Detroit Edison

UNDERGROUND EASEMENT (RIGHT OF WAY) NO. R-9302101-02

On Aug 31st, 1993, for the consideration of system betterment, Grantor grants to Grantee a permanent underground easement ("Right of Way") in, on and across a part of Grantor's Land called the "Right of Way Area".

"Grantor" is:

Avondale School District #10 Fractional Avon Township, 2359 Waukegan, Auburn Hills, Michigan 48326

"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:

Part of Northeast ¼ of Section 33, T3N, R11E, beginning at North ¼ corner; thence South 89°07'00" E 1000 feet; thence South 01°43'30" W 1306.80 feet; thence North 89°07'00" W 1000 feet; thence North 01°43'30" E 1306.80 feet to beginning. 30 acres. Sidwell No: 15-33-200-001

B#92 REC/FEES PAID 0001 NOV.29'93 12:10PM 5886 MISC 7.00

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

A 10 feet wide easement with its centerline described as follows: Beginning at point located on the East property line, located approximately 970 feet South of the North property line; thence in a Westerly direction approximately 400 feet to a point located approximately 275 feet North of the South property line; thence in a Southerly direction approximately 275 feet to a point located on the South property line, said point located approximately 565 feet East of the West property line and point of ending and also the centerline of the 10 foot easement may vary if field construction problems arise. Therefore, for the as-installed easement centerline call 1-800-482-7171 (Miss Dig). Sidwell No: 15-33-200-001

1. Purpose: The purpose of this Right of Way is to construct, reconstruct, modify, add to, operate and maintain underground utility line facilities consisting of poles, guys, anchors, wires, manholes, conduits, pipes, 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. Excavation: As required by Public Act 53 of 1974, MISS DIG must be called on 1-800-482-7171 before anyone excavates in the Right of Way Area.

5. Trees, Bushes, Branches, Roots, Structures and Fences: Grantee may trim, cut down, remove or otherwise control any trees, bushes, branches and roots in the Right of Way Area (or that could grow into the Right of Way Area) and remove structures and fences in the Right of Way Area that Grantee believes could interfere with the safe and reliable construction, operation and maintenance of Grantee's facilities. No trees, plant life, structures and fences shall be planted, grown or installed within 8 feet of the front door and within 2 feet of the other sides of transformers and switching cabinet enclosures. Grantee shall not be responsible to Grantor for damages to or removal of trees, plant life, structures and fences placed in front of transformer doors.

6. 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.

7 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 REC/FEES PAID 0001 NOV.29'93 12:10PM 5886 RMT FEE 2.00

RECORDED RIGHT OF WAY NO. 1753-53

7.00
2.00 CMT

Witnesses: (type or print name below signature)

Beverly Bittner
Beverly Bittner

Tim McAvoy

Grantor: (type or print name below signature)
Avon School District #10 Fractional Avon Township

BY: Donald L. Cloutier
Donald L. Cloutier

ITS: Manager of Facilities and Construction

Acknowledged before me in Oakland County, Michigan, on Aug. 31st, 1993 by Donald L. Cloutier, the Manager of Facilities and Construction of Avon School District #10 Fractional Avon Township.

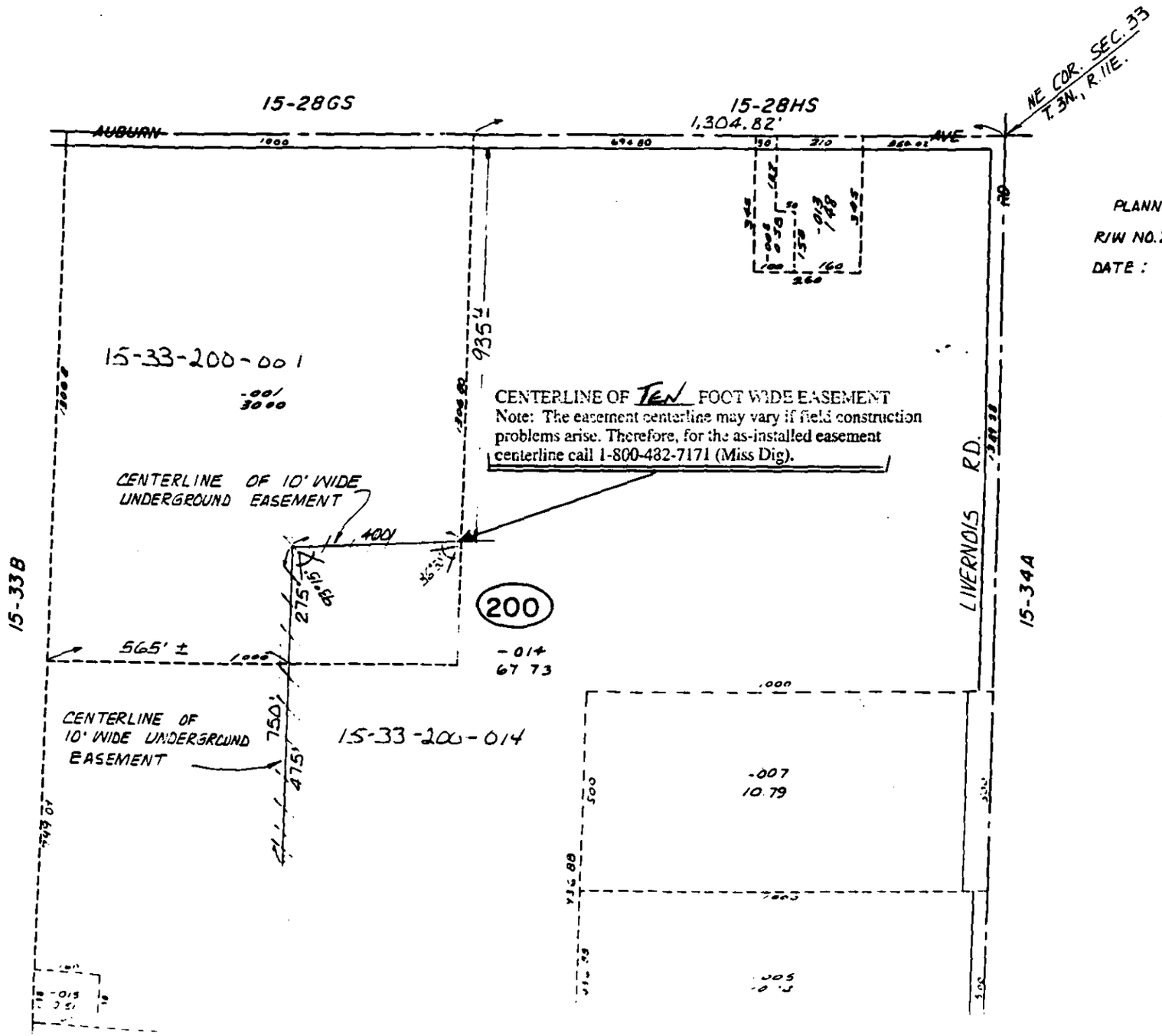
Notary's Stamp JULIE M. BALLARD Notary Public, Oakland County, Michigan My Commission Expires December 11, 1994 (Notary's name, county and date commission expires)

