

UNDERGROUND EASEMENT (RIGHT OF WAY) NO. O-1656

On Feb 10 1992, 1992, for the consideration of system betterment, Grantor grants to Grantee a permanent underground easement ("Right of Way") in, on and across a part of Grantor's Land called the "Right of Way Area".

"Grantor" is:

Paul C. Henthorne and Mary Henthorne, Husband and Wife, 2725 S. Duck Lake, Highland, Michigan 48356-3327

"Grantee" is:

The Detroit Edison Company, a Michigan corporation, 2000 Second Avenue, Detroit, Michigan 48226  
General Telephone, a Michigan corporation, 7362 Davison Road, Davison, Michigan 48423

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

Part of W 1/2 of SE 1/4, Section 36, T3N, R7E, beginning at point distant N 1328.75 ft., from S 1/4 corner, th N 246.87 ft., th S 89°33'15" E 1324.50 ft., th S 00°11'15" W 246.43 ft., th N 89°34'20" W 1323.70 ft., to beginning. 7.50 Acres. Sidwell No. 11-36-400-003.

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

The easterly 6 feet of the westerly 421 feet of the southerly 18 feet. The right of way is six (6) feet in width.

- 1. Purpose:** The purpose of this Right of Way is to construct, reconstruct, modify, add to, operate and maintain underground utility line facilities consisting of poles, guys, anchors, wires, manholes, conduits, pipes, 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. Excavation:** As required by Public Act 53 of 1974, MISS DIG must be called on 1-800-482-7171 before anyone excavates in the Right of Way Area.
- 5. Trees, Bushes, Branches, Roots, Structures and Fences:** Grantee may trim, cut down, remove or otherwise control any trees, bushes, branches and roots in the Right of Way Area (or that could grow into the Right of Way Area) and remove structures and fences in the Right of Way Area that Grantee believes could interfere with the safe and reliable construction, operation and maintenance of Grantee's facilities. No trees, plant life, structures and fences shall be planted, grown or installed within 8 feet of the front door and within 2 feet of the other sides of transformers and switching cabinet enclosures. Grantee shall not be responsible to Grantor for damages to or removal of trees, plant life, structures and fences placed in front of transformer doors.
- 6. 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.
- 7. 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.

48986

Witnesses:(type or print name below signature)

*William Lawson*  
WILLIAM LAWSON  
*Mary Jean Lawson*  
MARY JEAN LAWSON

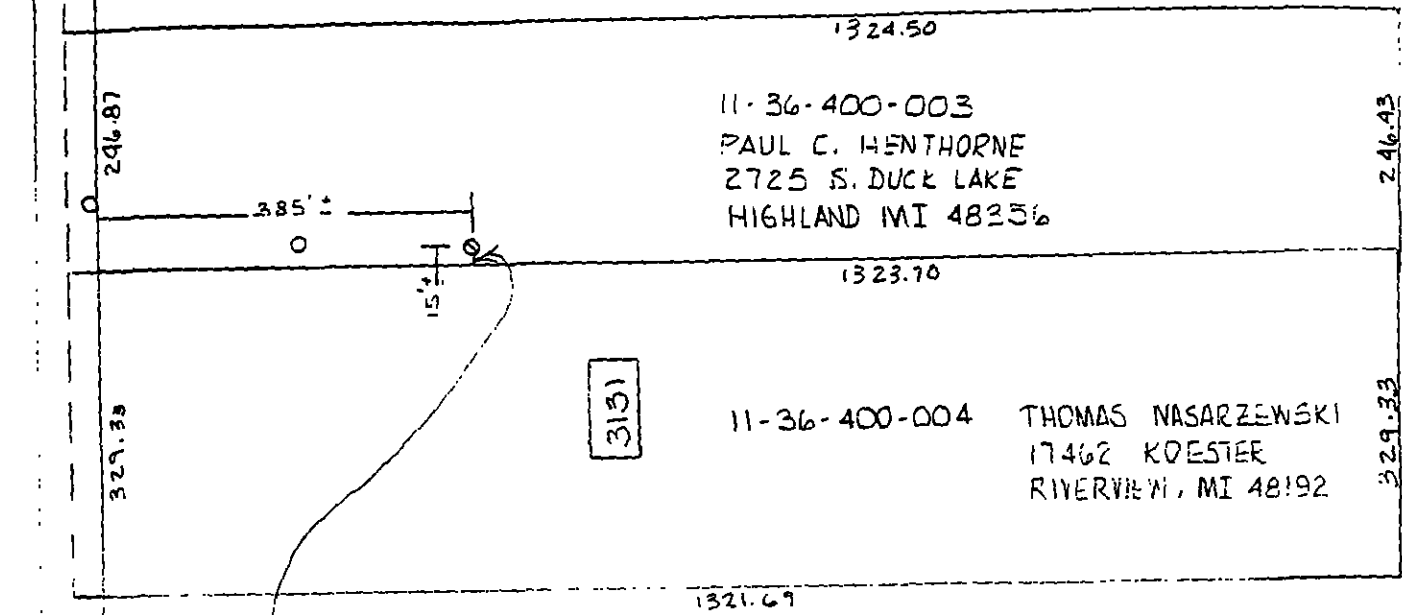
Grantor:(type or print name below signature)

*Paul C. Henthorne*  
PAUL C. HENTHORNE  
*Mary-M. Henthorne*  
MARY HENTHORNE, HUSBAND & WIFE

7.00  
2.00  
RMT

Acknowledged before me in Highland County, Michigan, on Feb 11, 1992 by PAUL C. HENTHORNE and MARY HENTHORNE, Husband and Wife.

Notary Public, Oakland County, MI  
Notary's Signature: *Mary E. Hogan*  
Prepared by and Return to: Annie P. Gimmitt, 30400 Telegraph Road, Room 277, Bingham Farms, Michigan 48025



11-36-400-003  
 PAUL C. HENTHORNE  
 2725 S. DUCK LAKE  
 HIGHLAND MI 48356

11-36-400-004 THOMAS NASARZEWSKI  
 17462 KOESTER  
 RIVERVIEW, MI 48192

3131

CENTERLINE OF 6 FOOT WIDE EASEMENT

*R/W Sec 36 & 37  
 2/11/92  
 Annie J. [unclear]*

DUCK LAKE

999.42

COOLEY LK

S. 1/4 COR.  
 SEC. 36 T.3.N. R.7E

DRAWING NO: 0-1656  
 BY: D.W. THOMAS  
 R/W FOR 3131 DUCK LAKE S

ORDERED RIGHT OF WAY NO. 42986