

Detroit Edison

LIBER 125961037

OVERHEAD EASEMENT (RIGHT OF WAY) NO. O-1534

On April 4, ¹⁹⁹²1991, 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:

David A. Cross and Donna M. Cross, husband and wife, 4070 Clyde Road, Holly, Michigan 48442

"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
Greater Michigan Cablevision, Inc., a Michigan corporation, 3166 Martin Road, Walled Lake, Michigan 48088

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

Part of SE 1/4, Sec. 6, T3N., R7E., beg at S 1/4 cor, th N 00°59'05" W 500.0 ft, th E 234.0 ft, th S 00°59'05" E 500.0 ft, th W 234.0 ft to beginning. 2.69 acres. Sidwell No: 11-06-400-011

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

The N 10 feet of the S 63 ft of the above described property.

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9985 RMT FEE 7.00

- 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.

RECORDED RIGHT OF WAY NO. 40972

Witnesses:(type or print name below signature)

Grantor:(type or print name below signature)

James D. McDonald
JAMES D. McDONALD
Terry L. Benedict
TERRY L. BENEDICT

David A. Cross
David A. Cross
Donna M. Cross
Donna M. Cross

Acknowledged before me in OAKLAND County, Michigan, on April 4, ¹⁹⁹²1991 by David A. Cross and Donna M. Cross, husband and wife.

TERRY L. BENEDICT
Notary Public, Oakland County, MI
My Commission Expires July 1, 1992

Notary's Stamp

Notary's Signature

Terry L. Benedict

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

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O.K. - TS