

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

On 10-29, 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 A - Part of SE 1/4, Sec. 22, T5N., R9E., beg at pt dist N 88°13'38" W 988.19 ft from E 1/4 cor, th S 02°00'00" W 335.22 ft, th N 88°00'00" W 339.57 ft, th N 02°01'03" E 333.87 ft th S 88°13'38" E 339.47 ft to beginning. 2.61 acres. Sidwell No: 03-22-400-033

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

The east 6 feet of the south 78 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)

Vera J. Ashby
VERA J. ASHBY

Elizabeth J. Parrish
ELIZABETH J. PARRISH

Grantor:(type or print name below signature)

Roger Ingles
DATE REG/DEEDS PAID
0001 DEC.10 '91 02:32PM
7491 MISC 7.00

Lisa Post-Ingles

RECORDED RIGHT OF WAY NO. 42541
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.

DATE REG/DEEDS PAID
0001 DEC.10 '91 02:32PM
7491 RMT FEE 2.00

Notary's Stamp

Notary's Signature

Mary J. Thornton