



LIBER 11995 PG 163

OVERHEAD EASEMENT (RIGHT OF WAY) NO. O-1287

On MAY 31<sup>st</sup>, 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:

Highland Town Center Inc. a Michigan corporation, 2736 E. Highland Road, Highland, Michigan 48356

"Grantee" is:

The Detroit Edison Company, a Michigan corporation, 2000 Second Avenue, Detroit, Michigan 48226  
GTE North, Incorporated, a Wisconsin corporation, 455 E. Ellis, Muskegon, Michigan 49443

3 "Grantor's Land" is in Township of Highland, Oakland County, Michigan described as:  
NW 1/4 of Sec. 24, T3N, R7E, the Keller & Stevens Sub lots 1, 2 & 3. Sidwell No: 11-24-126-(12)  
005 57029

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

The west ten (10) feet of the above described property.

- 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.

Witnesses:

Wanda Fayz  
WANDA FAYZ

James D. McDonald  
JAMES D. McDONALD

Grantor:

HIGHLAND TOWN CENTER INC.  
By: Allie F. Fayz  
Its: PRESIDENT

Acknowledged before me in Oakland County, Michigan, on MAY 31, 1991  
by ALLIE F. FAYZ the PRESIDENT

O.K. - LM 7.00  
2.00 RMT  
PC

of HIGHLAND TOWN CENTER INC., a Michigan corporation, for the corporation

#36 REG/DEEDS PAID  
0001 JUL.31.91 10:42AM  
1096 MISC 7.00

#36 REG/DEEDS PAID  
0001 JUL.31.91 10:42AM  
1096 RMT FEE 2.00

James D. Stalling  
Notary's Signature

Prepared by and Return to:  
James D. McDonald, 30400 Telegraph Rd., Suite 277, Birmingham, MI 48010

PROPOSED RIGHT OF WAY NO. 11901  
(1991-4 attached)