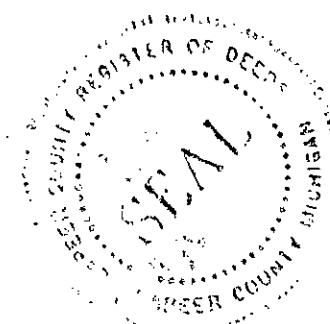
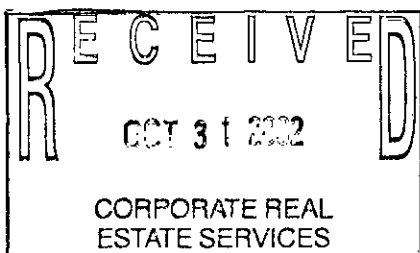


02 SEP 20 AM 9:31



Melissa DeVaugh
REGISTER OF DEEDS
LAPEER COUNTY, MICHIGAN

RECORDED R/W FILE NO. 71471

Detroit Edison Overhead Easement (Right of Way) No. 440064

On SEPT 3, 2002, 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: *AKA Rose M. McDonald Halstead ^{sp}
Rose M. McDonald, 3735 Williams Road, Columbiaville, MI 48421 and Lee O. Thayer, ^{a woman,} P.O. Box 83, Columbiaville, MI 48421

"Grantee" is:
The Detroit Edison Company, a Michigan corporation, 2000 Second Avenue, Detroit, Michigan 48226

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

Section 26, T9N R9E The East 347' of the Northwest 1/4 of the Southeast 1/4

The "Right of Way Area" is a part of Grantor's Land and is described as:

A 12' wide easement along with tree clearance, 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.

Grantor:

Lee O. Thayer
Lee O. Thayer

Grantor:

Rose M. McDonald Halstead
Rose M. McDonald AKA Rose M. McDonald Halstead

Acknowledged before me in Lapeer County, Michigan, on SEP. 3, 2002, by Rose M. McDonald.*
* AKA Rose M. McDonald - Halstead ^{sp}

SARAH HOLTZ
Notary Public, Lapeer County, MI
My Commission Expires Dec. 19, 2002
Acting in Wayne County, MI
(Notary's name, County, and date commission expires)

Notary's Stamp: [Signature]
Notary's Signature: [Signature]

Prepared by and Return to: Betty J. Dean, laps, 1100 Clark Road, Lapeer, MI 48446bj

Acknowledged before me in Lapeer County, Michigan, on Sept 9, 2002, by Lee O. Thayer, a woman.

BETTY J. DEAN
Notary Public, Lapeer County, MI
My Commission Expires Jan. 9, 2004

Notary's Stamp: [Signature]
Notary's Signature: [Signature]

