

**OVERHEAD EASEMENT (RIGHT OF WAY) NO. R 9202783-01**

On Sept 10<sup>th</sup>, 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:**

Christopher J. Niestroy and Kathryn M. Niestroy, husband and wife, 400 Elkinford, White Lake, Michigan

**"Grantee" is:**

The Detroit Edison Company, a Michigan corporation, 2000 Second Avenue, Detroit, Michigan 48226  
General Telephone, a Michigan corporation, 7362 Davison Road, Davison, Michigan 48423  
Greater Media Cablevision, Inc., a Michigan corporation, 3166 Martin Road, Walled Lake, Michigan 48088

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

# Parcel B: a part of the NW 1/4 of Section 1, T2N, R7E, Milford Township, Oakland County, Michigan, commencing at the NW corner of said Section; th S 00°15'25" W along the W line of said Section, 1174.48 ft. to the point of beginning; th N 89°09'43" E 435.60 ft.; th S 00°15'25" W 150.00 ft.; th S 89°09'43" W, along the N line of "Orchard View Acres No. 3" (Liber 189, Page 26-28, Oakland County Records), 435.60 ft.; th N 00°15'25" E., along said W line, 150.00 ft. to the point of beginning containing 1.50 acres and subject to any easements of record. Sidwell No. 16-01-100-051.

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

The centerline of a 10 ft. easement beginning at a point on the west property line said point being 13 ft. N of the S property line. Thence in a northeasterly direction 143 ft. to a point of ending. Said point being 35 ft. N of the S property line of said Grantor's land. The right of way is 10 ft. 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. 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.

0001 OCT.21'92 01:15PM  
8889 MISC 7.00

RECORDED RIGHT OF WAY NO. 43843

O.K. — LM

**Witnesses:**(type or print name below signature)

Cynthia B. Goldsberry  
CYNTHIA BYRD GOLDSBERRY  
Gail A. Gibbs  
GAIL A. GIBBS

**Grantor:**(type or print name below signature)

Christopher J. Niestroy  
CHRISTOPHER J. NIESTROY  
Kathryn M. Niestroy  
KATHRYN M. NIESTROY

0001 OCT.21'92 01:15PM  
8889 PMT FEE 2.00

Acknowledged before me in Oakland County, Michigan, on SEPTEMBER 10, 1992 by CHRISTOPHER J. NIESTROY and KATHRYN M. NIESTROY, husband and wife.

Notary's Stamp CYNTHIA B. GOLDSBERRY  
Notary Public, Oakland County, MI  
My Commission Expires Jan. 19, 1993  
(Notary's name, county and date commission expires)

Notary's Signature Cynthia B. Goldsberry