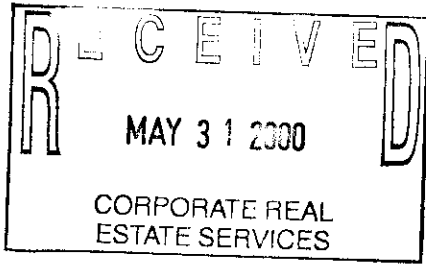


LIBER 21098 PAGE 556
\$9.00 MISC RECORDING
\$2.00 REMONUMENTATION
02/14/2000 10:52:30 A.M. RECEIPT# 12108
PAID RECORDED - OAKLAND COUNTY
G. WILLIAM CADDELL, CLERK/REGISTER OF DEEDS



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LIBER PAGE
\$1.00 TRANSFER TX COMBINED
02/14/2000 10:52:34 A.M. RECEIPT# 12108
PAID RECORDED - OAKLAND COUNTY
G. WILLIAM CADDELL, CLERK/REGISTER OF DEEDS

Detroit Edison Overhead Easement (Right of Way) No. R-257568-2

On Jan 27, ²⁰⁰⁰1999, 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:

American Aggregates of Michigan, Inc., a Michigan corporation, P.O. Box H, New Hudson, Michigan 48165

"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, Michigan described as:

SEC 4, T3N, R7E, NE 1/4 OF SW 1/4, ALSO S 1/2 OF SW 1/4. 120 ACRES. SIDWELL NO. 11-04-300-006

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

As shown on the attached Detroit Edison Company drawing No. R-257568-2, dated October 30, 1999. 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 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. 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.
- 4. 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.
- 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 will 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 and assigns.
- 7. Exemption:** Exempt Under MCL 207.505 (a) and MCL 207.526 (a).
- 8. Upon ninety (90) days' written notice from the Grantor,** The Detroit Edison Company shall, at its own expense, relocate its facilities to make way for buildings in the course of erection or other improvements on said land. Said relocation shall be to a location within the easement which is agreeable to both parties or to an alternate easement on Grantor's property, TO INCLUDE UNDERGROUND EQUIPMENT TOWNSHIP

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

X Robert R. Doyle
Robert R. Doyle

X Antonio Z. Hernandez
Antonio Z. Hernandez

Grantor: (Type or print name below signature)

American Aggregates of Michigan, Inc.,
a Michigan corporation

BY: L. Steven Weiner
L. STEVEN WEINER

ITS: Authorized Agent

Acknowledged before me in OAKLAND County, Michigan, on JAN 27, ²⁰⁰⁰1999, by L. STEVEN WEINER the AUTHORIZED AGENT of American Aggregates of Michigan, Inc., a Michigan corporation, for the Corporation.

