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02 AUG 12 AM 9:25



Melissa DeVaugh
REGISTER OF DEEDS
LAPEER COUNTY, MICHIGAN

Detroit Edison Overhead Easement (Right of Way) No. 433764

On 8-4-02, 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:

Marty Vernier and Judy Vernier, husband and wife, 52 Lone Oak, Attica, Michigan 48412

"Grantee" is:

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

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

Parcel "C1"

Part of the Northeast ¼ of Section 18, T7N-R11E, described as: Commencing at the North ¼ corner of said Section 18; thence North 89 degrees 46 minutes 40 seconds East 754.43 feet along the North line of said Section 18 and the centerline Peppermill Road to the centerline of a PRIVATE ROAD EASEMENT #1; thence along said private road easement South 01 degrees 30 minutes 00 seconds East 1242.17 feet to the centerline of PRIVATE ROAD EASEMENT #2; thence along said easement North 89 degrees 30 minutes 00 seconds East 477.86 feet; thence continuing along centerline of said easement on a curve concave to the South of radius 250 feet, a central angle of 50 degrees 53 minutes 00 seconds, whose chord bears South 65 degrees 03 minutes 30 seconds East 214.80 feet, an arc length of 222.02 feet; thence South 39 degrees 37 minutes 00 seconds East 130.15 feet to the point of beginning; thence North 88 degrees 31 minutes 51 seconds East 67.96 feet; thence North 47 degrees 02 minutes 05 seconds East 556.70 feet; thence North 00 degrees 27 minutes 39 seconds West 392.32 feet; thence South 89 degrees 46 minutes 48 seconds West 290.78 feet; thence South 13 degrees 12 minutes 58 seconds West 793.37 feet to the point of beginning.

Parcel "C-2"

Part of the Northeast ¼ of Section 18, T7N-R11E, described as: Commencing at the North ¼ corner of said Section 18; thence North 89 degrees 46 minutes 40 seconds East 754.43 feet along the North line of said Section 18 and the centerline Peppermill Road to the centerline of a PRIVATE ROAD EASEMENT #1; thence along said private road easement South 01 degrees 30 minutes 00 seconds East 1242.17 feet to the centerline of PRIVATE ROAD EASEMENT #2; thence along said easement North 89 degrees 30 minutes 00 seconds East 477.86 feet; thence continuing along centerline of said easement on a curve concave to the South of radius 250 feet, a central angle of 50 degrees 53 minutes 00 seconds, whose chord bears South 65 degrees 03 minutes 30 seconds East 214.80 feet, an arc length of 222.02 feet; thence South 39 degrees 37 minutes 00 seconds East 130.15 feet to the point of beginning; thence continuing South 39 degrees 37 minutes 00 seconds East 757.59 feet; thence North 00 degrees 27 minutes 39 seconds West 964.79 feet; thence South 47 degrees 02 minutes 05 seconds West 556.70 feet; thence South 88 degrees 31 minutes 51 seconds West 67.96 feet 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.

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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:
Marty Vernier
Marty Vernier
Judy Vernier
Judy Vernier

