



Real Estate and Rights of Way

Joint Overhead and Underground Right of Way Agreement

MAY 19TH, 19 89

For good and valuable consideration of system betterment, the undersigned hereby grant and convey to THE DETROIT EDISON COMPANY, a Michigan corporation of 2000 Second Avenue, Detroit, Michigan, and

General Telephone Company of Michigan, a Michigan corporation of 455 E. Ellis, Muskegon, Michigan 49441

hereinafter referred to collectively as 'GRANTEE,' the right to construct, reconstruct, modify, add to, operate and maintain overhead and underground line facilities consisting of poles, guys, anchors, conduits, wires, cables, manholes, transformers and accessories required to provide electric and communication services in, under, upon,

over and across property located in the Township of Brandon, County of Oakland, State of Michigan, further described as:

The North ten (10) ft. of the South 54 ft. of the West 60 ft. of the following described property: Part of the N.W. fractional 1/4 of Section 2, T5N, R9E, beginning at the W. 1/4 corner, thence N. 199 ft., thence N. 89°46'45" E. 1322.66 ft., thence S. 00°26'04" W. 199.01 ft., thence S. 89°46'45" W. 1321.15 ft. to point of beginning. (6.04 Acres)

Sidwell #03-02-100-027 Part Parcel

#92 REG DEEDS REC
0001 SEP 13 89 11:57A
1457 MISS 12:00

RECORDED RIGHT OF WAY NO. 39635

as shown on the attached drawing R/W 0-9419 R1 (DATED 4-18-89) which is made a part hereof.

The right of way is ten (10) feet in width.

The rights hereby granted include the right of access to and from the right of way and the right to trim, cut down or otherwise control trees, brush or roots of any kind either within the right of way or on property adjoining the right of way which in the opinion of the GRANTEE interferes with the construction or operation of the line facilities. It is expressly understood and agreed that the GRANTEE shall, at no time, trim or cut down any trees unless, in the GRANTEE'S opinion, it is absolutely necessary to do so. The GRANTEE shall restore premises to its original condition or as near as can be in the event of damages caused by its employes, contractors, vehicles and equipment entering premises for the purposes set forth herein.

No buildings or structures are to be placed within said right of way herein granted without the written consent of the GRANTEE

This grant is declared to be binding upon the heirs, successors, lessees, licensees and assigns of the parties hereto.

IN WITNESS WHEREOF, the undersigned have hereunto set their hand(s) on the date of this agreement.

Witnesses:

Grantors:

Shirley Bohr
SHIRLEY BOHR
Brian Bohr
BRIAN BOHR

Richard J. Branch
Richard J. Branch
Janet A. Branch
Janet A. Branch, his wife

13.00

Prepared by: C. George Williams/vkc
The Detroit Edison Company
30400 Telegraph Road, Suite 277
Birmingham, MI 48010

Address: O.K. - RR
1520 Connell

Ortonville, MI 48462

APPROVED AS TO FORM 8/23/82 DATE
LEGAL DEPARTMENT [Signature]

State of Michigan)
) SS:
County of Oakland)

On this 19th day of May, 1989, the foregoing instrument was acknowledged before me, a notary public in and for said county, by Richard J. Branch and Janet A. Branch, his wife.

C. GEORGE WILLIAMS
Notary Public, Oakland County, MI
My Commission Expires Dec. 2, 1991

My Commission Expires: _____

C. George Williams

C. George Williams
Notary Public, Oakland County, Michigan

RECORDED RIGHT OF WAY NO. 39635

Witnesses:

C. George Williams
C. George Williams

Howard H. Miller
Howard H. Miller

Edward J. Jansen, Jr.
EDWARD J. JANSEN, JR.
EDWARD J. JANSEN, JR.

Judy Miller
Judy M. Miller, his wife

430 RISSMAN LANE
ORTONVILLE, MI 48462

State of Michigan)
County of OAKLAND) SS:

On this 5TH day of JULY, 1989, the foregoing instrument was acknowledged before me, a notary public in and for said county, by Howard H. Miller and Judy M. Miller, his wife.

