

**Detroit Edison**

LIBER **12809PG201**

**OVERHEAD EASEMENT (RIGHT OF WAY) NO. R 9201910-01**

On JUNE 1, 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:

Epsilon Development Company, 23390 Telegraph, Southfield, Michigan 48034-4120

"Grantee" is:

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

"Grantor's Land" is in City of Walled Lake, Oakland County, described as:

Part of Lot 45, beginning at SW Lot corner, th N 82°52'20" E 181.84 ft., th N 07°07'40" W 115 ft., th S 82°52'20" W 100.52 ft., th S 28°10'10" W 140.90 ft. to beginning. Supervisor's Plat No. 4 of part of the W 1/2 of Section 26, part of the SE 1/4 of SE 1/4 of Section 27, part of the NE 1/4 of Section 34, and part of the NW 1/4 of Section 35. T2N, R8E, Commerce Township, as recorded in Liber 54A, Page 79 & 79A of Plats Oakland County Records. Sidwell No. 17-34-229-007.

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

The northerly 5 ft. and also the easterly 5 ft. The right of way is five feet in width.

- 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.
- Access:** Grantee has the right of access to and from the Right of Way Area.
- 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.
- 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.
- 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.
- Successors:** This Right of Way runs with the land and binds and benefits Grantor's and Grantee's successors, lessees, licensees and assigns.

B#92 REG/DEEDS PAID  
0001 AUG.05'92 01:50PM  
0796 MISC 7.00

54A079

Witnesses:(type or print name below signature)

[Signature]  
MARK LUSKY  
[Signature]  
SY LUSKY

B#92 REG/DEEDS PAID  
0001 AUG.05'92 01:50PM  
0796 MISC 7.00  
Grantor:(type or print name below signature) 2.00  
EPSILON DEVELOPMENT COMPANY  
BY: [Signature] 7.00  
SHERMAN J. FREUND  
ITS: [Signature] 2.00 RENT

Acknowledged before me in Oakland County, Michigan, on June 1, 1992 by Sherman J. Freund the Partner of EPSILON DEVELOPMENT COMPANY.

Notary's Stamp SUSAN E. SIKKLE  
Notary Public, Wayne County, MI  
My Commission Expires May 26, 1993  
Acting in Oakland County, MI  
Notary's Signature [Signature]  
(Notary's name, county and date commission expires)

Prepared by and Return to: Annie P. Gimmitt, 30400 Telegraph Road, Room 277, Bingham Farms, Michigan 48025/PEW

O.K. — LM

RECORDED RIGHT OF WAY NO. 43425