

OVERHEAD EASEMENT (RIGHT OF WAY) NO. O-1247

On Oct. 21, 1991, 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:

Needel's Oak Park Subdivision No. 1, Homeowners Association, 3025 Park, Milford, Michigan 48380

#36 REG/DEETS PAID
0001 FEB 07 '92 01:29PM
9164 MISC 7.00

"Grantee" is:

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

ENT

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

"Hillside Drive", Needel's Oak Park Subdivision No. 1 part of the N 1/2, NW 1/4 Sec. 8, T2N, R7E, Milford Township as recorded in Liber 39 Page 16 & 16A, of plats Oakland County records.

Ent 16-08-102-000

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

In a southeasterly and northwesterly direction across, over and under said land as shown on Detroit Edison Company drawing O-1247 dated 4/4/91, which is attached hereto and made a part hereof. The right of way is five (5) feet in width.

- 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. 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. 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.

#36 REG/DEETS PAID
0001 FEB 07 '92 01:29PM
9164 RMT FEE 2.00

Witnesses:

Grantor:

David Hayes
DAVID HAYES

NEEDEL'S OAK PARK SUBDIVISION NO. 1
HOMEOWNERS ASSOCIATION

Richard Boaz
RICHARD BOAZ

Gerald B. Chendes, Jr.
Gerald B. Chendes, Jr., President

RECORDED RIGHT OF WAY NO. 43605

Acknowledged before me in Oakland County, Michigan, on OCT. 21, 1991

J.K. - LM

by Gerald B. Chendes, Jr. the President of NEEDEL'S OAK PARK SUBDIVISION NO. 1 HOMEOWNERS ASSOCIATION, a Michigan corporation, for the corporation.

Patricia M. Bond
Notary's Signature
PATRICIA M. BOND

July 26, 1992

Notary's Stamp

7.00
2.00 Rmt

Prepared by and Return to:
Annie P. Grimmert, 30400 Telegraph Rd., Suite 277, Birmingham, MI 48010

Dec 01