Notary's Signature Julie M. Ballard

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

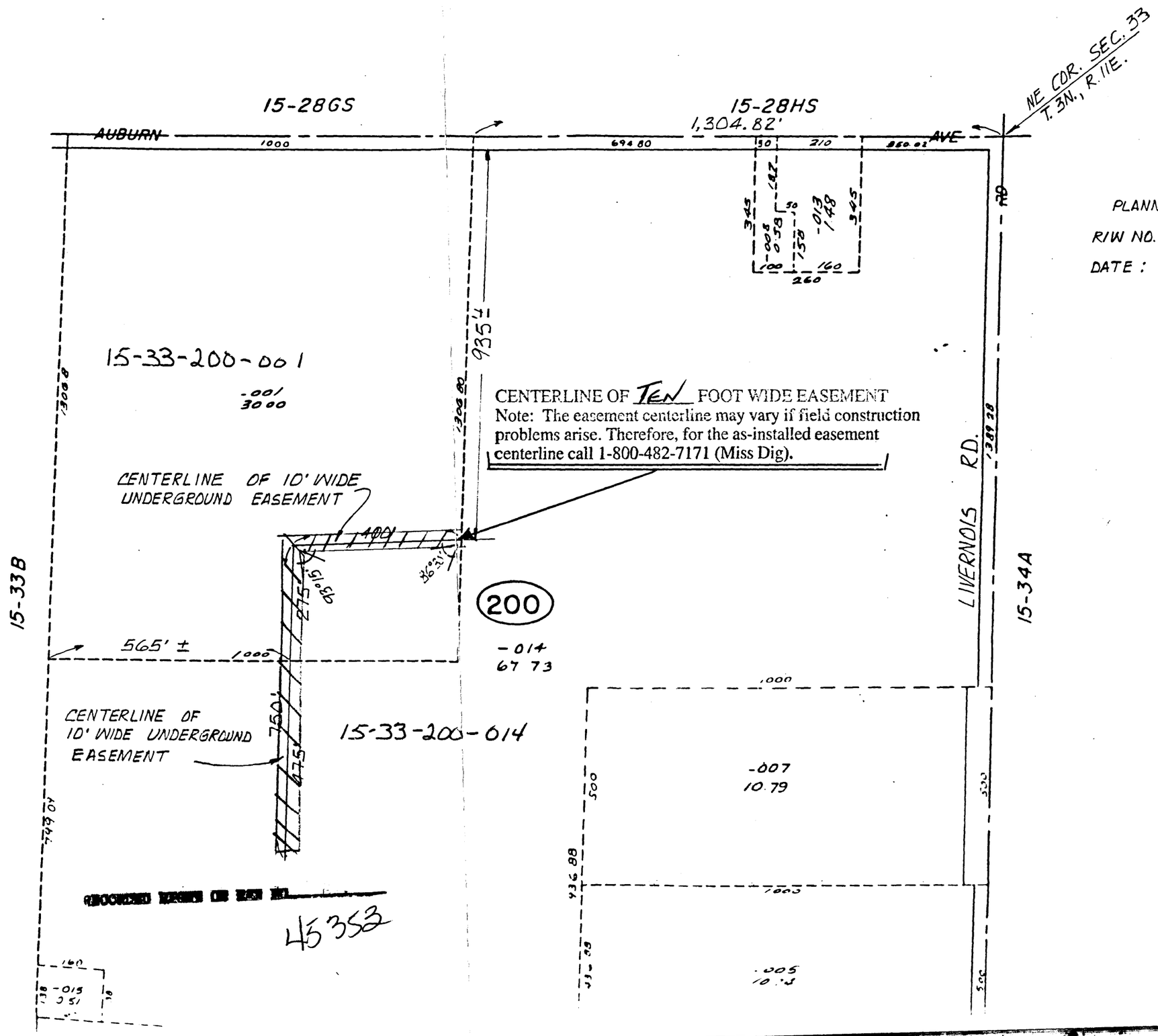
O.K. - J.S.
as per Detroit Edison

RECORDED RIGHT OF WAY NO. 45353



PLANNER : LARRY T. MUR
R/W NO.: R-9302101-02
DATE : 8-12-93

RECORDED RIGHT OF WAY NO. 45353



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