

UNDERGROUND EASEMENT (RIGHT OF WAY) NO. O-1246

On June 17, 1991, 1991, for the consideration of system betterment, Grantor grants to Grantee a permanent underground easement ("Right of Way") in, on and across a part of Grantor's Land called the "Right of Way Area".

"Grantor" is:

Thomas F. Lengyel, 3095 Hillside, Milford, Michigan 48042

4#36 REG/DEEDS PAID
0001 NOV.13 '91 01:20PM
2158 MISC 7.00

"Grantee" is:

The Detroit Edison Company, a Michigan corporation, 2000 Second Avenue, Detroit, Michigan 48226

"Grantor's Land" is in the Township of Milford, Oakland County, Michigan described as:

A part of the southwest 1/4 of the northwest 1/4 of Section 8, T2N., R7E., Michigan, described as: Beginning at the northeast corner thereof, thence west 264 feet; thence south 330 feet; thence east 264 feet; thence north 330 feet to the point of beginning (Sidwell No: 16-08-151-004) now a part of Sidwell No: 16-08-151-023.

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

Easement centerline commencing at the north P/L, 159.84 feet west of the easterly P/L, thence proceeding southeasterly to the east P/L to a point that is 17 feet north of the south P/L. The right of way is ten (10) feet in width.

1. Purpose: The purpose of this Right of Way is to construct, reconstruct, modify, add to, operate and maintain underground utility line facilities consisting of poles, guys, anchors, wires, manholes, conduits, pipes, cables, transformers and accessories.
2. Access: Grantee has the right of access to and from the Right of Way Area.
3. Buildings 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. Excavation: As required by Public Act 53 of 1974, MISS DIG must be called on 1-800-482-7171 before anyone excavates in the Right of Way Area.
5. Trees, Bushes, Branches, Roots, Structures and Fences: Grantee may trim, cut down, remove or otherwise control any trees, bushes, branches and roots in the Right of Way Area (or that could grow into the Right of Way Area) and remove structures and fences in the Right of Way Area that Grantee believes could interfere with the safe and reliable construction, operation and maintenance of Grantee's facilities. No trees, plant life, structures and fences shall be planted, grown or installed within 8 feet of the front door and within 2 feet of the other sides of transformers and switching cabinet enclosures. Grantee shall not be responsible to Grantor for damages to or removal of trees, plant life, structures and fences placed in front of transformer doors.
6. 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.
7. Successors: This Right of Way runs with the land and binds and benefits Grantor's and Grantee's successors, lessees, licensees and assigns.

RECORDED RIGHT OF WAY NO. 48590

Witnesses:

DECO1

Steve Hall
STEVE HALL

Elaine Skarritt
ELAINE SKARRITT
Prepared by and Return to:

Grantor:
Thomas F. Lengyel, a single man

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2158 RMT FEE 2.00 2.00 RMT

Annie P. Grimmett, 30400 Telegraph Rd., Suite 277, Birmingham, MI 48010

Acknowledged before me in Oakland County, Michigan, on June 17, 19 91

by THOMAS F. LENGYEL, A SINGLE MAN.

APPROVED AS TO FORM 9/10/91 DATE
LEGAL DEPARTMENT [Signature]

Elaine Skarritt
Notary's Signature

C. ELAINE SKARRITT
Notary Public, Oakland County, Michigan
My Commission Expires Dec. 29, 1991

Notary's Stamp
OK - G.K.