

OVERHEAD EASEMENT (RIGHT OF WAY) NO. O-1315 R-1

On Oct 3, 1991, 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:

Daniel C. Homrich and Jean Homrich, husband and wife, 1596 Kingsmere Circle, Rochester Hills, Michigan 48309

"Grantee" is:

The Detroit Edison Company, a Michigan corporation, 2000 Second Avenue, Detroit, Michigan 48226
Michigan Bell Telephone Company, a Michigan corporation, 444 Michigan Avenue, Detroit, Michigan 48226
United Artists Cable of Oakland County, Inc., 4500 Delemere Blvd., Royal Oak, MI 48073

"Grantor's Land" is in the City of Rochester Hills, Oakland County, described as:

Part of NW 1/4, Sec 28, T3N, R11E, beg at pt dist E 1971.18 ft from NW sec cor, th E 200 ft, th S 00°02'00" E 340 ft, th W 200 ft, th N 00°02'00" W 340 ft to beg 1.56 acres. Sidwell No: 15-28-126-025

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

The E 15 ft and the S 5 ft of the above described property. AVON

- 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 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)

Donna J. Thompson
DONNA J. THOMPSON

Daniel C. Homrich
Daniel C. Homrich

Larry Stobbe
LARRY STOBBE

Jean L. Homrich
Jean L. Homrich

Acknowledged before me in Macomb County, Michigan, on Oct. 3, 1991 by Daniel C. Homrich and Jean L. Homrich, husband and wife.

SALLY J. CZESZEWSKI
Notary Public, Macomb County, MI
My Commission Expires Dec. 2, 1994

Notary's Stamp

Notary's Signature

Sally J. Czeszewski

Prepared by and Return to: Terry L. Benedict, 30400 Telegraph Rd., Suite 277, Birmingham, Mi 48025

Handwritten initials/signature

RECORDED RIGHT OF WAY NO. 42226