

OVERHEAD EASEMENT (RIGHT OF WAY) NO. 92000074

On 11-25, 1992, 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:

Donald Kaplan, Trustee of the Donald Kaplan Trust and Thelma Kaplan, Trustee of the Thelma Kaplan Trust, 21750 Coolidge, Oak Park, Michigan 48237-3187.

"Grantee" is:

The Detroit Edison Company, a Michigan Corporation, 2000 Second Avenue, Detroit, Michigan 48226
The Michigan Bell Telephone Company, a Michigan Corporation, 444 Michigan Ave., Detroit, MI 48226

"Grantor's Land" is in the City of Oak Park, Oakland County, described as:

Part of the North one-hundred and thirty (130) feet of the South five-hundred, twenty-seven (527) feet of the West one-quarter (1/4) of the Northwest one-quarter (1/4), except the West sixty (60) feet in road, Town 1 North, Range 11 East, Section 32, 1.84 acres. Sidwell No. 25-32-152-013. *Royal Oak*

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

The South eight (8) feet of Grantor's land.

- 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. Building or other Permanent Structures:** No buildings or other permanent structures shall be placed in the Right of Way Area without Grantee's prior written consent.
- 4. Trees, Bushes, Branches or Roots:** Grantee may trim, cut down, remove or otherwise control any trees, bushes, branches or roots in the Right of Way Area (or that could grow into 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 shall 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, lessees, licensees and assigns.

Witnesses: (type or print name below signature)

Rebecca A. McCarty
REBECCA A. MCCARTY

Connie G. Curtis
CONNIE G. CURTIS

Grantor: (type or print name below signature)

Donald Kaplan
Donald Kaplan, Trustee

Thelma Kaplan
Thelma Kaplan, Trustee

Acknowledged before me in OAKLAND County, Michigan, on 11-25-92, 1992 by Donald Kaplan, Trustee of the Donald Kaplan Trust and Thelma Kaplan, Trustee of the Thelma Kaplan Trust.

HARVEY STALBURG
Notary Public, Oakland County, Mich:
My Commission Expires: Aug. 23, 1994

