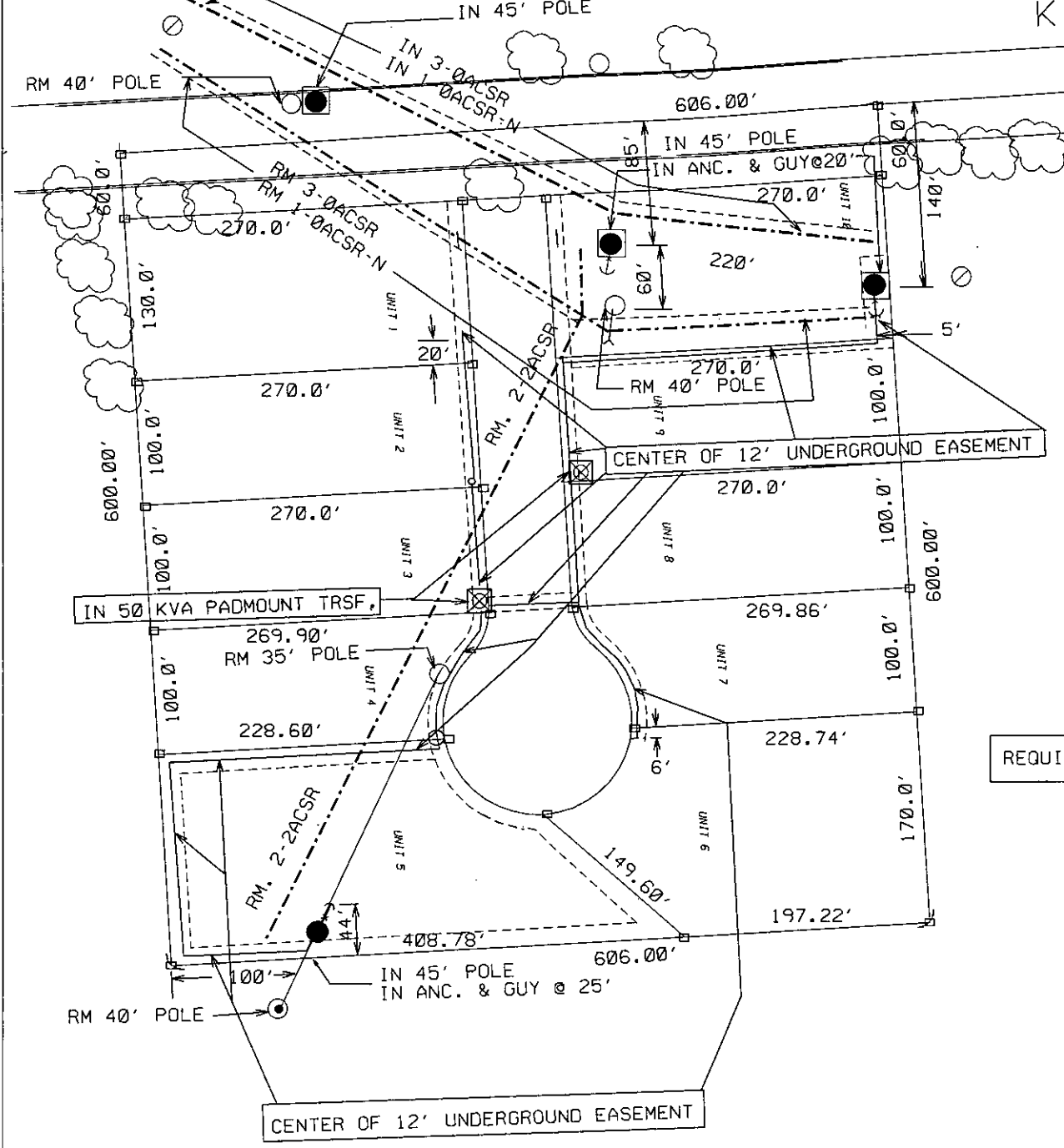
FISH LAKE RD.

REPORT OF PROPERTIES AND RIGHTS OF WAY DEPARTMENT R/W SECURED AS INDICATED ON THIS SKETCH		PERMITS TO:	
BY		RECORD CENTER	1
DATE	8-13-2002	R/W FILES	6
DATE WANTED		MBT	1
DISTRICT FIELDMAN	Boyer	ORIGINATOR	1
		TOTAL	1

REQUIRES 30' CLEARANCE FROM ALL TREES FOR OVERHEAD RELOCATION

EXHIBIT "A"

REVISED 4-1-2002



THE DETROIT EDISON COMPANY-SERVICE PLANNING DEPARTMENT			
CITY OR TWP. MAYFIELD	COUNTY LAPEER	TWP SEC QTR 23 NE	DEPT. ORDER NO.
MAP SECT.	TOWN RANGE 8N 10E	JOINT R/W REQ'D	R/W NO. 224383/ 6
PROJECT NAME	TEL. ENGR. & DIST.		
TOWNSHIP MYD	SERVICE CENTER LAP	COMP. CODE	MAILING CITY
CIRCUIT	O.F.W.		
REASON LONESOME DOVE TRAIL-10 UNITS SITE CONDO	BUDGET ITEM NO.		
PLANNER DAN DEBUS	SCALE 1" = 100'	DATE R.4-1-02	

**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

MISC D	9.00
ESMT	P0009
REMONT	2.00