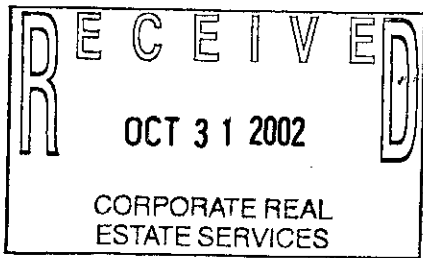


02 SEP 20 AM 9:31



Melissa DeVaugh
REGISTER OF DEEDS
LAPEER COUNTY, MICHIGAN

71476

RECORDED R/W FILE NO.

Detroit Edison Overhead Easement (Right of Way) No. 434069

On 9/3/02, 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 Lorin A. Milks ^{BJD}
Lorin Andrew Milks and Christine R. Milks, husband and wife, as tenants by the entirety, 1119 Rowland, Flint, MI 48507

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

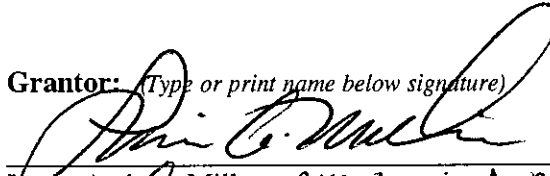
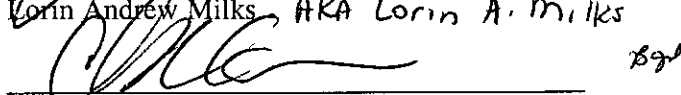
"Grantor's Land" is in Elba Township, Lapeer County, Michigan described as:


A parcel of land located in the Southeast 1/4 of Section 24, T7N-R9E, Elba Township, Lapeer County, Michigan, described as follows: Commencing at the Southeast corner of Section 24, thence South 89° 11' 05" West along the South line of Section 24 a distance of 2119.98' to the point of beginning of this description, thence continuing along said South line South 89° 11' 05" West 399.50', thence North 00° 03' 43" East 1119.37', thence North 88° 40' 30" East 399.99', thence South 00° 03' 43" West 1122.68' to the point of beginning. Containing 10.29 acres of land and reserving that part now used as Newark Road so-called. Also being subject to any easements or right of way of record. Also being subject to a private easement for installation and maintenance of public utilities on, over and across the North 30 feet of the South 63.0 feet of the above described parcel of land. And also being subject to a private easement for installation and maintenance of public utilities on, over and across the East 15.0 feet of the above described parcel of land.

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 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: (Type or print name below signature)

 Lorin Andrew Milks AKA Lorin A. Milks

 Christine R. Milks ^{BJD}

Acknowledged before me in Lapeer County, Michigan, on 9-3, 2002, by Lorin Andrew Milks and Christine R. Milks, husband and wife, as tenants by the entirety.
 *AKA Lorin A. Milks, ^{BJD}
 TONYA S. TESLUCK
 Notary Public, St. Clair County, MI
 My Commission Expires Aug. 27, 2006
 Notary's Stamp
 Notary's Signature 

