

Overhead Right of Way Agreement

OCTOBER 20TH, 19 88

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 hereinafter referred to as "EDISON," the right to construct, reconstruct, modify, add to, operate and maintain overhead line facilities consisting of poles, guys, anchors, wires, cables, transformers and accessories required to provide electric service in, upon, over and across property located in the Township of Milford, County of Oakland, State of Michigan, further described as follows:

Part of S.E. 1/4 of Section 20, T2N, R7E, beginning at a point distant E. 165.07 ft. & S. 00°11'50" W. 660 ft. from center of Section, thence E. 164.23 ft., thence S. 00°16'16" W. 659.80 ft., thence S. 89°50'03" W. 163.38 ft., thence N. 00°11'50" E. 660.27 ft. to point of beginning.

2.48 Acres

Sidwell #16-20-400-016

The route of the line facilities is described as follows: In a northerly and southerly direction along and adjacent to the East property line. (ATTACHED SKETCH RW# 0-9204)

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 and trees within the right of way or on property adjoining the right of way which in the opinion of EDISON interferes with the construction or operation of the line facilities. It is expressly understood and agreed that EDISON shall, at no time, trim or cut down any trees unless, in EDISON'S opinion, it is absolutely necessary to do so. EDISON 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 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:

40891

C. George Williams
C. George Williams

James Kleban
James Kleban
Irene M. Kleban
IRENE M. KLEBAN, his wife

C. George Williams
Prepared by: The Detroit Edison Company
30400 Telegraph Road, Suite 277
Birmingham, MI 48010

Address:
2759~~9~~ Pearson
Milford, MI 48042