

1/100



LIBER 599 PAGE 100

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LIBER NO. 599 PAGE NO. 100
MICHELE VANNORMAN
REGISTER OF DEEDS
SANILAC CO., MICHIGAN

RECORDED R/W FILE NO. 74647

Detroit Edison Overhead Easement (Right of Way) No. 471099

On 2-24-03, 2003, 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:

Matthew S. Brown and Stacie A. Brown, husband and wife. *gp*
425 E. Forester Road
Sandusky, Michigan 48471

"Grantee" is:

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

"Grantor's Land" is in Custer Township, Sanilac County, Michigan described as:

Commencing at the South 1/4 Corner, Section 9; T12N-R14E, thence South 89°59'22" East 994.84 feet along the South Section Line to the Point of Beginning. RUNNING THENCE N0°26'42" West 450.0 feet, thence South 89°59'22" East 335.0 feet, thence S0°26'42" East 450.0 feet, thence N89°59'22" West 335.0 feet along the South Section Line to the Point of Beginning. Being part of the Southeast 1/4, containing 3.461 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:

Matthew S. Brown
Matthew S. Brown

Stacie A. Brown
Stacie A. Brown *gp*

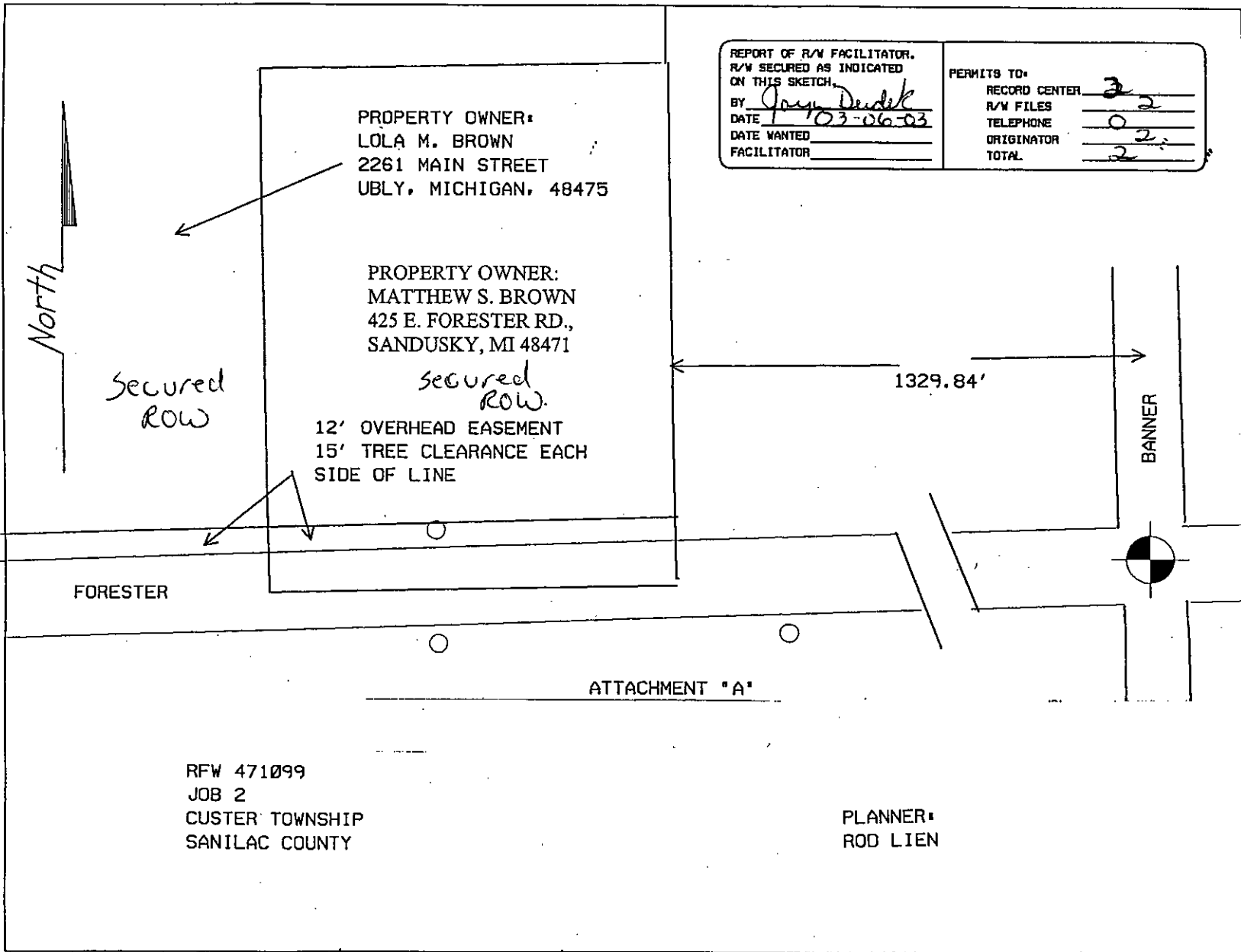
Acknowledged before me in SANILAC County, Michigan, on FEBRUARY 24, 2003, by Matthew S. Brown and Stacie A. Brown, husband and wife. *gp.*

Notary's Stamp **RITA E. WHITNEY**
Notary Public, Sanilac County, Michigan
My commission expires December 18, 2004

Notary's Signature Rita E. Whitney

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

Prepared by and Return to: Joyce Dudek, N.A.E.C., 4100 Doerr Rd. Cass City, MI 48726/jd



PROPERTY OWNER:
 LOLA M. BROWN
 2261 MAIN STREET
 UBLY, MICHIGAN, 48475

PROPERTY OWNER:
 MATTHEW S. BROWN
 425 E. FORESTER RD.,
 SANDUSKY, MI 48471

12' OVERHEAD EASEMENT
 15' TREE CLEARANCE EACH
 SIDE OF LINE

North

Secured
ROW

Secured
ROW

FORESTER

1329.84'

BANNER

ATTACHMENT "A"

RFW 471099
 JOB 2
 CUSTER TOWNSHIP
 SANILAC COUNTY

PLANNER:
 ROD LIEN

REPORT OF R/W FACILITATOR. R/W SECURED AS INDICATED ON THIS SKETCH.		PERMITS TO:	
BY <u>Jay Dedeck</u>	RECORD CENTER <u>3</u>	R/W FILES <u>2</u>	TELEPHONE <u>0 2</u>
DATE <u>03-06-03</u>	DATE WANTED _____	ORIGINATOR <u>2</u>	TOTAL <u>2</u>
FACILITATOR _____			

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