RECORDED IN FILE NO. 71476

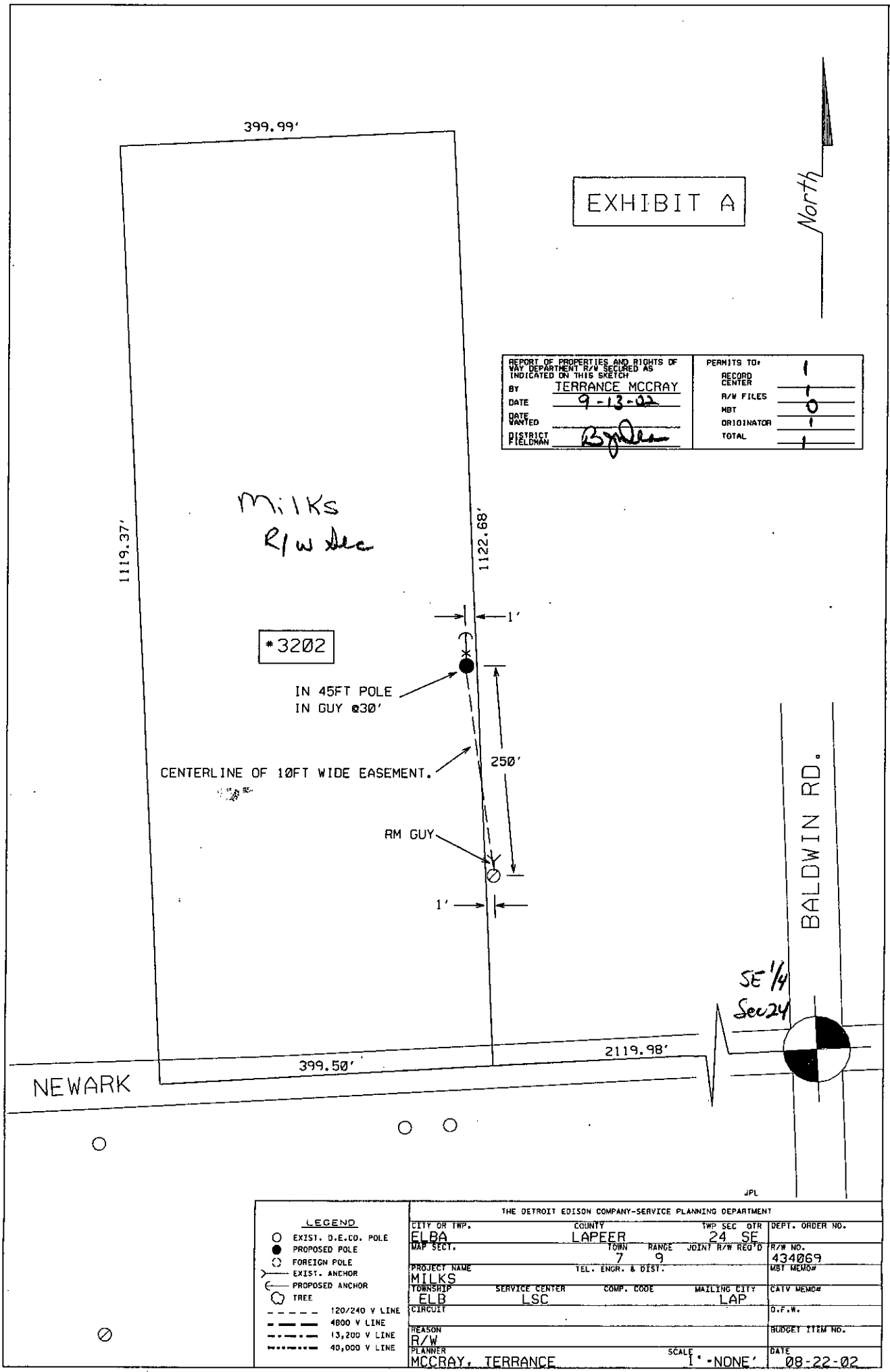


EXHIBIT A

REPORT OF PROPERTIES AND RIGHTS OF WAY DEPARTMENT R/W SEC'D AS INDICATED ON THIS SKETCH		PERMITS TO:	
BY	TERRANCE MCCRAY	RECORD CENTER	1
DATE	9-13-02	R/W FILES	1
DATE RATED		MBT	0
DISTRICT FIELDMAN	Byler	ORIGINATOR	1
		TOTAL	1

*3202

MILKS R/W Sec

IN 45FT POLE
IN GUY @30'

CENTERLINE OF 10FT WIDE EASEMENT.

RM GUY

BALDWIN RD.

SE 1/4
Sec 24

NEWARK

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.
ELBA	LAFER	24 SE	
MAP SECT.	TOWN	RANGE	JOINT R/W REQ'D
	7	9	
PROJECT NAME	TEL. ENGR. & DIST.		
MILKS			
TOWNSHIP	SERVICE CENTER	COMP. CODE	MAILING CITY
ELB	LSC		LAP
CIRCUIT	CATV MEMO#		
	D.F.W.		
REASON	BUDGET ITEM NO.		
R/W			
PLANNER	SCALE	DATE	
MCCRAY, TERRANCE	1" = NONE'	08-22-02	

JPL

10/10/10

MISC D	9.00
ESMT	P0009
REMONT	2.00