

OVERHEAD EASEMENT (RIGHT OF WAY) NO. O-1343

On 8-11, 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:

Michael P. Kress and Debbie A. Kress, husband and wife, 995 Clyde Road, Highland, Michigan 48357

"Grantee" is:

The Detroit Edison Company, a Michigan corporation, 2000 Second Avenue, Detroit, Michigan 48226
Greater Media Cablevision, Inc., a Michigan corporation of 3166 Martin Road, Walled Lake, Michigan 48088

"Grantor's Land" is in the Township of Highland, Oakland County, Michigan described as:

Part of NE 1/4, Sec. 9, T3N., R7E., beg at pt dist S 89° 44'30" W 1587.25 ft from NE sec cor, th S 094938° E 142.70 ft, th alg curve to left, rad 290.49 ft, chord bears S 19° 35'30" E 98.56 ft, dist of 99.05 ft, th S 29° 21'30" E 260 ft, th S 58° 33'42" W 210.28 ft, th N 29° 21'30" W 420 ft, th N 00° 07'42" E 202.78 ft, th N 89° 44'30" E 200 ft to beginning. 2.75 acres. Sidwell No: 11-09-201-010

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

The west 5 feet of the north 203 feet of the above described property.

- 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.
- Access:** Grantee has the right of access to and from the Right of Way Area.
- 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.
- 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.
- 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.
- Successors:** This Right of Way runs with the land and binds and benefits Grantor's and Grantee's successors, lessees, licensees and assigns.

Witnesses:

David F. Boyes
DAVID F. BOYES
Frances S. Buiss
FRANCES S. BUISS

Grantor:

Michael P. Kress
Michael P. Kress
Debbie A. Kress
Debbie A. Kress

700
200 RMT
RECORDED RIGHT OF WAY NO. 42284

Acknowledged before me in Oakland County, Michigan, on 8-11, 19 91
by MICHAEL P. KRESS AND DEBBIE A. KRESS, HUSBAND AND WIFE.

#36 REG/DEEDS PAID - LM
0001 SEP.30.91 01:26PM
3202 MISC 7.00

David F. Boyes
Notary's Signature

DAVID F. BOYES
NOTARY PUBLIC - OAKLAND COUNTY, MICH.
MY COMMISSION EXPIRES 10-28-91

Notary's Stamp

Prepared by and Return to:

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

#36 REG/DEEDS PAID
0001 SEP.30.91 01:26PM
3202 RMT FEE 2.00