

OVERHEAD EASEMENT (RIGHT OF WAY) NO. R-9402751-02

On SEPTEMBER 23, 1994, 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:

Halstead Investment Group, Inc., a Michigan Corporation,
7115 Orchard Lake Road, Suite 220, West Bloomfield, Michigan 48322,

"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 the City of Farmington Hills, Oakland County, described as:

See attached Appendix "A" for description. Sidwell Nos. 23-08-100-001 & 23-08-100-004.

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

As shown on attached Right-of-Way drawing No. R-9402751-02, dated 08/03/94.
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)

Halstead Investment Group, Inc.,
a Michigan Corporation

By: JEFFREY C. SURNOW

Its: TREASURER

Samuel E. Hartman
SAMUEL E. HARTMAN

Deborah A. Lockhart
DEBORAH A. LOCKHART

Acknowledged before me in OAKLAND County, Michigan, on SEPTEMBER 23, 1994 by JEFFREY C. SURNOW the TREASURER of Halstead Investment Group, Inc., a Michigan Corporation, for the Michigan Corporation.

SAMUEL E. HARTMAN
NOTARY PUBLIC - OAKLAND COUNTY, MICH.
MY COMMISSION EXPIRES 12-16-96

Notary's Stamp _____ Notary's Signature Samuel E. Hartman
(Notary's name, county and date commission expires)

Prepared by and Return to: James D. McDonald, 30400 Telegraph Road, Suite 210, Birmingham, Michigan 48025/kad

O.K. - J.S.

RECORDED IN 127 NO. 46671

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