

OVERHEAD EASEMENT (RIGHT OF WAY) NO. R 9204175-10

On July 16, 1993, 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: American Aggregates of Michigan, Inc., a Michigan corporation, 42400 Grand River, Suite 101, Novi, MI 48375

~~AMERICAN AGGREGATES CORPORATION AND DELTA WIRE CORPORATION 6150 Sandusky Road Dayton Ohio 45414~~

"Grantee" is:

The Detroit Edison Company, a Michigan corporation, 2000 Second Avenue, Detroit, Michigan 48226
General Telephone, a Wisconsin corporation, 455 E. Ellis Road, Muskegon, Michigan 49443
T.C.I. Cablevision of West Oakland County, Inc., a Michigan corporation, 3166 Martin Road, Walled Lake, Michigan 48088

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

All that part of Sec 5, T2N, R7E, lying northerly of center line of Commerce Road, except NW 1/4 of NW 1/4, also except N 300 ft of parcel described as part of NE 1/4 beginning at N 1/4 corner, th S 89°30'00" E 369.25 ft, th S 02°08'00" W 1419.90 ft, th W 108.15 ft, th S 00°44'00" W 1326.23 ft to E & W 1/4 line, th N 87°57'00" W 265.35 ft, th N 00°55'30" E 1316.89 ft, th N 02°08'00" E 1423.13 ft to beginning, also except N 660 ft of W 660 ft of NW 1/4. 479.24 Acres - Sidwell No. 16-05-200-003. P4 NW, SW, NE & SE 1/4, Sec 5

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

As shown on the attached R/W agreement No. R 9204175-10R, dated 6-18-93.

8892 REG/DEEDS PAID
0001 AUG.31 '93 10:06AM
4213 MISC 9.00

The right of way is twelve (12) 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.
- 7. Liability:** The Grantee shall indemnify and hold harmless the Grantor, its successors and assigns, lessees thereof, and all of their agents, employees and/or representatives from and against all claims, damages, losses, suits and actions, including attorneys' fees, arising or resulting from the installation, construction, operation, maintenance, repair, renewal, replacement and/or removal of said overhead utility line on, over and across the subject premises and any damages and losses on contiguous real estate unless caused by the negligence of Grantor, its successors, assigns, lessees thereof on their agents, employees and/or representatives.

8892 REG/DEEDS PAID
0001 AUG.31 '93 10:06AM
4213 REG FEE 2.00

RECORDED RIGHT OF WAY NO. 45088

DPCE WITNESSES:(type or print name below signature)

Leona A. Petho
Leona A. Petho

Lisa A. Doyle
Lisa A. Doyle

Grantor:(type or print name below signature)
~~AMERICAN AGGREGATES CORPORATION AND DELTA WIRE CORPORATION~~
American Aggregates of Michigan, Inc.