Notary's county, and expiration: _____

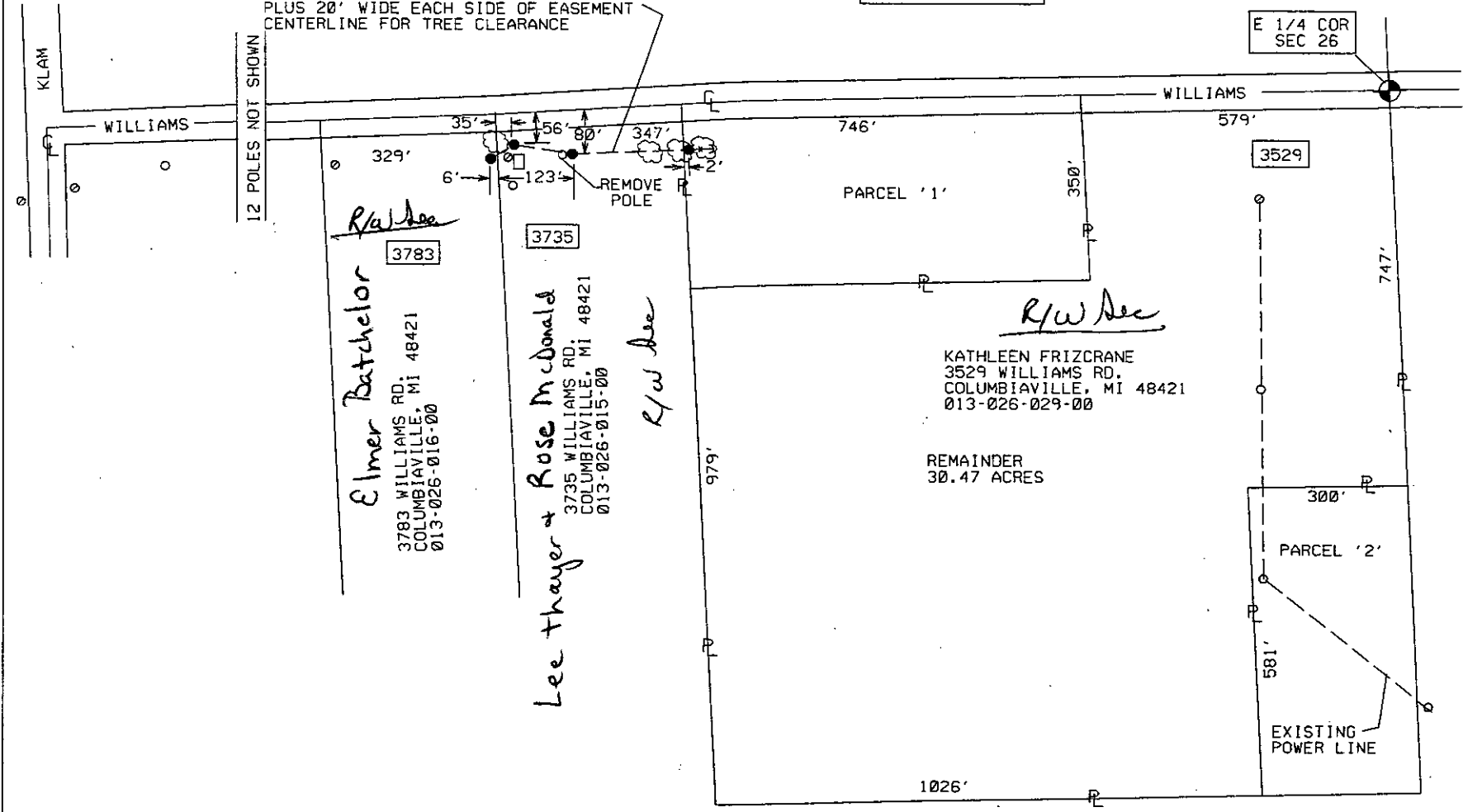
71471

RECORDED R/W FILE NO.

EXHIBIT 'A'

CENTER LINE OF A 12 FT. WIDE EASEMENT PLUS 20' WIDE EACH SIDE OF EASEMENT CENTERLINE FOR TREE CLEARANCE

E 1/4 COR SEC 26



REPORT OF R/W FACILITATOR. R/W SECURED AS INDICATED ON THIS SKETCH.

BY: JH
 DATE: 9-5-02
 DATE WANTED:
 FACILITATOR: [Signature]

PERMITS TO:	
RECORD CENTER	<u>3</u>
R/W FILES	<u>2</u>
TELEPHONE	<u>1</u>
ORIGINATOR	<u>1</u>
TOTAL	<u>7</u>

THE DETROIT EDISON COMPANY-SERVICE PLANNING DEPARTMENT			
CITY OF TWP.	MARATHON TWP	COUNTY	LAFAYETTE
TWP SEC	26	SEC	MF
PROJECT NO.	440264 JA	DATE	8-29-02
DESIGNED BY	K. FITZGERANE	DATE	8-29-02
CHECKED BY	LPR	DATE	8-29-02
APPROVED BY	J.M. HEILIG	DATE	8-29-02

71471

MISC D	9.00
ESMT	P0009
REMOVT	2.00