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Melissa DeVaugh
REGISTER OF DEEDS
LAPEER COUNTY, MICHIGAN

Detroit Edison Overhead Easement (Right of Way) No. 413238

On 7-8-2002, 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:

AAJ, Inc., a Michigan Corporation, of P. O. Box 577, Davison, Michigan 48423

"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: Commencing at the Northeast Corner of Section 10, T9N-R9E; thence N 89 degrees 15'12"W 326.67 feet along the North line of said Section 10 to the point of beginning; running thence S 0 degrees 16'16"W 532.70 feet; thence N 89 degrees 15'12"W 163.55 feet; thence N 0 degrees 16'16"E 532.70 feet; thence S 89 degrees 15'12"E 163.55 feet along the North line of said Section 10 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: (Type or print name below signature)

AAJ, Inc.

Christine L. Williams
PRESIDENT - Christine L. Williams (B)

RECORDED R/W FILE NO. 71941

Acknowledged before me in Lapeer County, Michigan, on July 8, 2002, by CHRISTINE L. WILLIAMS, PRESIDENT, for AAJ, Inc., a Michigan Corporation.

Notary's Stamp: **SANDRA K. GLESENKAMP**
Notary Public, Lapeer Co., MI
My Commission Expires **April 4, 2006**
(Notary's name, county, and date commission expires)

Notary's Signature: Sandra K. Glesenkamp

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

11/11/11

MISC D	9.00
ESMT	P0009
REMOVT	2.00