

**UNDERGROUND EASEMENT (RIGHT OF WAY) NO. R-9503583-3AR**

On 10-21-95, 1995, for the consideration of system betterment, Grantor grants to Grantee a ~~permanent overhead~~ <sup>underground</sup> easement ("Right of Way") in, on and across a part of Grantor's Land called the "Right of Way Area".

"Grantor" is:

Erwin W. Schneider and Betty J. Schneider, Husband and Wife, 4620 N. Tipsico Lake, Highland, MI 48357-2031

"Grantee" is:

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

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

T3N, R7E, SEC 7, PART OF NW ERC 1/4, BEG AT PT DIST, S 00-18-20 W 455.20 FT, FROM NW SEC COR, TH S 00-18-20 W 314.30 FT, TH S 89-48-50 E 230 FT, TH S 38-21-10 E 115.25 FT, TH S 89-48-50 E 200 FT, TH N 00-18-20 E 404.45 FT, TH N 89-48-50 W 502 FT TO BEG 4.11 A. SIDWELL # 11-07-100-010.

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

AS SHOWN ON ATTACHED DECO DRAWING NO. R-9503583-3AR DATED 7-27-95. WIDTH OF RIGHT OF WAY IS TEN (10) FEET.

1. **Purpose:** The purpose of this Right of Way is to construct, reconstruct, modify, add to, operate and maintain underground utility line facilities consisting of poles, guys, anchors, wires, manholes, conduits, pipes, cables, transformers and accessories.
2. **Access:** Grantee has the right of access to and from the Right of Way Area.
3. **Buildings 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. **Excavation:** As required by Public Act 53 of 1974, MISS DIG must be called on 1-800-482-7171 before anyone excavates in the Right of Way Area.
5. **Trees, Bushes, Branches, Roots, Structures and Fences:** Grantee may trim, cut down, remove or otherwise control any trees, bushes, branches and roots in the Right of Way Area (or that could grow into the Right of Way Area) and remove structures and fences in the Right of Way Area that Grantee believes could interfere with the safe and reliable construction, operation and maintenance of Grantee's facilities. No trees, plant life, structures and fences shall be planted, grown or installed within 8 feet of the front door and within 2 feet of the other sides of transformers and switching cabinet enclosures. Grantee shall not be responsible to Grantor for damages to or removal of trees, plant life, structures and fences placed in front of transformer doors.
6. **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.
7. **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)

\_\_\_\_\_  
\_\_\_\_\_

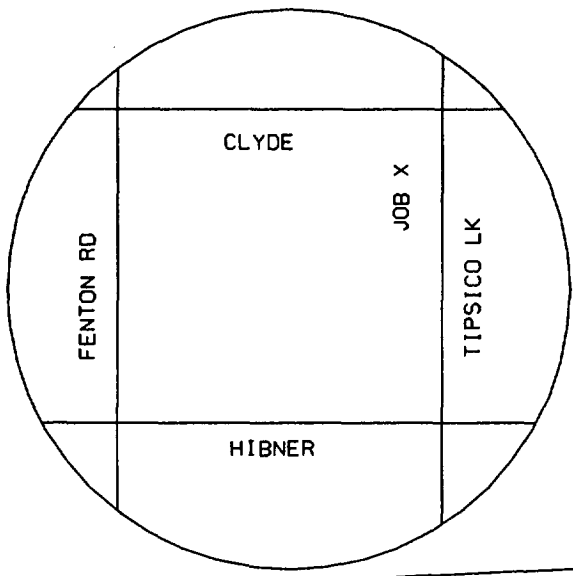
Erwin W. Schneider  
ERWIN W. SCHNEIDER  
Betty J. Schneider  
BETTY J. SCHNEIDER

Acknowledged before me in \_\_\_\_\_ County, Michigan, on \_\_\_\_\_, 1995 by Erwin W. Schneider and Betty J. Schneider.

