

LIBER 12223 PG 715

UNDERGROUND EASEMENT (RIGHT OF WAY) NO. O-1495

On 10-15, 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:

Mark F. Platt and Mary B. Platt, husband and wife, 2985 M-15, Clarkston, Michigan 48348

"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

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

Part of Lots 6 & 7, Kingsley Farms, Sec 29, T5N, R9E, beg at pt dist N 00°06'13" E 237.98 ft from SE cor of Lot 7, th N 83°39'13" W 194.75 ft, th N 19°35'05" E 100 ft, th alg curve to left, rad 1492.40 ft, chord bears N 15°41'21" E 202.80 ft, dist of 202.95 ft, th S 84°22'00" E 264.59 ft, th S 26°19'29" W 320 ft, th N 83°39'13" W 16.20 ft to beg. Sidwell No: 03-29-452-006

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

The South ten (10) feet of the easterly 90 feet of the above described property.

47030

- 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.
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.

RECORDED RIGHT OF WAY NO. 462802

Witnesses:(type or print name below signature)

Grantor:(type or print name below signature)

James D. McDonald
JAMES D. McDONALD

Mark F. Platt
7491 MISC 7.00

John C. Greenlee
JOHN C. GREENLEE

Mary B. Platt
Mary B. Platt

7.00
2.00 RMT

Acknowledged before me in OAKLAND County, Michigan, on 10-15 1991 by Mark F. Platt and Mary B. Platt, husband and wife.

REG/DEEDS PAID
DEC 10 91 02:32PM
7491 RMT FEE 2.00

OK - G.K.

Notary's Stamp
Notary: JAMES D. McDONALD
My Commission Expires 12/31/92

Notary's Signature James D. McDonald

Prepared by and Return to: James D. McDonald, 30400 Telegraph Rd., Suite 277, B...

10/28/91
RECORDED