

**OVERHEAD EASEMENT (RIGHT OF WAY) NO. R-9211343-30**

On August 24<sup>th</sup>, 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:**

Jensam Properties, a Michigan co-partnership, 2301 W. Big Beaver, Troy, Michigan

B#92 REG/DEEDS PAID  
0001 NOV.29 '93 12:11PM  
5886 MISC 11.00

**"Grantee" is:**

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

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

Sections 20 and 29, T3N, R11E, part of Sections 20 and 29 beginning at inter of North section line Section 29 with centerline of Crooks Road; thence Southeasterly along centerline Crooks Road to Northerly line GTRR right of way; thence Southwesterly along said Northerly line to North and South 1/4 line; thence Northerly along North and South 1/4 line to centerline of Hamlin Road; thence Northeasterly along centerline of Hamlin Road to centerline Crooks Road; thence Southeasterly along centerline Crooks Road to beginning. 47.51 acres. Sidwell No: 15-29-202-001 - NEY 5/4

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0001 NOV.29 '93 12:11PM  
5886 MISC 11.00

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

As shown on the attached D.E. Company Drawing No. R-9211343-30 dated January 11, 1993. The right of way is ten (10) 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. 45350

**Witnesses:**(type or print name below signature)

Gerald J. Filipek  
Gerald J. Filipek

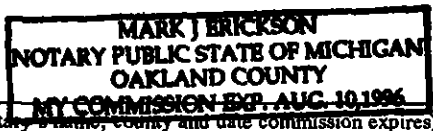
Jacqueline M. Love  
Jacqueline M. Love

**Grantor:**(type or print name below signature)  
Jensam Properties, a Michigan co-partnership

BY: Samuel Frankel 11.00  
Samuel Frankel

ITS: Co-Partner 2.00

Acknowledged before me in Oakland County, Michigan, on August 24<sup>th</sup>, 1993 by Samuel Frankel, the co-partner of Jensam Properties, a Michigan co-partnership, for the co-partnership.



Notary's Stamp \_\_\_\_\_ Notary's Signature Mark J. Erickson