

OVERHEAD EASEMENT (RIGHT OF WAY) NO. R 9200314-01

On APRIL 28, 1992, 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:

Paul A. Potrykus and Judith A. Potrykus, Husband and Wife, 829 Westwood, Fenton, Michigan 48430-1455

"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:

T3N, R7E, Section 30, part of SW 1/4 beginning at point distant N 89°39'12" E 1151.73 ft., from W 1/4 corner, th N 89°39'12" E 779.40 ft., th S 00°03'45" W 870.07 ft., th W 292.90 ft., th N 00°03'45" E 453.57 ft., th S 89°16'02" W 480.72 ft., th N 00°43'58" W 417.97 ft., to beginning. 10.47 Acres. Sidwell No. 11-30-300-030.

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

Centerline of a 10 ft. easement. Beginning at a point on the (most northerly) W property line. Said point is 20 ft. N of the (most northerly) S property line. Thence proceed easterly 125 ft. to a point. Said point is located 20 ft. N of the (most northerly) S property line. Thence proceed northeasterly 118 ft. to a point. Said point is located 52 ft. N of the (most northerly) S property line and the point of ending. Also, install a 20 ft. southerly extending anchor guy to proposed pole located 125 ft. E of the (most northerly) W property line, 20 ft. N of the (most northerly) S property line. And also, install a 20 ft. northeasterly extending anchor guy to proposed pole located 243 ft. E of the (most northerly) W property line, 52 ft. N of the (most northerly) S property line. The right of way is ten 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. Building 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 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.

RECORDS - RIGHT OF WAY NO. R 9200314-01

Witnesses:(type or print name below signature)

Bonnie Belauide
 BONNIE BELAUIDE

Nancy D Jones
 Nancy D Jones

Grantor:(type or print name below signature)

Paul A. Potrykus
 PAUL A. POTRYKUS

Judith A. Potrykus
 JUDITH A. POTRYKUS, His WIFE

1.00
2.00
4.3245

Acknowledged before me in Oakland County, Michigan, on April 28, 1992 by PAUL A. POTRYKUS and JUDITH A. POTRYKUS, Husband and Wife.

Notary's Stamp Kathryn A. Wallace Notary's Signature Kathryn A. Wallace
 (Notary's name, county and date commission expires) My Commission Expires Jan. 31, 1995