

OVERHEAD EASEMENT (RIGHT OF WAY) NO. R-9206376-10R

On 4-14, 1993, 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"

B#92 REG/DEEDS PAID
0001 OCT.07'93 08:42AM
4669 MISC 7.00

"Grantor" is:

Ronald C. Gardner and Lucinda S. Gardner, Husband and Wife, 10735 Oxbow Lake Shores Drive, White Lake, Michigan 48386

"Grantee" is:

The Detroit Edison Company, a Michigan Corporation, 2000 Second Avenue, Detroit, Michigan 48226
GTE North, Incorporated, a Wisconsin Corporation, 455 E. Ellis Road, Muskegon, Michigan 49443

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

Part of the North fractional 1/2 of Section 2, T3N, R7E, Township of Highland, Oakland County, Michigan, described as follows: Beginning at a point on the West line of said Section, which is North 1931.75 feet from the West 1/4 corner of said Section 2; thence continuing North along said West line, a distance of 76.12 feet; thence North 89°12'50" East 2812.10 feet; thence South 00°25'00" West 798.95 feet; thence South 89°53'10" West 1543.03 feet; thence North parallel with said West line of Section 2, a distance of 690.00 feet; thence South 89°53'10" West 1263.00 feet to the point of beginning. Sidwell No: 11-02-100-017-NW1/4

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

The centerline of a 20 foot easement. Beginning at a point that is 66.12 feet South of the North property line 120 feet East of the (most Northerly) West property line for the point of beginning. Thence proceed Easterly 1153 feet to a point said point is located 66.12 feet South of the North property line. Thence proceed Southeasterly 400 feet to a point. Said point is located 1678 feet East of the (most Northerly) West property line 145 feet South of the North property line for the point of ending.

Also install a Northerly extending anchor guy to pole located 1273 feet East of the (most Northerly) West property line 66.12 feet South of North property line.

B#92 REG/DEEDS PAID
0001 OCT.07'93 08:42AM
4669 RMT FEE 2.00

The right of way is twenty (20) 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 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.

Witnesses:(type or print name below signature)

Carl M. Chewins
CARL M. CHEWINS

Sherril L. Johnston
SHERRI L. JOHNSTON

Grantor:(type or print name below signature)

Ronald C. Gardner
Ronald C. Gardner

Lucinda S. Gardner
Lucinda S. Gardner

Acknowledged before me in OAKLAND County, Michigan, on 4/14 1993 by Ronald C. Gardner and Lucinda S. Gardner, Husband and Wife.

CARL M. CHEWINS
NOTARY PUBLIC, OAKLAND COUNTY, MI.

Notary's Stamp MY COMMISSION EXP. 7-25-94 Notary's Signature

(Notary's name, county and date commission expires)

Prepared by and Return to: Annie P. Grimmett, 30400 Telegraph Road, Suite 277, Birmingham, Michigan 48025/avm.

OK - G.K.

RECORDED RIGHT OF WAY NO.

4/5/93

4888 WIRE 5.00
0001 OCT.07.93 08:45AM
2#93 RECEIVED PAID

4888 RMT FEE 2.00
0001 OCT.07.93 08:45AM
2#93 RECEIVED PAID

Return to:
O.V. Racine
The Detroit Edison Company
30400 Telegraph Road, Rm. 277
Eastham Farms, MI 48025