

OVERHEAD EASEMENT (RIGHT OF WAY) NO. R9311057-01

On 12-9, 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".

"Grantor" is:

Highland Hye Company, a Michigan Co-Partnership, 31523 W. Thirteen Mile Road, Farmington Hills, Michigan 48334

5492 REG-RECORD FEE  
0001 FEB-01-94 11:41AM  
3933 MISC 2.00

"Grantee" is:

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

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

See Exhibit "A", attached hereto and made a part hereof.

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

The West Fifteen (15) feet of the Easterly Forty-Eight (48) feet of Grantor's land.

- 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)

Signature of Omer V. Racine

James D. McDonald

Grantor:(type or print name below signature) Highland Hye Company, a Michigan Co-Partnership

Signature of Jack H. Kaulakian

By: JACK H. KAULAKIAN

Its: Co-Partner

O.K. - LM

Acknowledged before me in OAKLAND County, Michigan, on 12-9, 1993 by JACK H. KAULAKIAN the Co-Partner of Highland Hye Company, a Michigan Co-Partnership, for the Co-Partnership.

Notary's Stamp: JAMES D. McDONALD, Notary Public, Oakland County, MI, My Commission Expires April 15, 1995

Notary's Signature: James D. McDonald

Prepared by and Return to: James D. McDonald, 30400 Telegraph Road, Suite 210, Birmingham, Michigan 48025/kad

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See A/501  
RIGHT OF WAY FILE NO.  
RECORDED RIGHT OF WAY NO. 45375