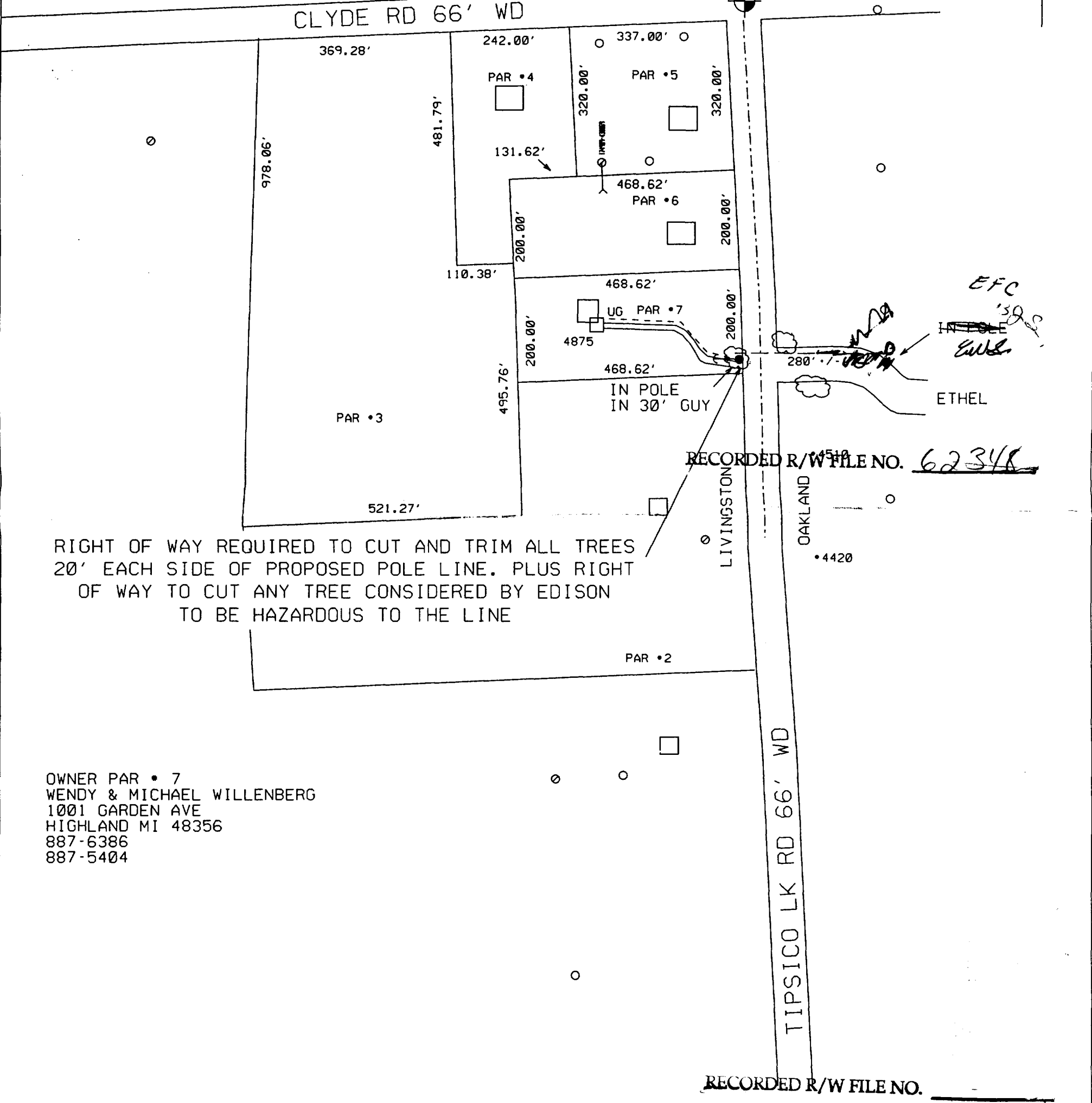
Notary's Stamp \_\_\_\_\_ Notary's Signature \_\_\_\_\_  
(Notary's name, county and date commission expires)

Prepared by and Return to: Edward F. Camps, Detroit Edison, 1095 Lawson Drive, Howell, Michigan 48843

62348  
RECORDED R/W FILE NO.



North



RIGHT OF WAY REQUIRED TO CUT AND TRIM ALL TREES 20' EACH SIDE OF PROPOSED POLE LINE. PLUS RIGHT OF WAY TO CUT ANY TREE CONSIDERED BY EDISON TO BE HAZARDOUS TO THE LINE

