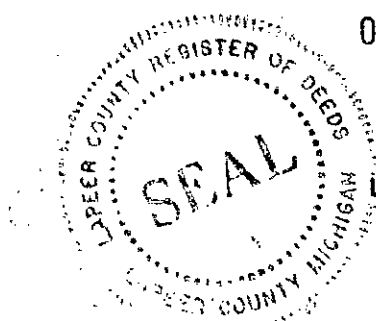
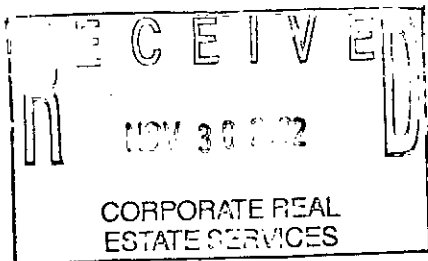


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02 JUL 17 AM 11:20



Melissa DeVaugh
REGISTER OF DEEDS
LAPEER COUNTY, MICHIGAN

Detroit Edison Underground Easement (Right of Way) No. 385443

On JUNE 28, 200~~2~~²⁶, 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:

Christopher L. Azelton and Yolanda Azelton, husband and wife, 1874 Bowers Rd., Lapeer, MI 48446

"Grantee" is:

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

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

Parcel B: A parcel of land located in the Northeast 1/4 of Section 3, T7N-R10E, Lapeer Township, Lapeer County, Michigan, described as follows: Commencing at the Northeast corner of Section 3, thence West along the North line of Section 3 a distance of 1019.13' to the point of beginning of this description, thence leaving said North line South 00° 00' 45" East 636.16', thence West parallel with said North line of Section 3 a distance of 158.83', thence North 00° 01' 54" West 636.16' to a point on said North line of Section 3, thence East along said North line 159.04' to the point of beginning. Also being subject to any easements and right of ways of record of the West 66.00'.

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.

(2) Witnesses: (Type or print name below signature)

Grantor: (Type or print name below signature)

X Daniel P. Debus
DANIEL P. DEBUS

Christopher L. Azelton
Christopher L. Azelton

X Gary Kenney
GARY KENNEY

Yolanda Azelton
Yolanda Azelton

Acknowledged before me in JUNE 28 LAPEER County, Michigan, on JUNE 28, 200~~2~~²⁶, by Christopher L. Azelton and Yolanda Azelton, husband and wife. GN

Notary's Stamp: **GARY W. KENNEY**
NOTARY PUBLIC LAPEER CO., MI
MY COMMISSION EXPIRES Jun 23, 2003
2003
(Notary's name, county, and date commission expires)