C. GEORGE WILLIAMS
Notary Public, Oakland County, MI
My Commission Expires Dec. 2, 1991

My Commission Expires: _____

C. George Williams
C. George Williams
Notary Public,
County, Michigan

RECORDED RIGHT OF WAY NO. 39635

APPLICATION FOR RIGHT OF WAY
DE FORM VS 80 5-74 95

PLEASE SECURE RIGHT OF WAY AS FOLLOWS.

LOCATION 1541 CONNELL RD.

DATE _____

APPLICATION NO. 09419

CITY OR VILLAGE BRANDON TWP.

DEPT ORDER NO _____

O F W NO _____

TOWNSHIP BRANDON COUNTY OAKLAND

BUDGET ITEM NO _____

DATE BY WHICH RIGHT OF WAY IS WANTED 5-8-89

INQUIRY NO. _____

THIS R/W IS 100 % OF TOTAL PROJECT NO 1 ACCUM. _____ %.

JOINT RIGHT OF WAY REQUIRED YES NO

09642 HERTVELAS GTE OWOSSOMICK

NOTE: Identify on print or sketch the subdivisions as to section, location and liber and page.

KIND AND DESCRIPTION OF RIGHT OF WAY REQUESTED 10 RECORDED UG EASEMENT

PURPOSE OF RIGHT OF WAY TO PROVIDE SERVICE TO 1541 CONNELL

SIGNED William G. McDonald

OFFICE _____ DEPARTMENT _____

REPORT OF REAL ESTATE AND RIGHTS OF WAY DEPT.

RECORDED RIGHT OF WAY NO.

39635

Joint recordable underground right of way obtained as requested per attached drawing. Contacts made by C. George Williams, Representative; Real Estate, Rights of Way and Claims; Oakland Division.

