

**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:

The Northerly 12 ft. of the following described property: Part of the East 1/2 of the Northwest 1/4 of Section 17, T1N, R9E, beginning at a point distant North 00°06'00" West 592.12 ft. and North 00°16'00" West 181.72 ft. and South 83°00'37" West 349.60 ft. from Intersection of center line of Howard Road with North and South 1/4 line, thence South 01°41'00" East 279.51 ft., thence North 76°46'00" West 126 ft., thence North 04°59'00" West 232 ft., thence along curve to the right, radius 11459.16 ft., chord bears North 81°48'12" East 136 ft., distance of 136 ft. to point of beginning.

Tax Parcel No. 23-17-176-004 *FARM #*  
*D 0001*

B#92 REG/DEEDS PAID  
6001 OCT.11 '91 11:54AM  
5668 MISC 9.00

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. GRANTORS 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.

B#92 REG/DEEDS PAID  
6001 OCT.11 '91 11:54AM  
5668 RMT FEE 2.00

Witnesses:

Grantors:

*Annie Grimmett*  
ANNIE GRIMMETT  
*Gerald S. Misiak*  
GERALD S. MISIAK

*Thorild Nielsen*  
Thorild Nielsen  
TORKILD  
*Alice Nielsen*  
ALICE NIELSEN, HIS WIFE

TELEGRAPH ROAD OF WAX NO. 42260

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

Address: 36680 Howard  
Farmington Hills, MI 48331

O.K. - LM  
9.00  
2.00 RMT

Acknowledgement - Individual

State of Michigan

County of DAKLANI ) SS.

On this 31<sup>st</sup> day of October, 1990, the foregoing instrument was acknowledged before me, a notary public in and for said county, by TORKILD NIELSEN, ALICE NIELSEN HUSBAND & WIFE

My Commission Expires: 9-28-90

Annie Grimmer  
ANNIE GRIMMETT  
Notary Public, WAYNE County, Mich:  
acting in Oakland  
County.

RECORDED RIGHT OF WAY NO. 42260