Notary's Signature: Gary Kenney

RECORDED R/W FILE NO. 71814

RECORDED R/W FILE NO. 71814

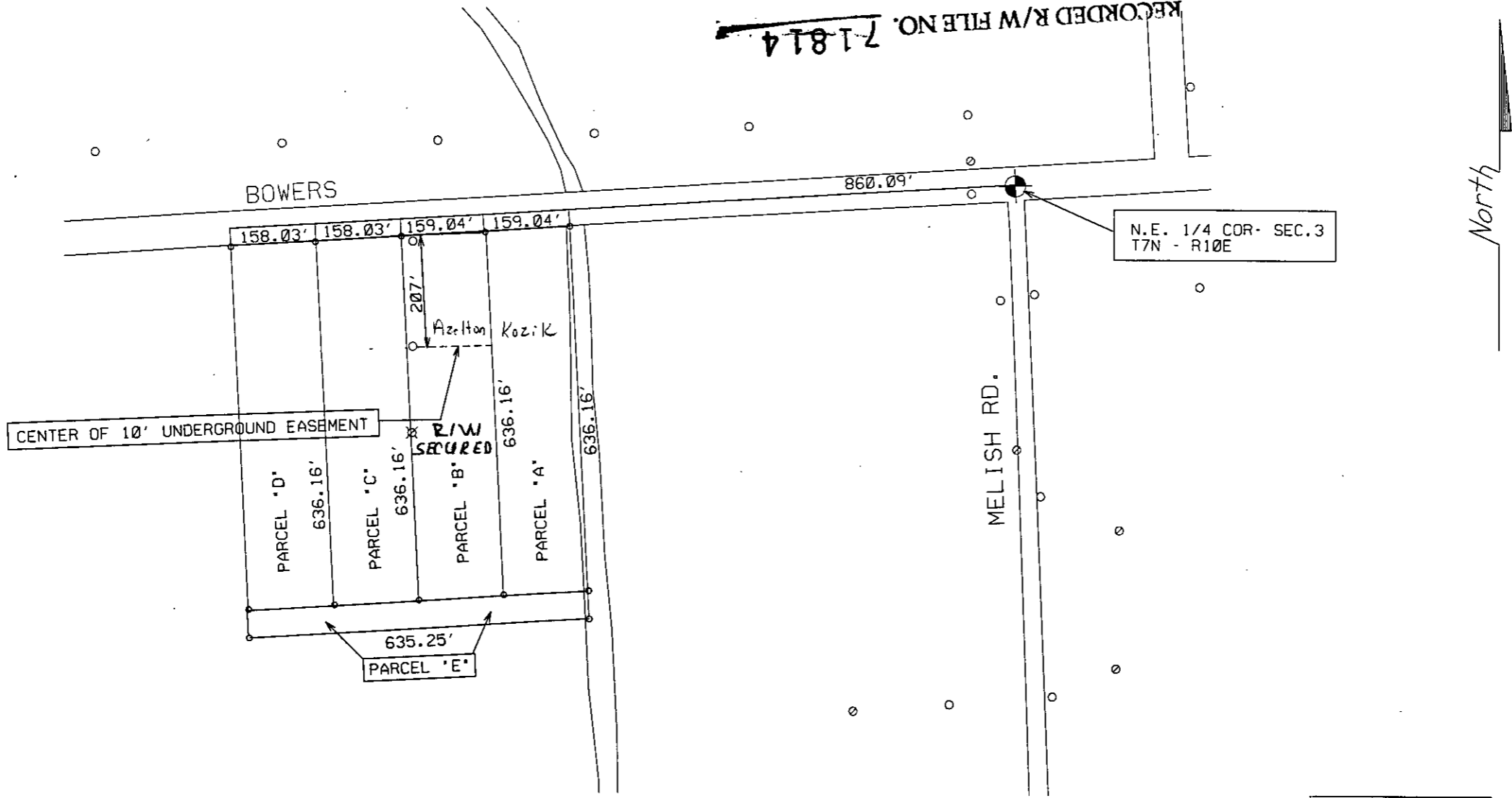


EXHIBIT "A"

REPORT OF PROPERTIES AND RIGHTS OF WAY DEPARTMENT R/W SECURED AS INDICATED ON THIS SKETCH		PERMITS TO:	
BY		RECORD CENTER	1
DATE	6-28-02	R/W FILES	1
DATE WANTED		MBT	0
DISTRICT FIELDMAN	G. KENNEY	ORIGINATOR	1
		TOTAL	1

THE DETROIT EDISON COMPANY-SERVICE PLANNING DEPARTMENT			
CITY OR TWP.	COUNTY	TWP SEC QTR	DEPT. ORDER NO.
LAPEER	LAPEER	3 NE	
MAP SECT.	TOWN RANGE	JOINT R/W REG'D	R/W NO.
	7N 10E		385443/5
PROJECT NAME	TEL. ENGR. & DIST.		MBT MEMO#
TOWNSHIP	SERVICE CENTER	COMP. CODE	MAILING CITY
LAP	LPR		
CIRCUIT			O.F.W.
REASON			BUDGET ITEM NO.
PLANNER	SCALE	DATE	
DAN DEBUS	1" = 200'	11-20-01	

- 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

61815

MISC D	9.00
ESMT	P0009
REMONT	2.00