

April 27, 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, and 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 Delermere, 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 308 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(007) - now - 029 31008

A#36 REG/DEEDS PAID  
0001 AUG.01'90 01:34PM  
1227 MISC 7.00

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 Trosen  
MARK TERRY TROSEN

Bostick Real Estate Partnership  
A Michigan Partnership  
Dennis K. Bostick  
DENNIS K. BOSTICK, PARTNER 7.00

RECORDED RIGHT OF WAY NO. 40719

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

O.K. - LM

APPROVED AS TO FORM 6/13/99 DATE  
LEGAL DEPARTMENT [Signature]

RETURN TO  
J. D. McDONALD  
THE DETROIT EDISON COMPANY  
30400 TELEGRAPH ROAD, 277 OAKDALE  
BIRMINGHAM, MICHIGAN 48010

State of Michigan )  
County of Oakland ) SS:

On this 21<sup>st</sup> day of April, 1990, the foregoing instrument was acknowledged before me, a notary public in and for said county by DENNIS K BOSTICK, (a) general/managing partner(s), on behalf of Bostick Estate Partnership, a Michigan Partnership.

My Commission Expires: May 15, 1993

Giovanna L. Ferrara  
GIOVANNA L FERRARA  
Notary Public, OAKLAND  
County, Michigan

RECORDED RIGHT OF WAY NO. 40719

RETURN TO  
J. D. McDONALD  
THE DETROIT EDISON CO  
30400 TELEGRAPH ROAD  
BIRMINGHAM

Troy Twp  
Sec. 20

PLEASE SECURE RIGHT OF WAY AS FOLLOWS.

LOCATION WOODSLEE & JOHN R.

DATE 3-14-90

APPLICATION NO. 09806

DEPT. ORDER NO. A 62158

CITY OR VILLAGE TROY

O. F. W. NO. \_\_\_\_\_

TOWNSHIP TROY COUNTY OAKLAND

BUDGET ITEM NO. DMHDA-MAH

DATE BY WHICH RIGHT OF WAY IS WANTED 4-1-90

INQUIRY NO. \_\_\_\_\_

THIS R/W IS \_\_\_\_\_ % OF TOTAL PROJECT NO. \_\_\_\_\_ ACCUM. \_\_\_\_\_ %.

JOINT RIGHT OF WAY REQUIRED YES  NO

NOTE: Identify on print or sketch the subdivisions as to section location and liber and page.

KIND AND DESCRIPTION OF RIGHT OF WAY REQUESTED 12' WIDE PRIVATE EASEMENT FOR

PUBLIC UTILITIES

FUTURE JOINT USE MEMO # 1995 MET  
# 1996 DATU

PURPOSE OF RIGHT OF WAY TO SERVE 1951 WOODSLEE

RECORDED RIGHT OF WAY NO.

SIGNED [Signature]

OFFICE

DEPARTMENT

REPORT OF REAL ESTATE AND RIGHTS OF WAY DEPT.

Joint recordable underground right of way obtained as requested per attached

drawing. Contacts made by Gerald S. Misiak, Representative; Real Estate, Rights of

Way: Oakland Division.

40718 +  
40719

PERMITS IN RECORD CENTER 2 R.E. & R/W DEPT. FILE \_\_\_\_\_ GRANTOR Bostick Real Estate

NO. OF PERMITS 2 NO. OF STRUCTURES \_\_\_\_\_ NO. OF MILES \_\_\_\_\_ PERMITS TO MBT United Cable, Mich. Bell

DATE June 21, 1990 SIGNED James D. McDonald  
James D. McDonald, Sr. Representative