

LIBER 12223 PG 722

UNDERGROUND EASEMENT (RIGHT OF WAY) NO. O-1512

On Oct 29, 1991, for the consideration of system betterment, Grantor grants to Grantee a permanent underground easement ("Right of Way") in, on and across a part of Grantor's Land called the "Right of Way Area".

"Grantor" is:

Roger Ingles and Lisa Post-Ingles, husband and wife, P.O. Box 315, Lake Orion, Michigan 48361-0315

"Grantee" is:

The Detroit Edison Company, a Michigan corporation, 2000 Second Avenue, Detroit, Michigan 48226
GTE North, Incorporated, a Wisconsin corporation, 455 E. Ellis, Muskegon, Michigan 49443
Concord Tele-Communications, a Michigan corporation, 21 S. Washington, Oxford, Michigan 48051

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

Parcel G - Part of SE 1/4, Sec. 22, T5N., R9E., beg at pt dist S 02°00'00" W 339.14 ft and N 88°00'00" W 648.50 ft from E 1/4 cor, th S 02°00'00" W 336.44 ft, th N 88°00'00" W 339.68 ft, th N 02°00'00" E 336.44 ft, th S 88°00'00" E 339.68 ft to beginning. 2.62 acres. Sidwell No: 03-22-400-038

B#92 REG/DEEDS PAID
0001 DEC.10 '91 02:33PM
7491 RMT FEE 2.00

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

The south 12 feet of the north 78 feet and also the west 6 feet of the north 66 feet of the above described property.

- 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)

Vera J. Ashley
VERA J. ASHLEY

Elizabeth J Parrish
ELIZABETH J PARRISH

Roger Ingles
Roger Ingles

Lisa Post-Ingles
Lisa Post-Ingles

7.00
2.00

Acknowledged before me in OAKLAND County, Michigan, on OCTOBER 29, 1991 by ROGER INGLES AND LISA POST-INGLES, HUSBAND AND WIFE.

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Notary's Stamp Mary N. Stanton
Notary Public, Oakland County, MI
My Commission Expires April 21, 1993

Notary's Signature Mary N. Stanton

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

OK - G.K.

RECORDED RIGHT OF WAY NO. 48538