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

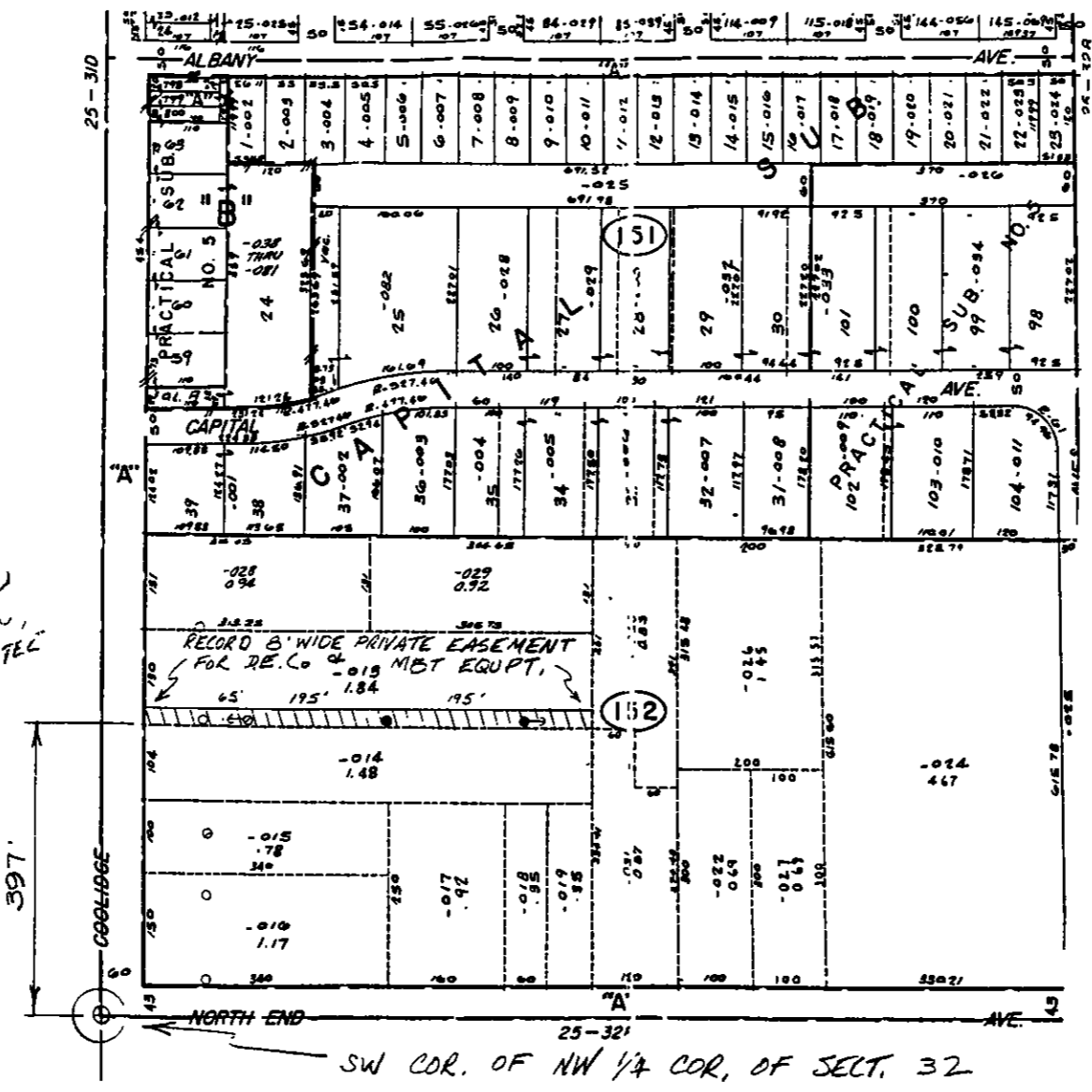
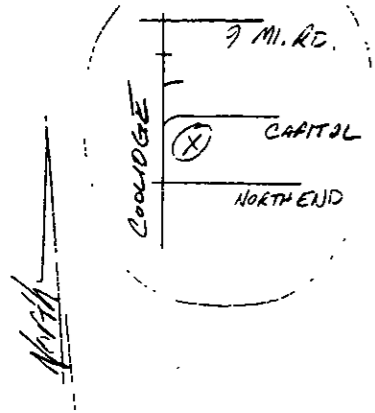
Notary's Signature *H. Stalburg*

B#92 REG/DEEDS PAID
0001 FEB.02'93 02:00PM
1039 RMT FEE 2.00

Prepared by and Return to: James D. McDonald, 30400 Telegraph Road, Suite 277, Birmingham, Michigan 48025/PJP

RECORDED RIGHT OF WAY NO. 44351

7.00 O.K. - TS
2.00 RMT



F.U. SEE MEMO
D. KAPLAN,
TRUSTEE

PERSON APPLYING FOR SERV. :
WAYNE STRICOR (D.B.A.
PROGRESS ELECTRIC),
21750 COOLIDGE, OAK PARK,
MI 48237. PH. No. 54-8300

SIDWELL No 25-32-152-013

ALL 3Φ X-ARM CONSTRUCTION

SW COR. OF NW 1/4 COR. OF SECT. 32

FUT. J.U. MEMO No 1200074-01 TO MET

THE DETROIT EDISON COMPANY - SERVICE PLANNING DEPARTMENT			
CITY OR TWP OAK PARK	COUNTY OAKLAND	QTR. & TWP. SECT. NO. W 1/2 NW 1/4 SEC. 32	DEPT. ORDER NO. A 59964
MAP SECT 310-348	TOWN RANGE T.1N. R.1E	JOINT R/W REQUIRED <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	R/W NO. R 9200074
PROJECT NAME 21752 COOLIDGE	TEL. ENG'R. & DIST. JEAN SOVA - OAKFIELD	PROJ. OR PART NO.	
CIRCUIT 7/L. 577 WOODSIDE	O.F.W. S.O. OR P.E. NO.		
REASON N.E. @ PROGRESS ELECT.	BUDGET ITEM NO. 2 MH0A-MAT		
PLANNER R.S. LINES	SCALE 1" = 200'	DATE 11-11-92	