

122967696

OVERHEAD AND UNDERGROUND EASEMENT (RIGHT OF WAY) NO. O-1543

On NOVEMBER 14, 1991, for the consideration of system betterment, Grantor grants to Grantee a permanent overhead and underground easement ("Right of Way") in, on and across a part of Grantor's Land called the "Right of Way "Grantor" is:

David R. McLachlan and Billie Jean McLachlan, husband and wife, 1695 Burrus Road, P.O. Box 361, Ortonville, Michigan 48462

"Grantee" is:

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

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

Part of SE 1/4, Sec. 22, T5N., R9E., beg at pt dist S 88°02'00" E 797.87 ft and N 10°54'15" W 955 ft and N 24°10'35" W 576.09 ft from S 1/4 cor, th N 24°10'35" W 292.21 ft, th N 77°40'22" E 550 ft, th S 04°32'07" E 333.45 ft, th S 83°22'18" W 447 ft to beginning. 3.52 acres. Sidwell No: 03-22-400-043

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

The north 10 feet of the south 33 feet of the above described property.

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- 1. Purpose: The purpose of this Right of Way is to construct, reconstruct, modify, add to, operate and maintain overhead and 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.
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.

CONVEYED RIGHT OF WAY NO. 42821

Witnesses:(type or print name below signature)

Grantor:(type or print name below signature)

David G. McLachlan DAVID G. MCLACHLAN

David R. McLachlan

Bernice E. McLachlan BERNICE E. MCLACHLAN

Billie Jean McLachlan

Acknowledged before me in OAKLAND County, Michigan, on 11-14 1991 by David R. McLachlan and Billie Jean McLachlan, husband and wife.

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SANDY R. VINCE Notary Public, Oakland County, MI My Commission Expires May 1, 1995

Notary's Signature Sandy R. Vince 7.00

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

2.00 RMC