

OVERHEAD EASEMENT (RIGHT OF WAY) NO. R-9308167-02R

\$ 9.00 MISCELLANEOUS RECORDING  
\$ 2.00 REMONUMENTATION  
JUN 94 12:42 P.M. RECEIPT # 1038  
PAID  
RECORDED - OAKLAND COUNTY  
LYNN D. ALLEN, CLERK/REGISTER OF DEEDS

On MARCH 13, 1994, 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:

Hillcrest Nazarene Church, Inc., a Michigan non-profit corporation, 520 W. Walton, Pontiac, Michigan 48340

"Grantee" is:

The Detroit Edison Company, a Michigan corporation, 2000 Second Avenue, Detroit, Michigan 48226  
Michigan Bell Telephone Company, a Michigan corporation, 444 Michigan Avenue, Detroit, Michigan 48226  
Comcast Cable Investors L.P., Pontiac System, a Michigan corporation, 1300 Crescent Lake Road, Pontiac, Michigan 48054

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

Part of Southeast 1/4 of Section 7, T3N, R10E, beginning at point distance North 00°07'05" E 712.67 feet from South 1/4 corner; thence North 00°07'05" E 668.98 feet; thence North 88°06'15" E 645.73 feet; thence South 00°07'05" W 682.70 feet; thence South 89°19'45" W 645.43 feet to beginning excluding Southerly 210 feet of Easterly 165 feet thereof. 9.22 acres.  
Sidwell No: 14-07-451-001

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

Shown on the attached D.E. Company Drawing No. R-9308167-02R dated December 20, 1993. The right of way is ten 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.

RECORDED RIGHT OF WAY NO. 46040

Witnesses:(type or print name below signature)

Linda S. Hendley  
LINDA S. HENDLEY  
Robert W. Watson  
ROBERT W. WATSON

Grantor:(type or print name below signature)

Hillcrest Nazarene Church, Inc.  
by: Ted Dail Gjesdian  
its: Pastor

Acknowledged before me in Oakland County, Michigan, on March 13, 1994 by Rev D.L. Swstice, the Pastor of Hillcrest Nazarene Church, Inc., a Michigan non-profit corporation, for the non-profit corporation

Notary's Stamp PATELENA J. BACKUS, Oakland Notary's Signature Patricia Backus  
(Notary's name, county and date commission expires) 8-6-98

Prepared by and Returned to Terry L. Benedict, 1970 Orchard Lake Road, Sylvan Lake, Michigan 48320/kjk.