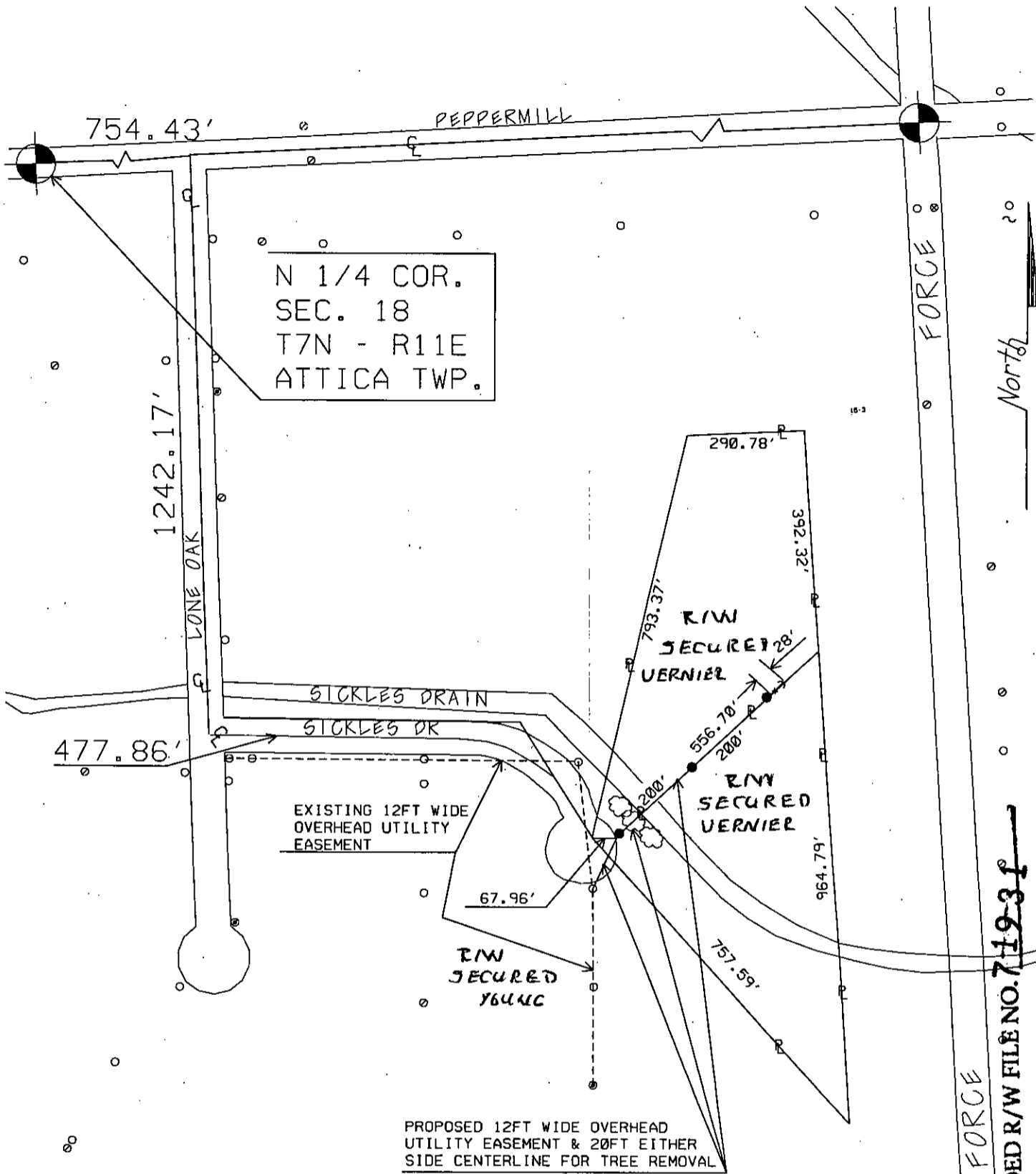
Acknowledged before me in Lapeer County, Michigan, on AUGUST 4, 2002, by Marty Vernier and Judy Vernier, husband and wife.

Notary's Stamp: GARY W. KENNEY
Notary Public, Lapeer County, MI
My Commission Expires Jun. 23, 2003
(Notary's name, county, and date commission expires)

Notary's Signature: Gary W. Kenney

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

RECORDED R/W FILE NO. 7-19-31



RECORDED R/W FILE NO. 71931

EXHIBIT "A"

REPORT OF PROPERTIES AND RIGHTS OF WAY DEPARTMENT R/W SECURED AS INDICATED ON THIS SKETCH		PERMITS TO:	
BY		RECORD CENTER	2
DATE	8-5-02	R/W FILES	2
DATE WANTED		MBT	0
DISTRICT FIELDMAN	G. KENNEY	ORIGINATOR	2
		TOTAL	2

LEGEND

- EXIST. D.E.CO. POLE
- PROPOSED POLE
- FOREIGN POLE
- ⊥ EXIST. ANCHOR
- ⊥ PROPOSED ANCHOR
- ☁ TREE
- 120/240 V LINE
- 4.8KV LINE
- 13.2KV LINE
- 40KV LINE

RFW Description SICKELS DR. MARTIN VERNIER LANDSPLIT & (R/WAY)										PD	SRW 4	PH	PLC	Conj. Group	RFW Number 433764
Circuit #1		Circuit #2		Service Center#1		Service Center#2		COH	COS	CUG	CUL	CUT	CUS		
Worksite City				Worksite Twp.				Worksite County							
Town	Range	Sec	Qtr	Planner Name		667-7849		Commit Date		Scale N/A		Plot Date 8/02/2002			
T7N	R11E	18	N1/4 COR.	LEO A. ABERLE											

MISC D	11.00
ESMT	P0009
REMONT	2.00