

OVERHEAD EASEMENT (RIGHT OF WAY) NO. R93011076-01

On 11-19, 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:

Stanley Maiberger, a single man,
201 Lone Tree Road, Highland, Michigan 48357

RECORDED
1993 FEB 01 94 01:38PM
3933 RMT FEE 2.00

"Grantee" is:

~~The Detroit Edison Company, a Michigan corporation, 2000 Second Avenue, Detroit, Michigan 48226
T.C.I. Cablevision of West Oakland County, Inc., a Michigan corporation, 3166 Martin Road, Walled Lake, Michigan 48088~~

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

Part of the North one-half (1/2) of Northwest one-quarter (1/4), Section 34, Town 3 North, Range 7 East, beginning at a point distant East 475 feet from Northwest section corner, thence East 200 feet, thence South 00°12'35" East 83 feet, thence South 04°56'39" West 399.63 feet, thence North 89°52'00" West 163.50 feet, thence North 00°12'35" West 480.77 feet to the beginning, containing 2.04 acres, more or less, Oakland County Records. Sidwell No. 11-34-101-018.

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

The South Ten (10) 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)

Grantor:(type or print name below signature)

Carol A. Porter
CAROL A. PORTER
Karen R. Garner
KAREN R. GARNER

Stanley Maiberger
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RECORDED RIGHT OF WAY NO. R93011076-01
455685

Acknowledged before me in OAKLAND County, Michigan, on 11-19, 1993 by Stanley Maiberger, a single man.

Notary's Stamp _____ Notary's Signature Carol A. Porter
(Notary's name, county and date commission expires)
ACTING IN OAKLAND COUNTY

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

O.K. - LM