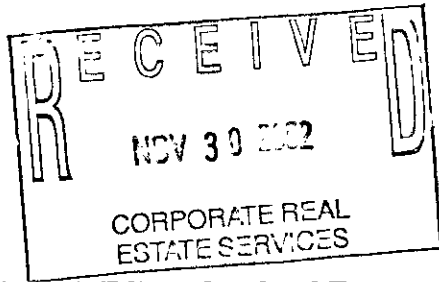


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02 JUL 17 AM 11:19



Melissa DeVaugh
REGISTER OF DEEDS
LAPEER COUNTY, MICHIGAN

Detroit Edison Overhead Easement (Right of Way) No. 390611

On June 18th, 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:

Virginia R. Ruffner, a single woman, 399 Center St., Apt. 102, Otisville, MI 48463

"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:

Parcel 3: Part of the Southwest fractional 1/4 of the Northeast fractional 1/4 of Section 19, T9N-R9E, Marathon Township, Lapeer County, Michigan, described as beginning at a point on the East-West 1/4 line that is North 89° 59' 39" East 590.00' from the West 1/4 corner of said Section 19, thence North 00° 58' 30" East 416.50', thence North 89° 59' 39" East 208.75', thence South 00° 58' 30" West 416.50', thence along said East-West 1/4 line, South 89° 59' 39" West 208.75' to the point of beginning. The above described parcel contains 2.0 acres including that part used as Hollenbeck Road.

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

A 12' wide easement, along with tree clearance rights, 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)

Virginia Ruffner
Virginia R. Ruffner

Acknowledged before me in Genesee County, Michigan, on June 18, 2002, by Virginia R. Ruffner, a single woman.

Notary's Stamp

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

Notary's Signature

Tami Adams

Prepared by and Return to: Betty J. Dean, LapSC, 1100 Clark Rd., Lapeer, MI 48446/mas

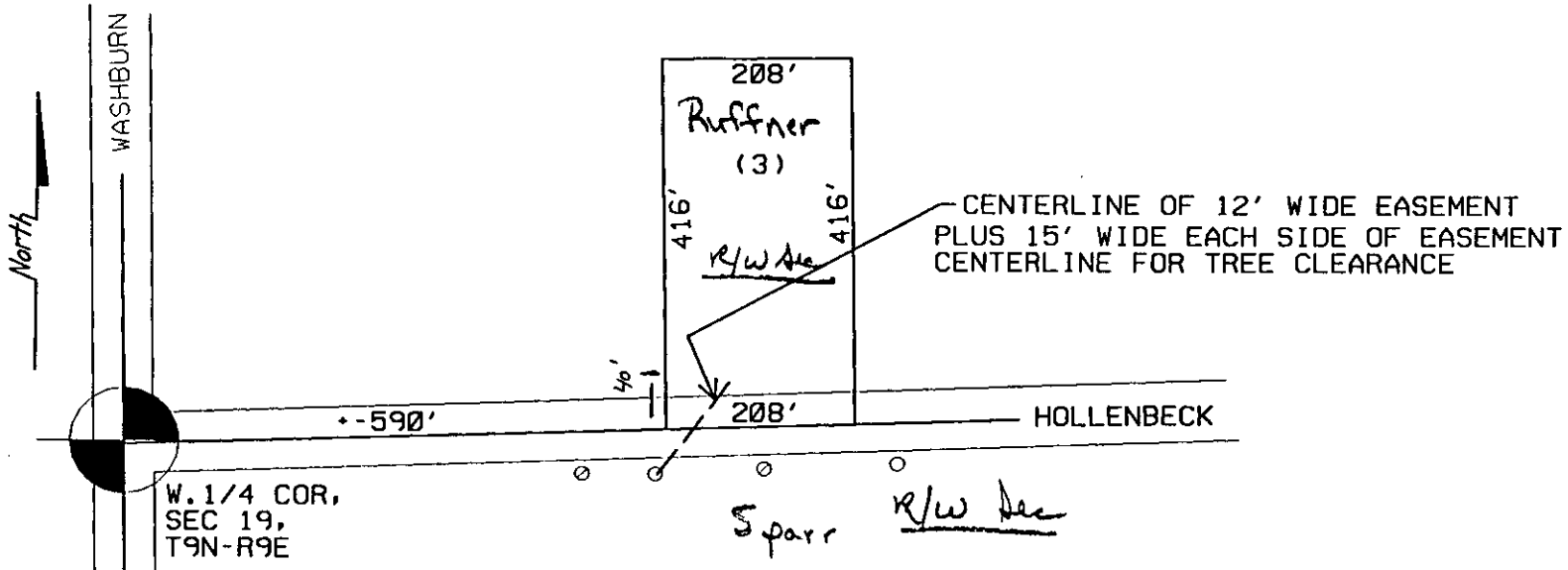
Tami Adams
Notary Public Genesee County, Michigan
My Commission Expires February 14, 2005

RECORDED R/W FILE NO. 71818

RECORDED R/W FILE NO. 71818

EXHIBIT A

OVERHEAD EASEMENT



W. 1/4 COR,
SEC 19,
T9N-R9E

REPORT OF PROPERTIES AND RIGHTS OF WAY DEPARTMENT R/W SECURED AS INDICATED ON THIS SKETCH		PERMITS TO:	
BY	ROGER KNIGHT	RECORD CENTER	2
DATE	6-27-02	R/W FILES	2
DATE WANTED		MBT	0
DISTRICT FIELDMAN	<i>[Signature]</i>	ORIGINATOR	2
		TOTAL	2

JPL 390611

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. MARATHON	COUNTY LAPEER	TWP SEC QTR 19 NW	DEPT. ORDER NO.
MAP SECT.	TOWN RANGE 9N 9E	JOINT R/W REQ'D	R/W NO.
PROJECT NAME RUFFNER	TEL. ENGR. & DIST.		MBT MEMO#
TOWNSHIP LAP	SERVICE CENTER LAP	COMP. CODE	MAILING CITY
CIRCUIT			O.F.W.
REASON SERV NEW RESID, 5710 HOLLENBECK RD.			BUDGET ITEM NO.
PLANNER R. KNIGHT	SCALE 1" = 200'		DATE 6-5-02

MISC D	9.00
ESMT	P0009
REMOVT	2.00