

UNDERGROUND EASEMENT (RIGHT OF WAY) NO. R 9206431-01

On February 22, 199~~2~~³, for the consideration of system betterment, Grantor grants to Grantee a permanent underground easement ("Right of Way") in, on and across a part of Grantor's Land called the "Right of Way Area".

"Grantor" is:
Lee M. Currie and Gertrude E. Currie, *HIS WIFE*
44610 Eleven Mile Road, Novi, Michigan 48050

A#36 REG/DEEDS PAID
0001 MAY.13.93 11:24AM
7172 MISC 7.00

"Grantee" is:

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

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

Lot 1, Mary's Orchard Subdivision, of part of the E 1/2, SW 1/4, Section 15, T1N, R8E, Novi Township as recorded in Liber 70, Page 26 of plats, Oakland County Records. Sidwell No. 22-15-376-021.

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

The easterly 3 ft. of the northerly 25 ft. The right of way is 3 ft. in width.

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7172 RMT FEE 2.00

- Purpose:** The purpose of this Right of Way is to construct, reconstruct, modify, add to, operate and maintain underground utility line facilities consisting of poles, guys, anchors, wires, manholes, conduits, pipes, cables, transformers and accessories.
- Access:** Grantee has the right of access to and from the Right of Way Area.
- 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.
- 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.
- 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.
- 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.
- 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. 44611

O.K. — LM

Witnesses:(type or print name below signature)

Grantor:(type or print name below signature)

Joseph S. Currie
JOSEPH S. CURRIE
Jennifer L. Franks
JENNIFER L. FRANKS

Lee M. Currie 7.00
LEE M. CURRIE 2000
Gertrude E. Currie
GERTRUDE E. CURRIE, HIS WIFE

Acknowledged before me in OAKLAND County, Michigan, on February 22, 1993, 199~~2~~³ by LEE M. CURRIE and GERTRUDE E. CURRIE. *HIS WIFE*

ANNE P. GRIMMETT
Notary Public, Oakland County, MI
My Commission Expires Oct 3, 1995

Notary's Stamp

Notary's Signature, Annie Grimmett

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