OWNER PAR • 7  
 WENDY & MICHAEL WILLENBERG  
 1001 GARDEN AVE  
 HIGHLAND MI 48356  
 887-6386  
 887-5404

RECORDED R/W FILE NO. \_\_\_\_\_

REVISED 8-16-95 & 9-6-95

JPL 9503583

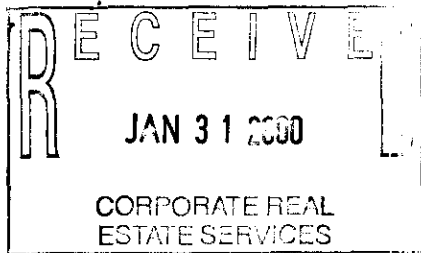
THE DETROIT EDISON COMPANY-SERVICE PLANNING DEPARTMENT			
CITY OR TWP. <b>HARTLAND</b>	COUNTY <b>LIVINGSTON</b>	TWP SEC OTR <b>12 -</b>	DEPT. ORDER NO. <b>A</b>
MAP SECT. <b>2-2-172-428</b>	TOWN RANGE <b>T3N R6E</b>	JOINT R/W REQ'D <b>NO</b>	R/W NO. <b>R-9503583-3AR</b>
PROJECT NAME <b>WILLENBERG</b>	TEL. ENGR. & DIST.		MBT MEMO#
TOWNSHIP <b>HRT</b>	SERVICE CENTER <b>HWL</b>	COMP. CODE <b>UC</b>	MAILING CITY <b>HRT</b>
CIRCUIT <b>8121 KELLOGG</b>			O.F.W. <b>9M101</b>
REASON <b>NEW HOME 4875 TIPSICO LK</b>			BUDGET ITEM NO. <b>5MHOA-MAM</b>
PLANNER <b>AL CRUTHERS PH 548-6455</b>	SCALE <b>1" = 200'</b>		DATE <b>07-27-95</b>

**LEGEND**

- EXIST. D.E.CO. POLE
- PROPOSED POLE
- ◇ FOREIGN POLE
- ⊕ EXIST. ANCHOR
- ⊖ PROPOSED ANCHOR
- ☁ TREE
- 120/240 V LINE
- 4800 V LINE
- - - 13,200 V LINE
- · · 40,000 V LINE

RECEIVED FOR RECORD

99 NOV -4 PM 2: 11



Melissa De Vaughn  
REGISTER OF DEEDS  
LAPEER COUNTY, MICHIGAN

RECORDED R/W FILE NO. 63048

**Detroit Edison Overhead Easement (Right of Way) No. 243282**

On 10-4, 1999, 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:

Carl J. Ludwig and Shirley Ludwig, husband and wife, 3389 W. Castle Road, Fostoria, MI 48435

"Grantee" is:

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

"Grantor's Land" is in Marathon Township, Lapeer County, Michigan described as:

Section 1, T9N R9E The East 204' of the West 1323.93' of the North 600' of the Northwest 1/4.

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

A 12' wide easement as shown on Exhibit "A", which is attached hereto and made a part hereof.

- 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.
- Access:** Grantee has the right of access to and from the Right of Way Area.
- Buildings or other Permanent Structures:** No buildings or other permanent structures are allowed in the Right of Way Area without Grantee's prior written consent.
- Trees, Bushes, Branches, Roots, Structures and Fences:** Grantee may trim, cut down, remove or otherwise control any trees, bushes, branches and roots in the Right of Way Area (or that could grow into the Right of Way Area) and remove structures and fences in The Right of Way Area that Grantee believes could interfere with the safe and reliable construction, operation and maintenance of Grantee's facilities.
- 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 will restore Grantor's Land as nearly as can be to its original condition.
- Successors:** This Right of Way runs with the land and binds and benefits Grantor's and Grantee's successors and assigns.

(2) Witnesses: (Type or print name below signature)

X Jeff Moore  
Jeff Moore

X Dale Hornbacher  
Dale Hornbacher

Grantor: (Type or print name below signature)

Carl J. Ludwig  
Carl J. Ludwig

Shirley Ludwig  
Shirley Ludwig

Acknowledged before me in Tuscola County, Michigan, on OCT 4, 1999, by Carl J. Ludwig and Shirley Ludwig, husband and wife.

Notary's Stamp  
**ERNEST JAMES CRAMER**  
Notary Public, Tuscola County, Michigan  
My Commission Expires April 22, 2004  
(Notary's name, county, and date commission expires)

Notary's Signature Ernest James Cramer

REPORT OF PROPERTIES AND RIGHTS OF WAY DEPARTMENT R/W REQUIRED AS INDICATED ON THIS SKETCH		PERMITS TO:	
BY	<u>SF.</u>	RECORD CENTER	<u>2</u>
DATE	<u>10-13-99</u>	R/W FILES	<u>2</u>
DATE WANTED		MBT	<u>0</u>
DISTRICT FIELDMAN	<u>Bondar</u>	ORIGINATOR	<u>2</u>
		TOTAL	<u>2</u>

