

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

\$ 7.00 MISCELLANEOUS RECORDING

\$ 2.00 REMONUMENTATION

On FEB 10th, 1994, for the consideration of system betterment, Grantor grants to Grantee a permanent easement ("Right of Way") in, on and across a part of Grantor's Land called the "Right of Way Area" - RECORDED - OAKLAND COUNTY

LYNN D. ALLEN, CLERK/REGISTER OF DEEDS

"Grantor" is:

Pontiac Crushed Concrete, Inc., a Michigan corporation, P.O. Box 485, Oxford, Michigan 48371

"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 Southwest 1/4 of Section 7, T3N, R10E, beginning at point distance North 85°16'23" E 1964.30 feet and South 01°52'32" E 699.02 feet and South 02°16'22" E 949.88 feet from West 1/4 corner; thence South 02°16'22" E 344.08 feet; thence South 86°29'39" W 630.00 feet; thence North 03°30'21" W 344.00 feet; thence North 86°29'39" E 637.40 feet to beginning. 5.00 acres. Sidwell No: 14-07-326-007

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

The North 10 feet of the Grantor's Land. The right of way is ten 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. 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.

RECORDED RIGHT OF WAY NO. 46061

Witnesses:(type or print name below signature)

Grantor:(type or print name below signature)

Pontiac Crushed Concrete, Inc.

by:

its:

Chris Mullins
Dennis Sommers
Dennis Sommers

Larry Mullins
Secretary

Acknowledged before me in Oakland County, Michigan, on Feb. 10th, 1994 by

Larry Mullins, the Secretary of Pontiac Crushed Concrete, Inc., a Michigan corporation, for the Corporation.

Notary's Stamp

DELIA M. GORDON
NOTARY PUBLIC OAKLAND COUNTY MICH
MY COM. NO. 08-22-95

Notary's Signature

Delia Gordon

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

OK - G.K.

