

OVERHEAD EASEMENT (RIGHT OF WAY) NO. R-9306366

On 10/2/93, 1993, 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:

Gerald L. Gresham Living Trust, dated January 19, 1989,
30800 Wixom Road, Wixom, Michigan 48096

B#92 REG/DEEDS PAID
0001 DEC.01 '93 01:58PM
6669 MISC 7.00

"Grantee" is:

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

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

Section 5, Town 1 North, Range 8 East, the North 99 feet of the South 1749 feet of the West 660 feet of the Northwest fractional one-quarter (1/4), Oakland County Records, containing 1.50 acres, more or less. Sidwell No. 22-05-106-002.

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

The Southerly Six (6) feet of Grantor's land. *NOVI*
The Right-of-Way is Six (6) feet in width.

- 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. 45231

B#92 REG/DEEDS PAID
0001 DEC.01 '93 01:58PM
6669 RMT FEE 2.00

Witnesses:(type or print name below signature)

William J. Dillon

W. J. Dillon

Mara J. Bloink

MARA J. BLOINK

Grantor:(type or print name below signature)

Gerald L. Gresham Living Trust
dated January 19, 1989

Gerald L. Gresham TRUSTEE
Gerald L. Gresham, Trustee

GERALD L. GRESHAM

Acknowledged before me in OAKLAND County, Michigan, on Oct 2, 1993 by Gerald L. Gresham, Trustee of the Gerald L. Gresham Living Trust, dated January 19, 1989.

SHARON RUGGIRELLO

Notary Public, Oakland County, MI
My Comm. Expires April 9, 1995

Notary's Stamp

Notary's Signature

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

Sharon Ruggirello

Prepared by and Return to: Annie P. Grimmett, 30400 Telegraph Road, Suite 210, Birmingham, Michigan 48025/kad