

April 22, 1990, 1989

For good and valuable consideration of system betterment, the undersigned hereby grant and convey to THE DETROIT EDISON COMPANY, a Michigan corporation of 2000 Second Avenue, Detroit, Michigan, MICHIGAN BELL TELEPHONE COMPANY, a Michigan corporation of 444 Michigan Avenue, Detroit, Michigan, and UNITED CABLE TELEVISION OF OAKLAND COUNTY, LTD., a Michigan corporation of 4500 Delemere, Royal Oak, Michigan 48073, hereinafter referred to collectively as "GRANTEE", the right to construct, reconstruct, modify, add to, operate and maintain overhead and underground line facilities consisting of poles, guys, anchors, conduits, wires, cables, manholes, transformers and accessories required to provide electric and communication services in, under, upon, over and across property located in the City of Troy, County of Oakland, State of Michigan, further described as follows:

The South 12 ft. of Lot 309 of John R Garden Subdivision being in part of the East 1/2 of the Southeast 1/4 of Section 26, T2N, R11E, as recorded in Liber 31, Page 8 of Plats.

Sidwell No. 20-26-435(008) - now 029

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The right of way is twelve (12) feet in width.

The rights hereby granted include the right of access to and from the right of way and the right to trim, cut down or otherwise control brush or roots of any kind either within the right of way or on property adjoining the right of way which in the opinion of the GRANTEE interferes with the construction or operation of the line facilities. It is expressly understood and agreed that the GRANTEE shall, at no time, trim or cut down any trees unless, in the GRANTEE'S opinion, it is absolutely necessary to do so. The GRANTEE shall restore premises to its original condition or as near as can be in the event of damages caused by its employes, contractors, vehicles and equipment entering premises for the purposes set forth herein.

No buildings or structures are to be placed within said right of way herein granted without the written consent of the GRANTEE.

This grant is declared to be binding upon the heirs, successors, lessees, licensees and assigns of the parties hereto.

IN WITNESS WHEREOF, the undersigned have hereunto set their hand(s) on the date of this agreement.

Witnesses:

Grantors:

Alan J. Carroll
ALAN J. CARROLL
Mark Terry Tedsen
MARK TERRY TEDSEN

Bostick Real Estate Partnership
A Michigan Partnership
Dennis K. Bostick
DENNIS K. BOSTICK, PTR

RECORDED RIGHT OF WAY NO

40718

Prepared by: Gerald S. Misiak/vkc
The Detroit Edison Company
30400 Telegraph Road, Suite 277
Birmingham, Mi 48010

Address: 3009 John R
Troy, MI 48083

7.00

O.K. - LM

APPROVED AS TO FORM 6/13/90 DATE
LEGAL DEPARTMENT [Signature]