PERMITS IN RECORD CENTER 1 R.E. & R/W DEPT. FILE 2 GRANTOR Branch

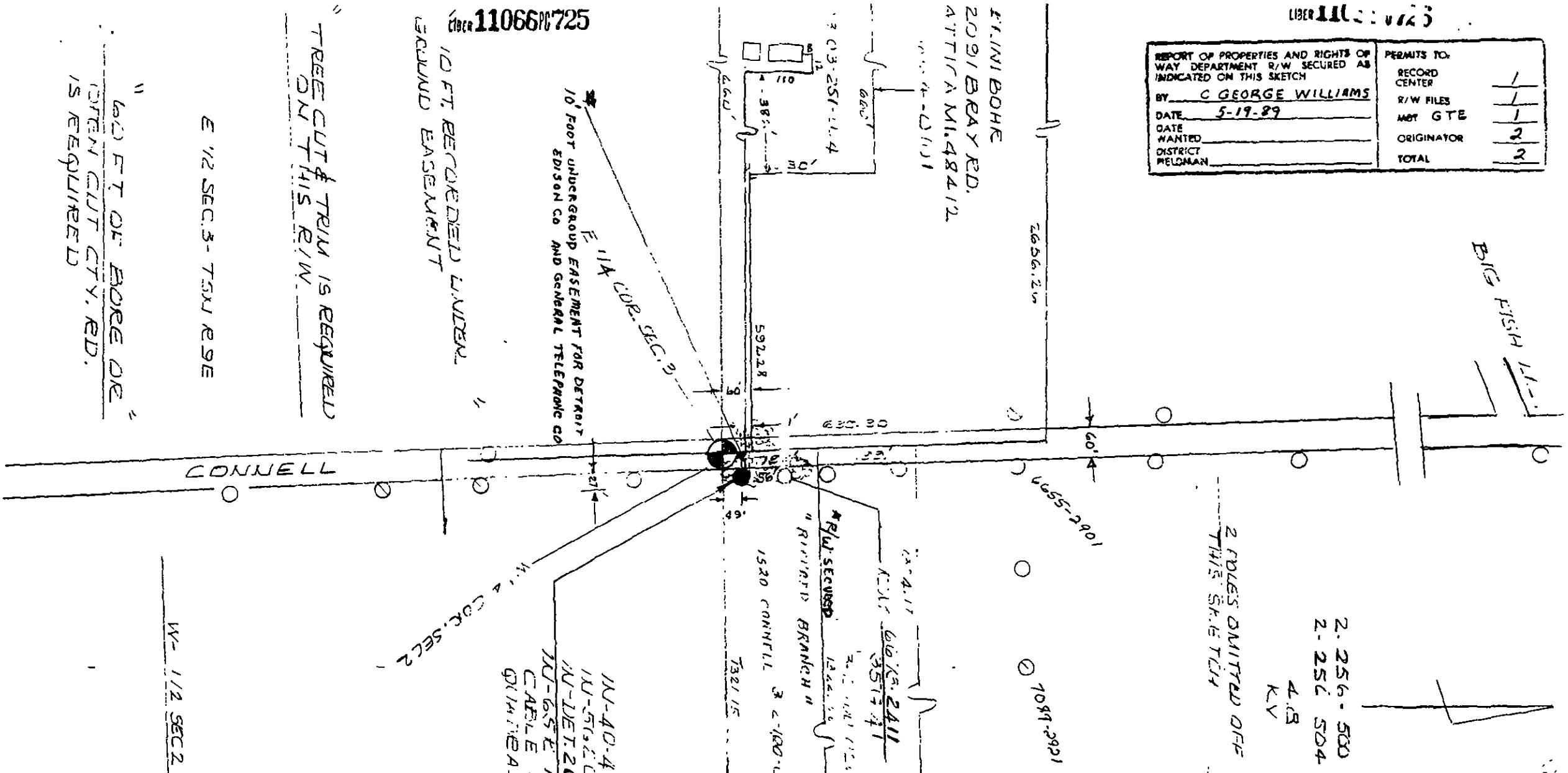
NO OF PERMITS 2 NO OF STRUCTURES _____ NO OF MILES _____ PERMITS TO GTE 1

DATE September 8, 1989 SIGNED James D. McDonald
James D. McDonald, Sr. Representative

4/19/89

LIBER 11066 P 725

REPORT OF PROPERTIES AND RIGHTS OF WAY DEPARTMENT R/W SECURED AS INDICATED ON THIS SKETCH		PERMITS TO:	
BY	C GEORGE WILLIAMS	RECORD CENTER	1
DATE	5-17-89	R/W FILES	1
DATE WANTED		MOT GTE	1
DISTRICT		ORIGINATOR	2
MELOMAN		TOTAL	2



RETURN TO
 J D McDONALD
 THE DETROIT EDISON COMPANY,
 30400 TELEGRAPH ROAD, 277 OAKDA
 BIRMINGHAM, MICHIGAN 48010

THE DETROIT EDISON COMPANY - SERVICE PLANNING DEPARTMENT			
CITY OR TWP	COUNTY	STR. & TWP. SECT. NO.	DEPT. ORDER NO.
BRAXLTON	OAKLAND	E 1/4 3	
MAP SECT.	TOWN	RANGE	JOINT R/W REQUIRED
2-256-500	5N	R3E	YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>
PROJECT NAME	TEL. ENGR. & DIST.		PROJ. OR PART NO.
DC 8074 OXFORD TO DN-4.8			
CIRCUIT	REASON		D.F.W. S.O. OR P.E. NO.
	R/W TO SERVE 1541 CONNELL		
PLANNER	SCALE	DATE	BUDGET ITEM NO.
JOHNNIE MARTIN	1=200	4-18-89	

LEGEND	
○	FOREIGN POLE
○	EXIST. D. E. CO. POLE
○	PROPOSED POLE
○	EXIST. ANCHOR
○	PROPOSED ANCHOR
○	TREE
---	120/240 V LINE
---	4800 V LINE
---	13 200 V LINE
---	20 000 V LINE