

**OVERHEAD EASEMENT (RIGHT OF WAY) NO. 01569**

On DECEMBER 4, 1991, 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:**

Hathaway Associates, a Michigan Co-Partnership, 24710 Hathaway, Farmington Hills, Michigan 48335.

**"Grantee" is:**

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

Michigan Bell Company, a Michigan corporation, 444 Michigan Avenue, Detroit, Michigan 48226.

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

Lot 14, Supervisor's Plat No. 11, Part of the West 1/2 of the SE 1/4 of Section 19, T1N, R9E, City of Farmington Hills, Oakland County, Michigan as recorded in Liber 15, Page 53, Oakland County Records of Plats. Sidwell No. 23-19-452(008) Pt

**The "Right of Way Area" is a part of Grantor's Land and is described as: 15053 041 Pt**

Beginning at a point on the west property line 10 feet south of the north property line, thence in a southeasterly direction 164 feet to a point of ending, said point being 21 feet south of the north property line. The right of way is 6 feet in width.

- 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.
- 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.
- Trees, Bushes, Branches or Roots:** Grantee may trim, cut down, remove or otherwise control any trees, bushes, branches 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.
- 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.

**Witnesses:(type or print name below signature)**

*Omer V. Racine*  
OMER V. RACINE

James D. McDonald  
JAMES D. McDONALD

**Grantor:(type or print name below signature)**

HATHAWAY ASSOCIATES, a Michigan Co-Partnership

*James Beaudoin*  
JAMES BEAUDOIN, Co-Partner

5#92 REG/DEEDS PAID 1.00  
0001 MAR 23 '92 09:22AM 2.00 RMT  
3231 PMT FEE 2.00

RECORDED RIGHT OF WAY NO. 123086

Acknowledged before me in OAKLAND County, Michigan, on DECEMBER 4, 1991 by James Beaudoin, a partner of Hathaway Associates, a partnership, for the partnership.

Notary's Stamp OMER V RACINE  
Notary, Oakland County, MI  
My Commission Expires May 29, 1994

Notary's Signature *Omer V. Racine*

Prepared by and Return to: Omer V. Racine, 30400 Telegraph Road, Room 277, Birmingham, Michigan 48025