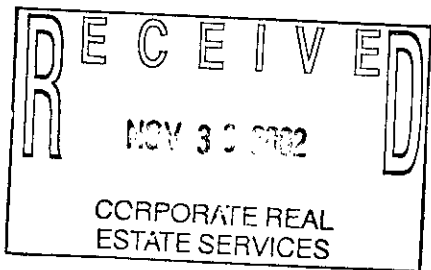


02 AUG 12 AM 9:26



Melissa DeVaugh
REGISTER OF DEEDS
LAPEER COUNTY, MICHIGAN

Detroit Edison Underground Easement (Right of Way) No. 423826

On 8-02-, 2002, 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:

Richard Maier Jr. and Kim Maier, husband and wife, 4511 Mt. Morris Road, Columbiaville, MI 48421

"Grantee" is:

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

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

Section 9, T8N R9E Part of the Northeast 1/4, beginning at the Northeast corner; thence South 333', thence N89°43'17" West 400'; thence North 333'; thence S89°43'17" East 400 to point of beginning.

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

A 12' wide easement a 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.

Grantor: (Type or print name below signature)

Richard Maier Jr.
Richard Maier, Jr.

Kim Maier
Kim Maier

Acknowledged before me in Lapeer County, Michigan, on August 2, 2002, by Richard Maier, Jr. and Kim Maier, husband and wife..

Notary's Stamp: **JANEICE WINBERG-CARTER**
NOTARY PUBLIC LAPEER CO., MI
COMMISSION EXPIRES: May 24, 2004

Notary's Signature: Janeice Winberg-Carter
Janeice Winberg-Carter

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

RECORDED R/W FILE NO. 71933

EXHIBIT "A"

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

BY: J.H.

DATE: 8-6-02

DATE WANTED: _____

FACILITATOR: [Signature]

PERMITS TO:

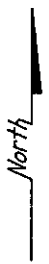
RECORD CENTER: 1

R/W FILES: 1

TELEPHONE: 0

ORIGINATOR: 1

TOTAL: 1



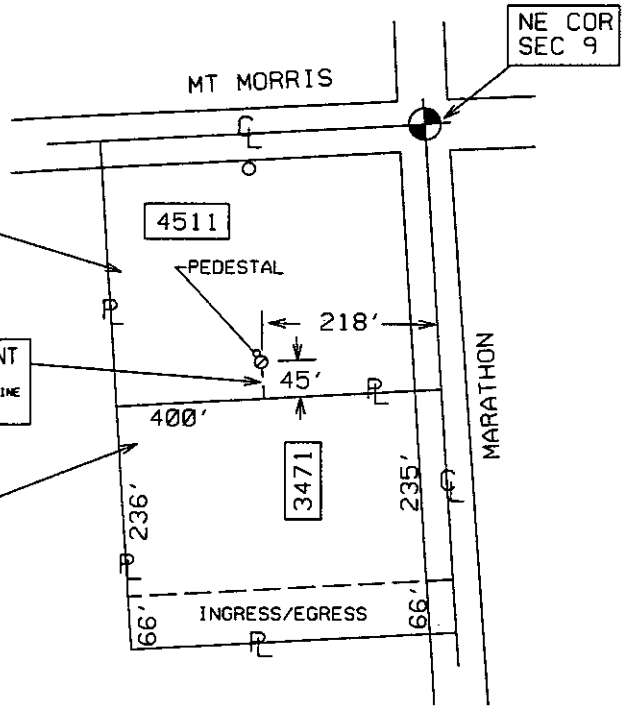
R/W Sec

RICHARD & KIM MAIER JR
4511 MT MORRIS RD
COLUMBIAVILLE, MI 48421
017-009-001-40

CENTERLINE OF 12 FOOT WIDE EASEMENT

NOTE: THE EASEMENT CENTERLINE MAY VARY IF FIELD CONSTRUCTION PROBLEMS ARISE. THEREFORE, FOR THE AS-INSTALLED EASEMENT CENTERLINE CALL (MISS DIO) AT 1-888-482-7171

KELLY SAYERS
5657 MCDOWELL RD
LAPEER, MI 48446
017-009-001-55
LIBER 1524 PAGE 0414
PAGE 0415



RECORDED R/W FILE NO. 71933

LEGEND

- SET NEW POLE
- ⊙ CABLE POLE
- ⊕ POSITION OF SWEEP UP CABLE POLE
- BURIED PRIMARY CABLE (ALL VOLTAGES)
- - - BURIED SECONDARY CABLE
- SINGLE DUCT OCCUPIED
- DOUBLE DUCT 1 - OCCUPIED
- SINGLE DUCT - TO BLIND END FOR FUTURE USE
- ⊠ PAD-MOUNTED TRANSFORMER
- ◀ DIRECTION OF TRANSFORMER DOOR OPENING
- GUARD POST
- ⊠ P.S.C. - PRIMARY SWITCH CABINET
- ⊠ S.C.C. - SEPARABLE CONNECTION CABINET
- ⊙ TEMPORARY CABLE MARKER
- PEDESTAL

R/W Description 3471 MARATHON RD - NEW HOME				PD	SRW	PH	PLC	Conj. Group	R/W Number 423826/5				
Circuit #1 DC 8816 BERGN		Circuit #2 13.2 KV		Service Center #1 LAPEER		Service Center #2		COH	COS	CUG	CUL	CUT	CUS
Worksite City COLUMBIAVILLE				Worksite Twp. OREGON				Worksite County LAPEER					
Town 8N	Range 9E	Sect 9	Qtr NE	Planner Name JOSEPH M. HEILIG			Commit Date	Scale NONE	Plot Date 7-23-02				

MISC D	9.00
ESMT	P0009
REMONT	2.00