

Real Estate and Rights of Way Overhead Right of Way Agreement

Farmington Hills

10-3

1990

For good and valuable consideration of system betterment, the undersigned hereby grant and convey to THE DETROIT EDISON COMPANY, a Michigan corporation of 2000 Second Avenue, Detroit, Michigan, hereinafter referred to as "EDISON," the right to construct, reconstruct, modify, add to, operate and maintain overhead line facilities consisting of poles, guys, anchors, wires, cables, transformers and accessories required to provide electric services in, upon, over and across property located in the City of Farmington Hills, County of Oakland, State of Michigan, further described as follows:

FARM

The Northerly 12 ft. of the following described property: Part of the Northwest 1/4 of Section 17, T1N, R9E, beginning at a point distant North 61°05'00" West 526.84 ft. & North 31°26'00" East 230.49 ft. from intersection of center line of Howard Road and North/South 1/4 line, thence North 01°41'00" West 279.51 ft., thence along Southerly line of I-696 Highway along curve to the right, radius 11459.16 ft., chord bears North 82°46'30" East 255.06 ft., distance of 255.06 ft., thence along curve to the right, radius 270.50 ft., chord bears South 33°20'08" West 235.09 ft., distance of 243.20 ft., thence South 75°11'00" West 70.97 ft., thence South 39°19'00" West 31.15 ft., thence South 01°41'00" East 77.50 ft., thence North 81°23'00" West 29.53 ft. to point of beginning.

\* Tax Parcel No. 23-17-176-020

E#92 REG/DEEDS PAID 0001 OCT.11.91 11:53AM 5668 MISC 9.00

DECO 1

The route of the line facilities is described as follows: In an Easterly and Westerly direction across said land along a line 6 ft. South of the I-696 Southerly R/W line.

The right of way is twelve (12) feet in width.

AND APPROVED BY GRANTORS. GRANORS TO BE PRESENT AND INFORMED BEFORE PROCEEDING W/ SAID WORK

The rights hereby granted include the right of access to and from the right of way and the right to trim, cut down or otherwise control brush and trees either within the right of way or on property adjoining the right of way which in the opinion of EDISON interferes with the construction or operation of the line facilities. It is expressly understood and agreed that EDISON shall, at no time, trim or cut down any trees unless, in EDISON'S opinion, it is absolutely necessary to do so. EDISON shall restore premises to its original condition or as near as can be in the event of damages caused by its employes, contractors, vehicles and equipment entering premises for the purposes set forth herein. No buildings or structures are to be placed within said right of way herein granted without the written consent of the GRANTEE. This grant is declared to be binding upon the heirs, successors, lessees, licensees and assigns of the parties hereto.

IN WITNESS WHEREOF, the undersigned have hereunto set their hand(s) on the date of this agreement.

E#92 REG/DEEDS PAID 0001 OCT.11.91 11:53AM 5668 RMT FEE 2.00

Witnesses:

Grantors:

Annie Grimmett ANNIE GRIMMETT

Gerald S. Misiam GERALD S. MISIAM

Thorikild Nielsen

TORKILD

Alice Nielsen

ALICE NIELSEN, HIS WIFE

O.K. - LM

Prepared by: Annie P. Grimmett/vkc The Detroit Edison Company 30400 Telegraph Road, Suite 277 Birmingham, Mi 48010 0-9668, Sheet 2 of 5

Address: 36680 Howard Farmington Hills, MI 48331

9.00 2.00 RMT

RECORDED RIGHTS OF WAY NO. 42259