

OVERHEAD EASEMENT (RIGHT OF WAY) NO. O-1341

On August 22, 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:

American Aggregates Corporation, an Ohio corporation, 6450 Sand Lake Road, Dayton, Ohio 45414

"Grantee" is:

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

PAID
0001 OCT.11.91 11:49AM
3668 MISC 9.00

"Grantor's Land" is in the Township of Highland, Oakland County, Michigan described as: NE 1/4 of SW 1/4, also S 1/2 of SW 1/4, Sec. 4, T3N, R7E. Sidwell No: 11-04-300-006

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

A 3 ft wide easement with its center line described as follows: Beg at a pt located approx 1170 ft E of the W property line and approx 32 ft N of the center line of Clyde Road, thence in a north easterly direction approx 20 ft to a pt being the pt of ending. Located approx. 55 ft N of the centerline of Clyde Rd. and approx 1185 ft E of the W property line. Pt of 11-04-300-006 Repeat #

- 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.
- 7. SEE ATTACHED

PAID
0001 OCT.11.91 11:49AM
3668 REG/DEEDS 2.00

Witnesses:

DECO 1

Judy Sroka
Judy Sroka
Susan Case
Susan Case

AMERICAN AGGREGATES CORPORATION

G. Max Brown
BY: G. Max Brown
ITS: Region Manager

Acknowledged before me in Oakland County, Michigan, on August 22, 19 91

by G. Max Brown the Region Manager

of **AMERICAN AGGREGATES CORPORATION**, an Ohio corporation, for the corporation.

Katherine A Hartman
Notary's Signature

KATHERINE A HARTMAN
Notary Public, Oakland County, Michigan
My Commission Expires July 13 1992

Notary's Stamp

Prepared by and Return to:
Terry L. Benedict, 30400 Telegraph Rd., Suite 277, Birmingham, Mi 48025

C.K. TS

RECORDED RIGHT OF WAY NO. 42288