

**OVERHEAD AND UNDERGROUND EASEMENT (RIGHT OF WAY) NO. R 9107685-01**  
On May 19<sup>th</sup>, 1992, for the consideration of system betterment, Grantor grants to Grantee a permanent overhead and underground easement ("Right of Way") in, on and across a part of Grantor's Land called the "Right of Way Area".

**"Grantor" is:**

② Michael A. Condon and Jodie Condon, husband and wife, 24492 Riverview Lane, Novi, Michigan 48374

**"Grantee" is:**

The Detroit Edison Company, a Michigan corporation, 2000 Second Avenue, Detroit, Michigan 48226  
Michigan Bell Telephone, a Michigan corporation, 444 Michigan Avenue, Detroit, Michigan 48226  
Metrovision of Oakland County, Inc., a Michigan corporation, 37635 Enterprise Court, P.O. Box 9051, Farmington Hills, Michigan 48018

REG DEEDS PAID  
0001 AUG 05 '92 01:32PM  
0796 MISC 9.00

**"Grantor's Land" is in City of Novi, Oakland County, described as:**

See Appendix "A"

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

An easement 10 ft. in width. Beginning at a point on the W property line, said point is 20 ft. southwesterly of the NW corner of Lot 60. Thence proceed easterly approximately 70 ft. to a point. Said point is 53 ft. S of the centerline of South Lake Drive and 5 ft. W of the E property line (of Lot 60). Thence proceed southeasterly approximately 90 ft. to a point, said point is located 5 ft. W of the E property line (of Lot 60) 5 ft. N of the S property line (of Lot 60). Thence proceed northwesterly 17.7 ft. to a point. Said point is on the W property line of Lot 60, 5 ft. N of the S property line (of Lot 60) and the point of ending.

- 1. Purpose:** The purpose of this Right of Way is to construct, reconstruct, modify, add to, operate and maintain overhead and underground utility line facilities consisting of poles, guys, anchors, wires, manholes, conduits, pipes, 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 shall be placed in the Right of Way Area without Grantee's prior written consent.
- 4. Excavation:** As required by Public Act 53 of 1974, MISS DIG must be called on 1-800-482-7171 before anyone excavates in the Right of Way Area.
- 5. 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. No trees, plant life, structures and fences shall be planted, grown or installed within 8 feet of the front door and within 2 feet of the other sides of transformers and switching cabinet enclosures. Grantee shall not be responsible to Grantor for damages to or removal of trees, plant life, structures and fences placed in front of transformer doors.
- 6. 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.
- 7. 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)

Bradley D. Ross  
Bradley D. Ross  
Ronald French  
Ronald French

Grantor: Michael A. Condon  
MICHAEL A. CONDON  
Jodie Condon  
JODIE CONDON, his wife

REG DEEDS PAID  
0001 AUG 05 '92 01:52PM  
0796 RM/FEE

9.00  
2.00 DEPT

Acknowledged before me in Oakland County, Michigan, on May 19, 1992 by MICHAEL A. CONDON and JODIE CONDON, husband and wife.

Notary's Stamp  
**MAYDINE THOMPSON**  
Notary Public, Wayne County, MI  
My Commission Expires Aug. 19, 1992  
Acting in Oakland County, MI  
(Notary's name, county and date commission expires)

Notary's Signature Maydine Thompson