

OVERHEAD EASEMENT (RIGHT OF WAY) NO. O-1265

On July 17, 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:

John Benjamin Osborn, 1240 Middle, Highland, Michigan 48357

"Grantee" is:

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

"Grantor's Land" is in Township of Highland, Oakland County, Michigan described as:
Part of SW 1/4, Sec. 9, T3N, R7E, beg a pt dist N 89° 30'30" W 170.00 ft from S 1/4 cor, th N 89° 30'30" W 194.50 ft, th N 01° 00'00" E 670.00 ft, th S 89° 30'30" E 194.50 ft, th S 01° 00'00" W 670.00 ft to beg 2.99 acres. Sidwell No: 11-09-376-009

DECOZ

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

Permission to extend wires in an easterly and westerly direction across said land and install a pole with anchor at the easterly property line as shown on Detroit Edison Company drawing O-1265 date 5/3/91 which is attached hereto and made a part hereof. 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. 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.

A#36 REG/DEEDS PAID
1001 AUG 28 91 12:42PM
6953 MISC 9.00

Witnesses:

Grantor:

O.K. - LM

Laurie Orr-Houck
LAURIE ORR-HOUCK

John B. Osborn
John Benjamin Osborn AKA JOHN B. OSBORN
Marlene J. Osborn
MARLENE J. OSBORN

Karen Vaughan
KAREN VAUGHAN

Acknowledged before me in Oakland County, Michigan, on July 17, 1991

by John Benjamin Osborn. AND MARLENE J. OSBORN, HIS wife

A#36 REG/DEEDS PAID
1001 AUG 28 91 12:42PM
6953 RMT FEE 2.00

RECORDED RIGHT OF WAY NO. 42037
Dist. 2-1-91

Annie P. Grimmatt
Notary's Signature
ANNIE P. GRIMMETT

MY COMM. EXP. 9-28-91
NOTARY WAYNE COUNTY
ACTING IN OAKLAND COUNTY

Notary's Stamp

Prepared by and Return to:

Annie P. Grimmatt, 30400 Telegraph Rd., Suite 277, Birmingham, MI 48010

Handwritten initials

PLEASE SECURE RIGHT OF WAY AS FOLLOWS:

LOCATION 1314 Middle, Highland

DATE 5/07/91

CITY OR VILLAGE Holly

APPLICATION NO. 412165

TOWNSHIP Highland COUNTY Oakland

DEPT. ORDER NO. _____

O. F. W. NO. _____

DATE BY WHICH RIGHT OF WAY IS WANTED _____

BUDGET ITEM NO. _____

INQUIRY NO. _____

THIS R/W IS _____ % OF TOTAL PROJECT NO. _____ ACCUM. _____ %.

JOINT RIGHT OF WAY REQUIRED YES NO

NOTE: Identify on print or sketch the subdivisions as to section location and liber and page.

KIND AND DESCRIPTION OF RIGHT OF WAY REQUESTED _____

Secure 10' overhead Right of way and Tree trim

PURPOSE OF RIGHT OF WAY Extend Overhead lines to serve 1314 Middle

SIGNED P. Hennessy k.w.

240 OAHQ
OFFICE

Serv. PLNG
DEPARTMENT

REPORT OF REAL ESTATE AND RIGHTS OF WAY DEPT.

Easement for OH secured as per attached sketch. Contacts made by Annie P. Grimmett, Representative, Real Estate, Rights of Way, Oakland Division.

PERMITS IN RECORD CENTER 3 R.E. & R/W DEPT. FILE 3 GRANTOR Marsh

NO. OF PERMITS _____ NO. OF STRUCTURES _____ NO. OF MILES _____ PERMITS TO MBT _____

DATE 07/30/91

SIGNED James R. McDonald
James McDonald, Sr. Representative



RECORDED RIGHTS OF WAY NO. 42037-42039

Distribution:

1st Copy - Division 2nd Copy - Customer / 3rd Copy - Line Clearance Crew

LINE CLEARANCE

Tree Removal Agreement

Date _____ 19 _____

The tree(s) specified below may be removed from my property at:

1240 Middle, Highland, Mi. S.W.# 11-09-376-009

I understand that there is: no charge for this service a charge for this service _____

Tree(s) to be removed: Permission to trim and cut
TREES to provide adequate line
clearance.

Note: All stumps are treated with an approved herbicide to prevent regrowth.

Disposition of :	wood	brush	chips	Leave on Site	Remove & Dispose	Comments
				<input type="checkbox"/>	<input type="checkbox"/>	
				<input type="checkbox"/>	<input type="checkbox"/>	
				<input type="checkbox"/>	<input type="checkbox"/>	

X John Osborn
Property Owner JOHN OSBORN

The Line Clearance program helps us provide you and your neighbors with safe, dependable electric service. Thank you for your cooperation!

Detroit Edison Representative Ann Gummatt

Detroit Edison

A good part of your life.

Department Order No	Work Order No.	L.C. Area No
Tree work completed by	Date	

DE 963 0989 3 89 (OL115) CS

0-1265

John B. Osborn

RECORDED RIGHT OF WAY NO. 42037

ARMLESS CONSTRUCTION

LIBR 12043 PG 124

IN 40'S
IN 5 1/16" D. GUY
@ 15'

IN 40'S
IN 5 1/16" D. GUY @ 15'

SIDWELL #
11-09-376-D13
OWNER:
JONATHAN L. MARSH
910 1415 E. LAKE
WALLED LAKE, MI
48390
PH.# 887-1276

SIDE TRIM 2 TREES

#1314
IN(1)DCSR
#1240

SIDWELL # 11-09-376-009
OWNER: JOHN B. OSBORN
1240 MIDDLE
PH.# 887-1405

S. 44 CDR
E. 1/2 S.W. 1/4
SEC. 9
T. 3 N R. 7 E

WEST WIND

MIDDLE

RECORDS RIGHT OF WAY NO. 42037

THE DETROIT EDISON COMPANY-SERVICE PLANNING DEPARTMENT				
LEGEND FOREIGN POLE EXIST D.E. CO. POLE PROPOSED POLE EXIST ANCHOR PROPOSED ANCHOR TREE 120/240 VOLT LINE 4800 VOLT LINE 13,200 VOLT LINE 40,000 VOLT LINE	CITY OR TOWNSHIP Highland		COUNTY Dakland	
	QTR. & TWP SECT. NO. E. 1/2 S.W. 1/4 9		DEPT. ORDER NO.	
	MAP SECT. 1-187-426	TOWN 3N	RANGE 7E	JOINT R/W REQUIRED YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>
	PROJECT NAME 3255 WACDW		TEL. ENG'R & DIST.	R/W NO. 01265
	CIRCUIT 3255 WACDW		PROJ. OR PART NO.	
REASON D.H. R/W Request - TO serve		O.F.W. S.O. OR P.E. NO.		
PLANNER P-Hennessy		SCALE 1" = 200'	BUDGET ITEM NO.	
		DATE 5/03/91		