BY: F. L. Hoffman
F. L. Hoffman, Vice President & Treasurer

ITS BY: John W. Spidel
John W. Spidel, Secretary

Acknowledged before me in Montgomery County, Ohio, on July 16, 1993 by

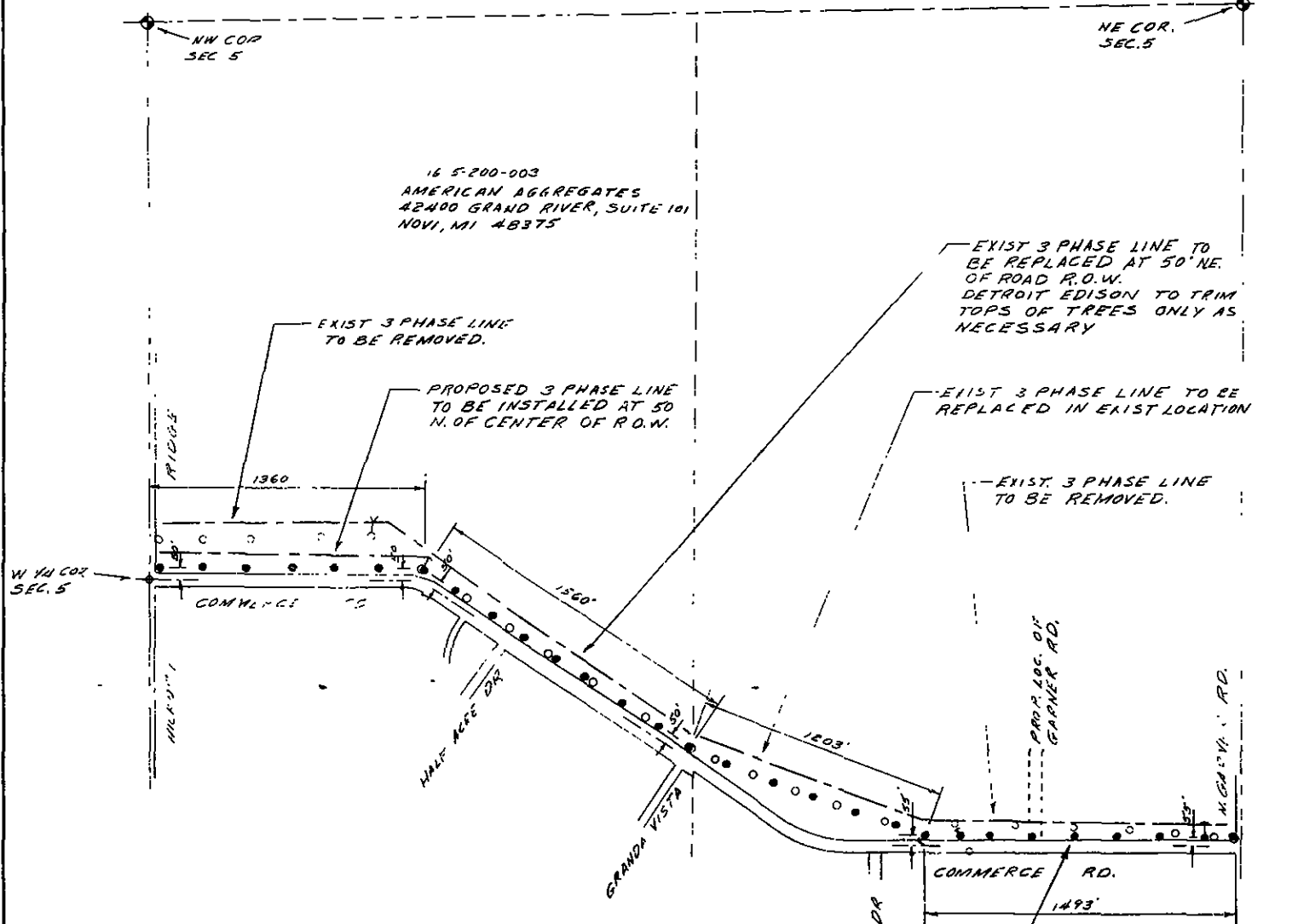
F. L. Hoffman + John W. Spidel the Vice President + Treasurer of American Aggregates of Michigan, Inc., a Michigan corporation and Secretary American Aggregates of Michigan, Inc., a Michigan corporation, for the corporation.

Notary's Stamp _____ Notary's Signature _____
(county and date commission expires)



900 + 210

O.K. - TS



-NOTE-
 AMERICAN AGGREGATES WILL REMOVE BERM ALONG THE ROUTE OF THE NEW 3 PHASE ELECTRIC LINE & LEVEL THE GROUND TO WITHIN 12 INCHES OF THE FINAL GRADE.

PROPOSED 3 PHASE LINE TO BE INSTALLED AT 55' N. OF CENTER OF R.O.W.

RECORDED RIGHT OF WAY NO. 45028

GENERAL TEL CO REP: DOUG CHING (313) 653-9745
 7362 DAVISON RD
 DAVISON, MI 48223

COMMUNITY CABLEVISION REP: ART HOUGHTON (313) 649-2285
 3166 MARTIN RD
 WALLED LAKE, MI 48085

ATLAS-9204175

LEGEND		THE DETROIT EDISON COMPANY - SERVICE PLANNING DEPARTMENT			
○	FOREIGN POLE	TWP.	COUNTY	TOT. SEC. NO.	DEPT. ORDER NO.
○	EXIST. O.E. CO. POLE	MILFORD	OAKLAND	5	C-5110
●	PROPOSED POLE	MAP SECT.	TOWN	RANGE	SECTION REQUIRED
○	EXIST. ANCHOR	2-128-400 & 1-184-400	TEN. PLE	YES <input type="checkbox"/> NO <input type="checkbox"/>	R-9204175-1DR
○	PROPOSED ANCHOR	PROJECT NAME	TEL. CEN. & DIST.		PROJ. OR PART NO.
○	TREE	CIRCUIT			OFF. E.S. OR E.S. NO.
—	150/200 V LINE	DC-8828 PAGE			3KR349/1001
—	4000 V LINE	REASON			SUBST. FUTURE
—	13,200 V LINE	PLANNER			3KR3A-KM4
—	40,000 V LINE	T.G. COYNE	SCALE	1"=400'	DATE
					6-18-88