North

RECORDED R/W FILE NO. 63048

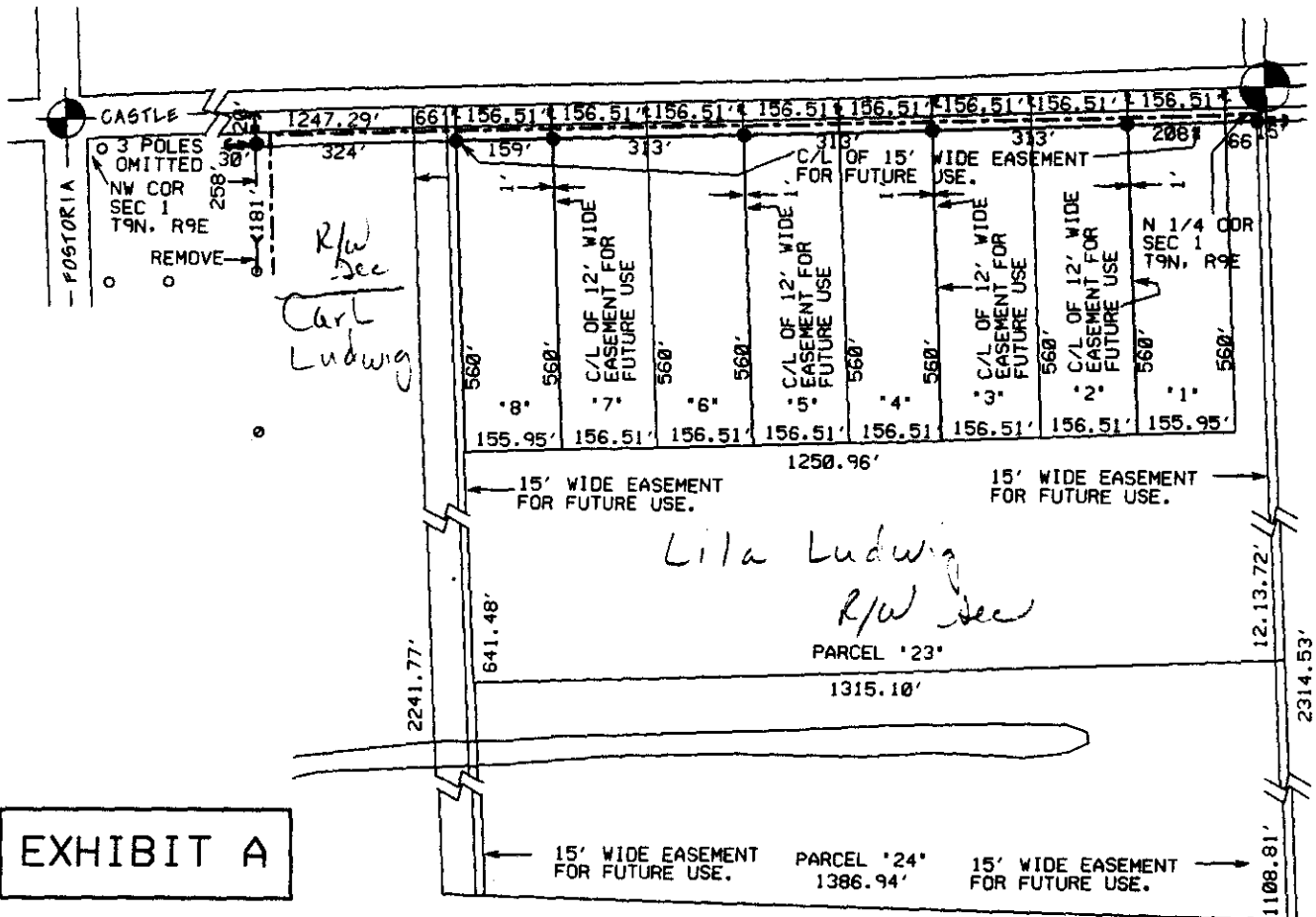


EXHIBIT A

JPL 243282/4

<p><b>LEGEND</b></p> <ul style="list-style-type: none"> <li>○ EXIST. D.E.CO. POLE</li> <li>● PROPOSED POLE</li> <li>○ FOREIGN POLE</li> <li>⊕ EXIST. ANCHOR</li> <li>⊕ PROPOSED ANCHOR</li> <li>☉ TREE</li> <li>--- 120/240 V LINE</li> <li>--- 4800 V LINE</li> <li>--- 13,200 V LINE</li> <li>--- 40,000 V LINE</li> </ul>	THE DETROIT EDISON COMPANY-SERVICE PLANNING DEPARTMENT			
	CITY OR TWP.	COUNTY	TWP SEC QTR	DEPT. ORDER NO.
	MARATHON	LAPEER	1 NW	
	MAP SECT.	TOWN RANGE	JOINT R/W REQ'D	R/W NO.
	256-632	9N 9E		243282/4
	PROJECT NAME	TEL. ENGR. & DIST.		MBT MEMO#
	LUDWIG SPLIT			
	TOWNSHIP	SERVICE CENTER	COMP. CODE	MAILING CITY
	MTN	LAP	UC	OTL
	CIRCUIT			CATV MEMO#
8089 RUSH 13.2 KV				
REASON			O.F.W.	
R/W FOR SERV. PROPERTY SPLIT CASTLE RD				
PLANNER	SCALE		BUDGET ITEM NO.	
SUZANNE M. FAIRCHILD	1" = 300'		00054	
			DATE	
			9-02-99	