



LIBER 130178272

OVERHEAD EASEMENT (RIGHT OF WAY) NO. R-9200570-01

On April 28, 1992, 1992, 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:

Matthew Vivona a/k/a Mathew Vivona, 5030 Rochester, Troy, Michigan 48098-3454

"Grantee" is:

The Detroit Edison Company, a Michigan Corporation, 2000 Second Avenue, Detroit, Michigan 48226
The Michigan Bell Telephone Company, a Michigan Corporation, 444 Michigan Avenue, Detroit, Michigan 48226

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

Part of the Southwest one-quarter (1/4) Town 2 North, Range 11 East, Section 11, beginning at a point distance North 00°17'00" West 295 feet from the Southwest section corner, thence North 00°17'00" West 80 feet, thence East 350 feet, thence South 00°17'00" East 80 feet thence West 350 feet to the Beginning, also except the West 48 feet taken for Highway, containing 0.55 acres. Sidwell No. 20-11-351-007.

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

The East Six (6) feet of the North Thirty (30) feet of the above-described 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.

See Also: MISC. RIGHT OF WAY FILE NO. 25384a

Witnesses:(type or print name below signature)

Grantor:(type or print name below signature)

Patricia J. Cendrowski

Matthew Vivona

Ralphone Szoke

Claire M. Vivona

1.00
2.00 PMT

Acknowledged before me in Oakland County, Michigan, on April 28, 1992, 1992 by MATTHEW VIVONA a/k/a MATHEW VIVONA.

PATRICIA J. CENDROWSKI
NOTARY PUBLIC - OAKLAND COUNTY, MICH.
MY COMMISSION EXPIRES 7-5-94

Notary's Stamp

Notary's Signature

Prepared by and Return to: James D. McDonald, 30400 Telegraph Road, Suite 277, Birmingham, Michigan 48025/KAD

0001 OCT.21'92 01:16PM
8889 MISC 7.00

#36 REG/DEEDS PAID
0001 OCT.21'92 01:16PM LM
8889 PMT FEE 2.00

RECORDED RIGHT OF WAY NO.

441914 44192