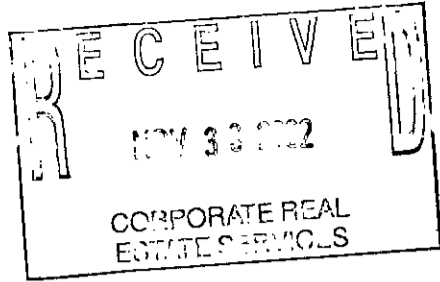
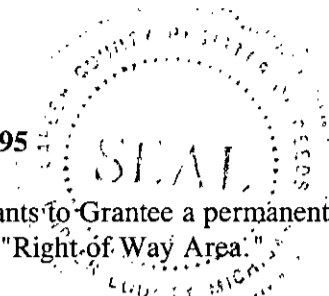


RECEIVED FOR RECORD

02 OCT 30 AM 10:47



Melissa DeVaugh
REGISTER OF DEEDS
LAPEER COUNTY, MICHIGAN



Detroit Edison Overhead Easement (Right of Way) No. 441695

On 9 October, 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:

Joseph Paul Mitchell and Nicole Heather Mitchell, husband and wife, 2580 Gravel Creek, North Branch, MI 48461

"Grantee" is: AKA JOSEPH P. MITCHELL AKA NICOLE H. MITCHELL

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

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

Parcel D-2

Part of the Southwest ¼, described as commencing at the South ¼ Corner of Section 18, T9N-R11E, North Branch Township, Lapeer County, Michigan; thence North 01 degrees 34 minutes 23 seconds West 66.0 feet along the North and South ¼ line of said Section 18 to the Point of Beginning: RUNNING THENCE South 87 degrees 48 minutes 51 seconds West 612.0 feet; thence North 11 degrees 21 minutes 23 seconds West 300.12 feet along the approximate centerline of a ditch; thence North 87 degrees 48 minutes 51 seconds East 663.0 feet; thence South 01 degrees 34 minutes 23 seconds East 296.30 feet along the North and South ¼ line of said Section 18 to the Point of Beginning.

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.

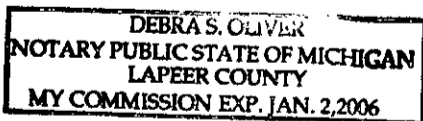
- 1. Purpose:** The purpose of this Right of Way is to construct, reconstruct, modify, add to, operate and maintain overhead utility line facilities consisting of poles, guys, anchors, wires, cables, transformers and accessories.
- 2. Access:** Grantee has the right of access to and from the Right of 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:

Joseph P. Mitchell
Joseph Paul Mitchell
AKA JOSEPH P. MITCHELL GK

Nicole H. Mitchell
Nicole Heather Mitchell
AKA NICOLE H. MITCHELL
GK

Acknowledged before me in Lapeer County, Michigan, on October 9, 2002, by Joseph Paul Mitchell and Nicole Heather Mitchell, husband and wife.



AKA NICOLE H. MITCHELL GK
GK AKA JOSEPH P. MITCHELL

Notary's Stamp

Notary's Signature

Debra S. Oliver

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

71854

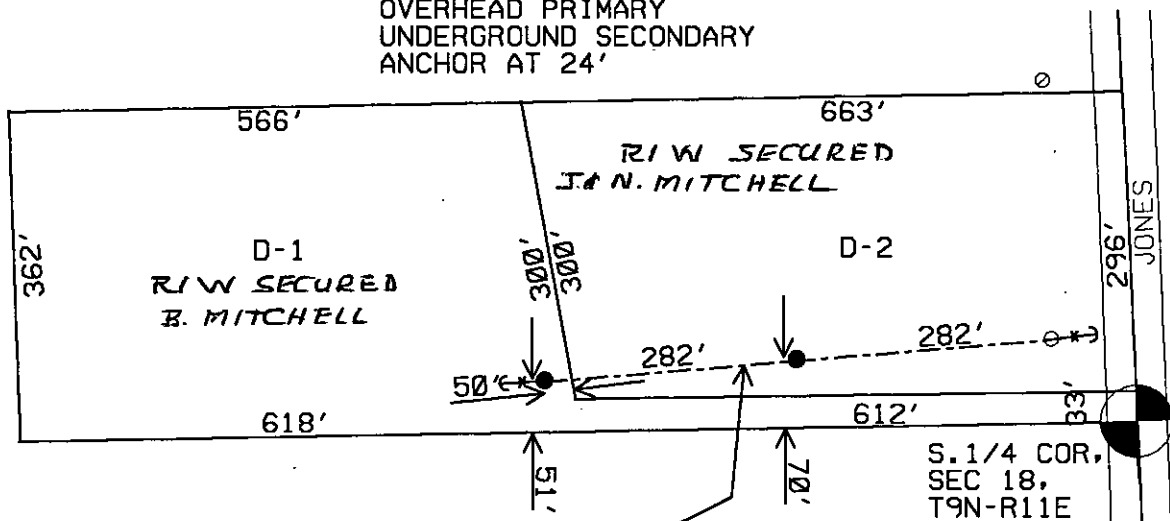
Prepared by and Return to: Gary W. Kenney, Lap.SC, 1100 Clark Rd., Lapeer, MI 48446/gwkw

RECORDED R/W FILE NO.

EXHIBIT A

RECORDED R/W FILE NO. **21854**

40' POLE
OVERHEAD PRIMARY
UNDERGROUND SECONDARY
ANCHOR AT 24'



CENTERLINE OF 12' WIDE EASEMENT
PLUS 15' WIDE EACH SIDE OF EASEMENT
CENTERLINE FOR TREE CLEARANCE

REPORT OF PROPERTIES AND RIGHTS OF
WAY DEPARTMENT R/W SECURED AS
INDICATED ON THIS SKETCH

BY ROGER KNIGHT

DATE 10-18-02

DATE
WANTED _____

DISTRICT
FIELDMAN G. KENNEY

PERMITS TO:	
RECORD CENTER	<u>2</u>
R/W FILES	<u>2</u>
MBT	<u>0</u>
ORIGINATOR	<u>2</u>
TOTAL	<u>2</u>

JPL 441695

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. N. BRANCH	COUNTY LAPEER	TWP SEC QTR 18 SW	DEPT. ORDER NO.
MAP SECT.	TOWN RANGE 9N 11E	JOINT R/W REQ'D	R/W NO.
PROJECT NAME MITCHELL	TEL. ENGR. & DIST.		MBT MEMO#
TOWNSHIP	SERVICE CENTER LAP	COMP. CODE	MAILING CITY
CIRCUIT			O.F.W.
REASON SERV (2) NEW RESID, JONES RD.			BUDGET ITEM NO.
PLANNER R. KNIGHT	SCALE 1" = 200'		DATE 10-04-02

LIBER 1592 PAGE 0289

MISC D	9.00
ESMT	P0009
REMOVT	2.00