

OVERHEAD EASEMENT (RIGHT OF WAY) NO. R9209636-01

On DECEMBER 21, 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:

Alexander Ferguson and Margaret A. Ferguson, Husband and Wife,
7000 Commerce Road, Orchard Lake, Michigan 48324

B#92 REG/DEEDS PAID
0001 FEB.01.94 01:40PM
3933 MISC 7.00

"Grantee" is:

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

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

Town 1 North, Range 9 East, Section 34, East 100 feet of West 182.50 feet of North 533 feet of East one-half (1/2) of Northwest one-quarter (1/4) except that part taken for US-16 Highway Relocation, containing 0.89 acres, more or less, Oakland County Records. Sidwell No. 23-34-126-002.

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

The Westerly Ten (10) feet of the Northerly Two Hundred Ninety-Five (295) feet of Grantor's land.
The Right-of-Way is Ten (10) 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.

Witnesses:(type or print name below signature)

Grantor:(type or print name below signature)

Bryan P. Wallace
Bryan P. Wallace

Alexander Ferguson
Alexander Ferguson

Paul M. Barrett
Paul M. Barrett

Margaret A. Ferguson
Margaret A. Ferguson

RECORDED RIGHT OF WAY NO. 45367

Acknowledged before me in Oakland County, Michigan, on December 21, 1993 by Alexander Ferguson and Margaret A. Ferguson, Husband and Wife.

BRYAN P. WALLACE
Notary Public, Genesee County, MI
My Commission Expires Jan. 8, 1996
Acting In Wayne County, MI

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

Notary's Signature Bryan P. Wallace

Prepared by and Return to: Omer V. Racine, 30400 Telegraph Road, Suite 210, Birmingham, Michigan 48025/kad

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O.K. - LM