



LIBER 16149-005

RIGHT OF WAY
APR 3 1996 079175

OVERHEAD EASEMENT (RIGHT OF WAY) NO. 3612

On 11-8, 1995, 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:

E & E Management Company, a Michigan Corporation,
1202 E. Eleven Mile Road, Royal Oak, Michigan 48067,

"Grantee" is:

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

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

Part of the Northeast one-quarter (1/4), Section 22, Town 1 North, Range 11 East, Fourth Avenue Sub, Lots 598 to 604 inclusive, as recorded in Liber 17, Page 1 of Plats, Oakland County Records. Sidwell No. 25-22-202-022.

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

The South Five (5) feet of Grantor's land.

17001

- 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.

RECORDED RIGHT OF WAY NO. 49383

Witnesses:(type or print name below signature)

Grantor:(type or print name below signature)

E & E Management Company, a Michigan Corporation

James D. McDonald
 JAMES D. McDONALD
Kimberly A. Dinato
 KIMBERLY A. DINATO

Grace D. Nelson
 By: GRACE D. NELSON
 Its: Sec-Treasurer

Acknowledged before me in OAKLAND County, Michigan, on 11-8, 1995 by
GRACE D. NELSON the SEC-TREASURER of
 E & E Management Company, a Michigan Corporation, for the Michigan Corporation.

JAMES D. McDONALD
 Notary Public, Oakland County, Michigan
 My Commission Expires May 30, 2000

Notary's Stamp _____ Notary's Signature James D. McDonald
 (Notary's name, county and date commission expires)

Prepared by and Return to: James D. McDonald, Royal Oak Service Center, 3425 Starr Road, Royal Oak, Michigan 48073/kad

\$ 7.00 MISCELLANEOUS RECORDING
 \$ 2.00 REMONUMENTATION
 3 APR 96 1:47 P.M. RECEIPT# 225A
 PAID RECORDED OAKLAND COUNTY
 LYNN D. ALLEN, CLERK/REGISTER OF DEEDS

OK - G.K.