

**OVERHEAD EASEMENT (RIGHT OF WAY) NO. O-1429**

On Sept 19, 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:**

Mark W. Jacobs and Mary K. Jacobs, husband and wife, 3520 Drahner Road W., Oxford, Michigan 48371

**"Grantee" is:**

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

# **"Grantor's Land" is in Brandon Township, Oakland County, Michigan described as:**  
Sec. 16, T5N., R9E., part of NW 1/4 beg at pt dist W 346.50 ft from N 1/4 cor, th S 00°24'08" W 238.36 ft, th S 42°45'10" E 171.10 ft, th E 229.47 ft, th S 00°24'08" W 954.90 ft, th N 88°55'13" W 222.32 ft, th N 00°07'15" E 851 ft, th N 42°45'10" W 271.95 ft, th N 00°24'08" E 264 ft, th E 66 ft to beg. 5.66 acres. Sidwell No: 03-16-126-008

#92 REG/DEEDS PAID  
0001 DEC.10 '91 02:34PM  
7451 MISC 7.00

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

The east ten feet of the north 50 feet of the above described property.

Pt of 03-16-126-018

- 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:

Harold Ball  
Harold Ball

Eleanor A Ball  
Eleanor A. Ball

Grantor:

Mark W. Jacobs  
Mark W. Jacobs

Mary K. Jacobs  
Mary K. Jacobs

57.00  
2000 int

Acknowledged before me in Oakland County, Michigan, on September 19, 1991

by MARK W. JACOBS AND MARY K. JACOBS, HUSBAND AND WIFE.

PAMELA S. TANNER  
Notary Public Oakland County, Michigan  
Notary's Commission Expires December 27, 1993  
Notary's Stamp

Notary's Signature Pamela S. Tanner

Prepared by and Return to:

Terry L. Benedict, 30400 Telegraph Rd., Suite 277, Birmingham, Mi 48025