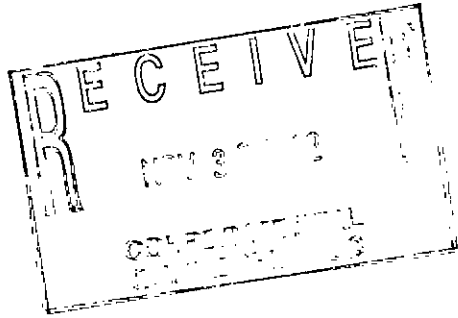
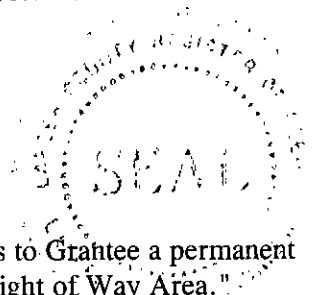


02 OCT 30 AM 10:45



Melissa DeVaugh  
REGISTER OF DEEDS  
LAPEER COUNTY, MICHIGAN



**Detroit Edison Overhead Easement (Right of Way) No. 444767**

On 1st 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:**

Salvatore G. Bergamo, a single man  
5938 Delano, Oxford, MI 48371

**"Grantee" is:**

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

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

Parcel 3:

Part of the Southwest 1/4 of Section 36, T6N R10E, being described as beginning at a point on the N-S 1/4 line of said Section 36 that is N00°45'48" West 987.35' from the South 1/4 corner of said Section 36; thence continuing along said North-South 1/4 line N00°45'48" West 330.56'; thence S89°35'02" West 1317.10'; thence S00°30'33" East 330.55'; thence N89°35'02" East 1318.56' to the point of beginning. Contains 10 acres.

**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:

Salvatore G. Bergamo  
Salvatore G. Bergamo

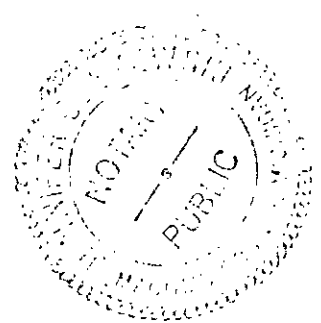
Acknowledged before me in Macomb County, Michigan, on 1st October, 2002, by Salvatore G. Bergamo, a single man.

Notary's Stamp: **JENNIFER OLSZEWSKI**  
Notary Public, Macomb County, Michigan  
My Commission Expires: February 22, 2007 2007

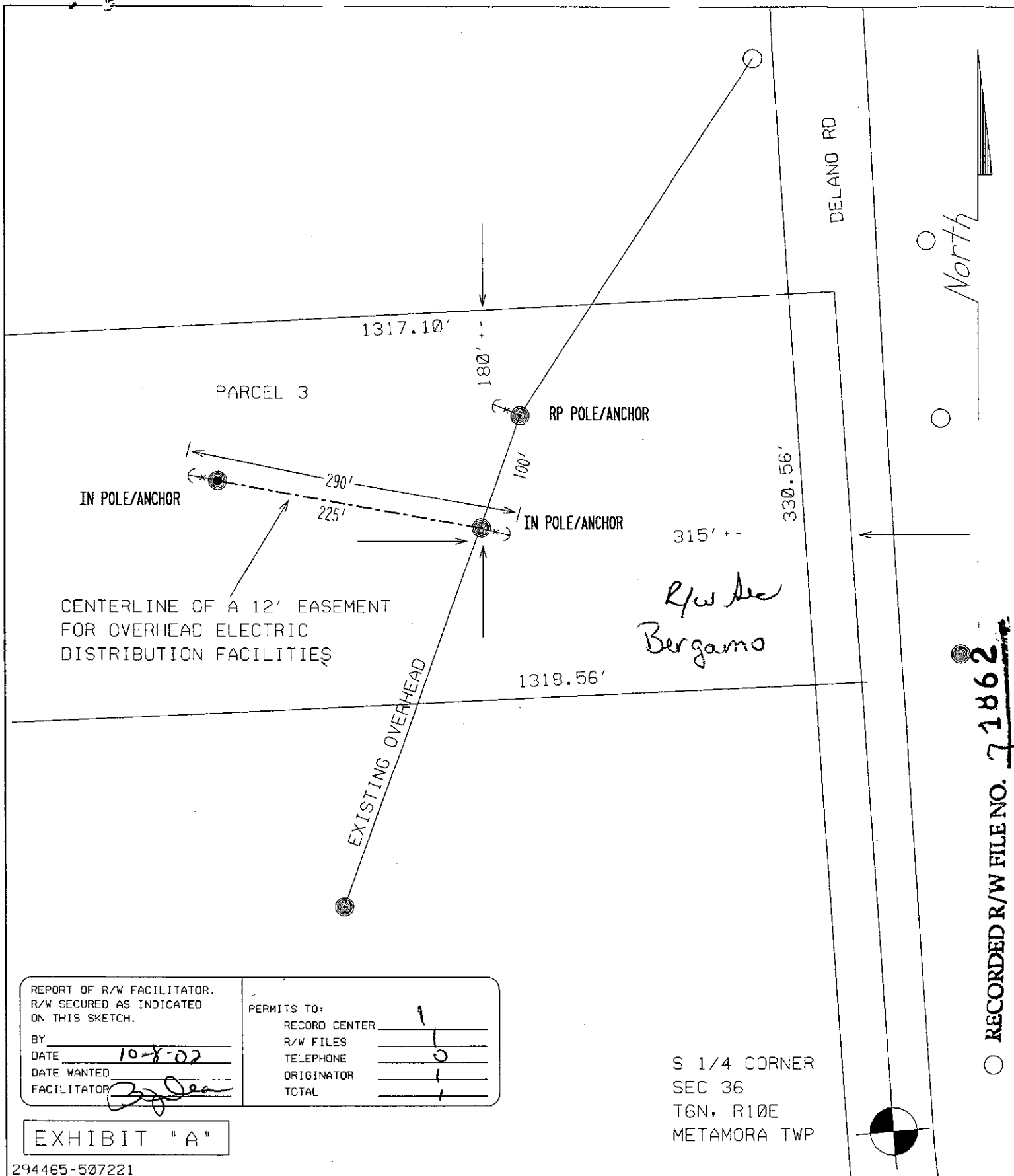
Notary's Signature: [Signature]

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

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



RECORDED R/W FILE NO. 71862



RECORDED R/W FILE NO. 71862

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

BY \_\_\_\_\_  
DATE 10-8-02  
DATE WANTED \_\_\_\_\_  
FACILITATOR [Signature]

PERMITS TO:  
RECORD CENTER 1  
R/W FILES 1  
TELEPHONE 0  
ORIGINATOR 1  
TOTAL 1

S 1/4 CORNER  
SEC 36  
T6N, R10E  
METAMORA TWP

EXHIBIT "A"

294465-507221

RFW Description 5938 DELANO RD - NEW RES SALVATORE BERGAMO						PD 4	SRW 5	PH 15	PLC 0	Conj. Group B	RFW Number 444767
Circuit #1 DC 8067 OXFRD	Circuit #2	Service Center #1 Lapeer	Service Center #2 Imlay City	COH 20	COS 0	CUG 0	CUL 0	CUT 0	CUS 0		
Worksite City		Worksite Twp. METAMORA		Worksite County							
Town	Range	Sect	Qtr	Planner Name Kitching, Jack K			Commit Date 9/26/2002	Scale 1" = 100'	Plot Date 9/26/2002		

MISC D	9.00
ESMT	P0009
REMOBT	2.00