



LIBER 1229670681

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OVERHEAD EASEMENT (RIGHT OF WAY) NO. O-1226

On Aug 23, 1991, 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:

Angelo's Crushed Concrete, Inc., a Michigan corporation, 26400 Sherwood Avenue, Warren, Michigan 48091

"Grantee" is:

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

#76 REG/DEEDS PAID
0001 JAN.16'92 02:06PM
4449 MISC 9.00

"Grantor's Land" is in Rochester Hills, Oakland County, Michigan described as:

Part of NW 1/4, Sec. 29, T3N., R11E., beg at intersection of N & S 1/4 line with S R/W line of GTW RR, th S 05°12'30" W alg 1/4 line of N R/W line of relocated hwy M-59, th wly alg sd hwy R/W line of S R/W line of GTW RR, th N 67°22'25" E alg sd RR R/W line to beg exc that part which lies sly of line desc as beg at pt dist N 03°25'16" E 367.20 ft from cen of sec, th S 84°23'54" W 707.41 ft, th N 05°36'06" W 50 ft, th S 84°23'54" W 203.40 ft, th alg curve to right, rad 2291.83 ft, chord bears N 83°56'22" W 926.55 ft, dist of 932.98 ft, th N 72°16'38" W 500 ft to point of ending. 16.97 acres. Sidwell No: (15-29-176-002)

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

The north 16 feet of the south 38 feet of the above described property.

Now 15-29-176-004
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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. Buildings 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. 4-2796

Witnesses:

Grantor:

O.K. — LM

Kelly Cusumano / Kelly Cusumano

Angelo's Crushed Concrete, Inc.

Slawek Pzyewlocki / Slawek Pzyewlocki

By:

Roman Jokat

Its:

V.P.

DOMINIL IAKRATK

DECO

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Prepared by and Return to:

Z. JOKRATK

Terry L. Benedict, 30400 Telegraph Rd., Suite 277, Birmingham, Mi 48025