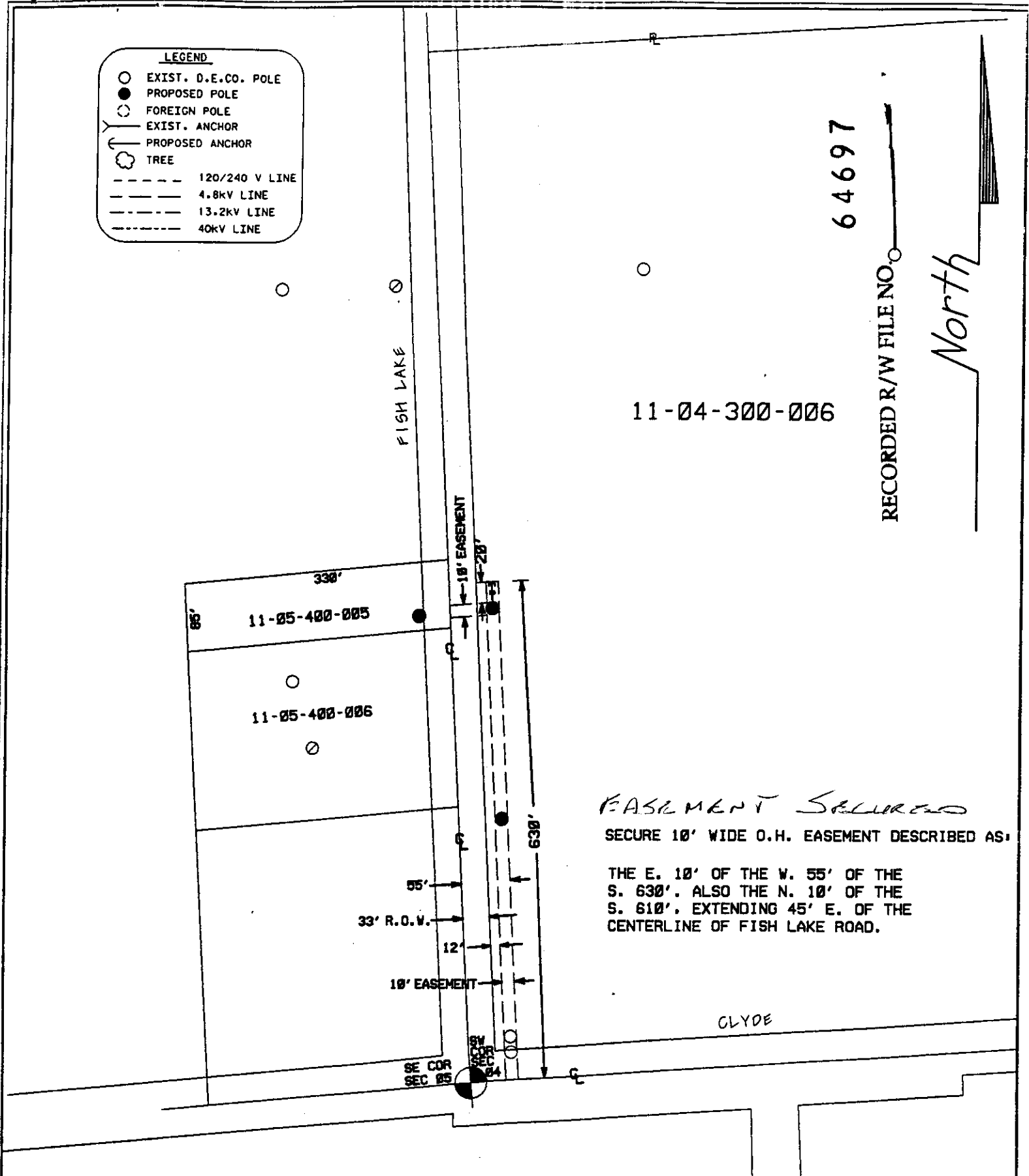
Notary's Stamp: **TERRY L. BENEDICT**
Notary Public, Oakland County, MI
My Commission Expires May 14, 2001
Notary's Signature: Terry L. Benedict
(Notary's name, county, and date commission expires)

RECORDED R/W FILE NO. 64697

LEGEND

- EXIST. D.E.CO. POLE
- PROPOSED POLE
- FOREIGN POLE
- ⊕ EXIST. ANCHOR
- ⊕ PROPOSED ANCHOR
- ☼ TREE

- 120/240 V LINE
- 4.8KV LINE
- 13.2KV LINE
- 40KV LINE



EASEMENT SECURED

SECURE 10' WIDE O.H. EASEMENT DESCRIBED AS:

THE E. 10' OF THE W. 55' OF THE S. 630'. ALSO THE N. 10' OF THE S. 610', EXTENDING 45' E. OF THE CENTERLINE OF FISH LAKE ROAD.

RFW Description 5105 FISH LAKE RD - NEEDS POWER				PD 1	SRW 2	PH 12	PLC 0	Conj. Group A	RFW Number 257568	
Circuit #1 DC 9079 CLYDE	Circuit #2	Service Center#1 New Hudson	Service Center#2	COH 17	COS 0	CUG 0	CUL 0	CUT 0	CUS 0	
Worksite City		Worksite Twp. HIGHLAND		Worksite County						
Town	Range	Sect	Otr	Planner Name Hernandez, Antonio Z		Commit Date 10/30/1999	Scale 1" = 150'	Plot Date 10/30/1999		