

HIBER 15332PC 321

## OVERHEAD EASEMENT (RIGHT OF WAY) NO. R-9401638-01R

On 1/-7-94, 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:

Rhea Realty, a Michigan Co-Partnership,

28200 Samuel Linden Court, Novi, Michigan 48377,

"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:

Lot 16, Supervisor's Plat No. 9, of part of the Southwest one-quarter (1/4), Section 12, Town 1 North, Range 9 East, Farmington Township, Oakland County, Michigan, as recorded in Liber 54, Page 32 of Plats, Oakland County Records. Sidwell No. 23-12-351-001. 54032

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

The Easterly Ten (10) feet of the Westerly Fifty-Five (55) feet of Grantor's property.

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.

7. Compliance with City of Farmington Hills Tree Ordinance.

Witnesses:(type or print name below sig	gnature)		rint name below signature)	1
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LECNARD J PFE	Fra	By: Gordon W. S	Sellers	
James D. McDone		Its: Partner		
Acknowledged before me in		County, Michigan, on	11-7	,1994 by
GORDON W. SELLERS	the	PARTNER		
of Rhea Realty, a Michigan Co-Partnershi JAMES D. McDONA Notary Public, Oakland My Commission Exp <b>res</b> Apr	ALD County, il 24, 1995			7.00
Notary's Stamp	N	otary's Signature	us D. McDona	ld
(Notary's name, county and date of	commission expires)	$\mathcal{O}$		
Prepared by and James D. McDo	onald, 3425 Starr	Road, Royal Oak, Michiga	an 48073-2100/kad	
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			LYNN D. ALLEN, CLERK/R	EGISTER OF DEEDS