

OVERHEAD EASEMENT (RIGHT OF WAY) NO. R-9406129-01

On 9-19-94, 1994, 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:

Jeffrey L. Kern and Cindy N. Kern, his wife, 4237 Curtis, Highland, Michigan 48357.

"Grantee" is:

The Detroit Edison Company, a Michigan corporation, 2000 Second Avenue, Detroit, Michigan 48226

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

T3N, R7E, section 13 part of NW 1/4 beginning at point distant N 88-41-00° W 280 feet from SW corner of lot 43 of 'Sunrise Heights on White Lake' thence N 88-41-00° W 279 feet, thence N 01-19-00° E 150 feet, thence S 88-41-00° E 279 feet, thence S 01-19-00° W 150 feet to beginning, also beginning at point distant N 89-36-44° W 878.82 feet from center of section, thence N 89-36-44° W 15 feet, thence N 00-35-48° E 594.05 feet, thence S 89-36-44° E 15 feet, thence S 00-35-48° W 594.05 feet to beginning. 1.16 Acres. Sidwell No. 11-13-176-048.

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

Shown on the attached Detroit Edison Co. drawing #R9406129-01, dated August 2, 1994. 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 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)

M Helen Warren
M Helen Warren
Suzanne K. Rice
SUZANNE K. RICE

Grantor:(type or print name below signature)

Jeffrey L. Kern
Jeffrey L. Kern
Cindy N. Kern
Cindy N. Kern

Acknowledged before me in OAKLAND County, Michigan, on SEPT 19, 1994 by Jeffrey L. Kern and Cindy N. Kern, his wife.

SUZANNE K. RICE
Notary Public, Oakland County, MI
My Commission Expires Feb. 2, 1997

Notary's Stamp

Notary's Signature Suzanne K. Rice

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

Prepared by and Return to: Terry L. Benedict, Detroit Edison, 1095 Lawson Drive, Howell, Michigan 48843/cae.

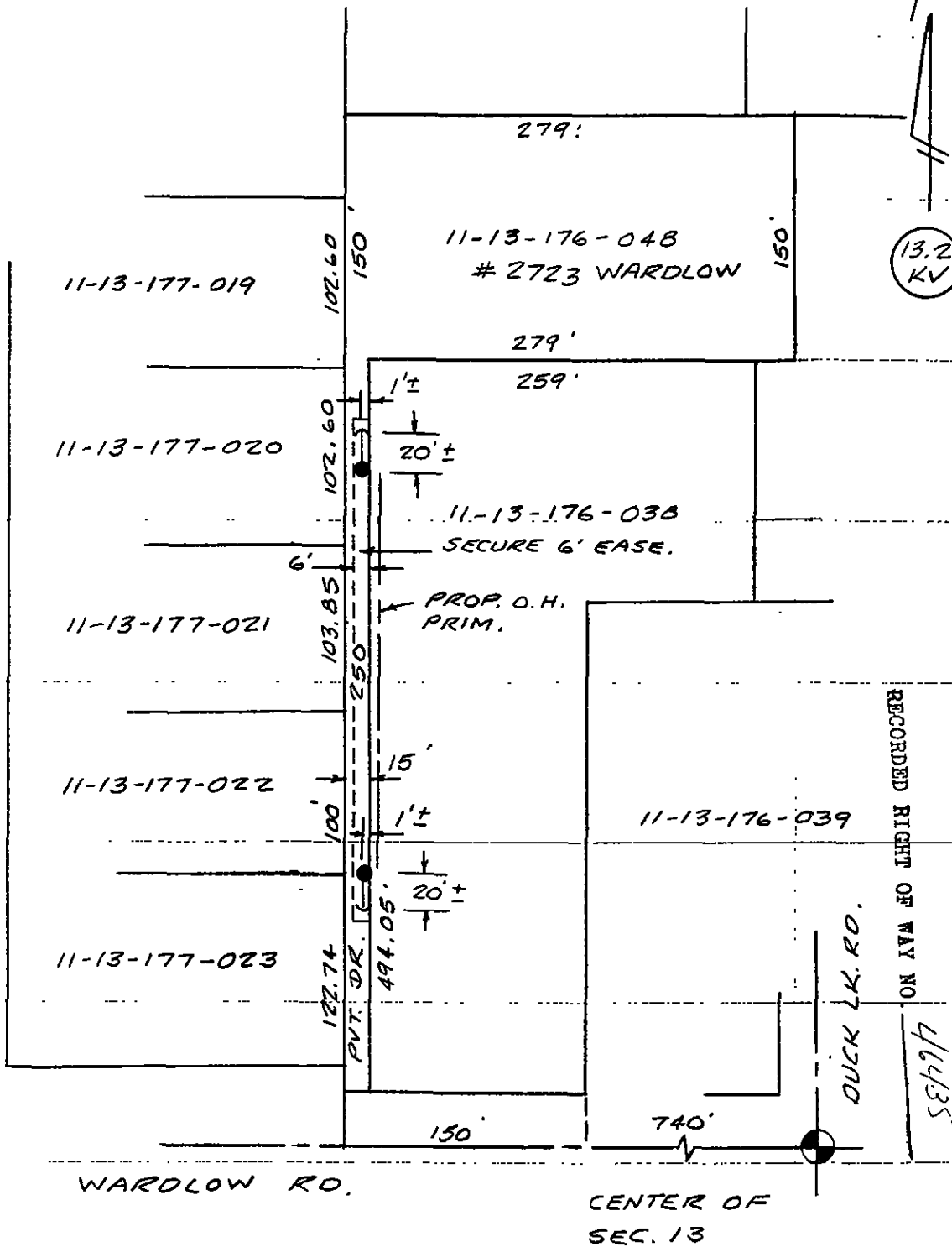
RECORDED RIGHT OF WAY NO.

46435

9.00
2.00 DMAT

OK - G.K.

FOXFIELD LN.



RECORDED RIGHT OF WAY NO. 46435

DUCK LK. RD.

1. ARMLESS CONST.

WARDLOW RD.

CENTER OF SEC. 13

ATLAS #940.6129

LEGEND			
	FOREIGN POLE		
	EXIST D.E. CO POLE		
	PROPOSED POLE		
	EXIST ANCHOR		
	PROPOSED ANCHOR		
	TREE		
	120/240 VOLT LINE		
	4800 VOLT LINE		
	13,200 VOLT LINE		
	40,000 VOLT LINE		

THE DETROIT EDISON COMPANY-SERVICE PLANNING DEPARTMENT			
CITY OR TOWNSHIP HIGHLAND	COUNTY OAKLAND	QTR. & TWP. SECT. NO. NW 13	DEPT. ORDER NO. A-53116
MAP SECT. 1-202-424	TOWN T3N	RANGE R7E	JOINT R/W REQUIRED YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>
PROJECT NAME JEFF KERN	TEL ENGR & DIST	R/W NO. R-9406129-01	
CIRCUIT DC-8255 WDL0W	REASON NEW RES. CUST. AT 2723 WARDLOW		PROJ OR PART NO.
PLANNER RON GRAY	645-4027	SCALE 1"=100'	OFW S.O. OR P.E. NO.
DATE 8-2-94			BUDGET ITEM NO.