

Detroit Edison

LIBR 12296 PG 727

OVERHEAD EASEMENT (RIGHT OF WAY) NO. O-1557

On Nov 5, 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:

Michael Zane and Christine R. Husak, husband and wife, 2390 Seymour Lake Road, Ortonville, Michigan 48462

"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 Brandon Township, Oakland County, described as:

Part of NW 1/4, Sec. 33, T5N., R9E., beg at pt dist S 89°45'00" W 412.50 ft from N 1/4 cor, th S 00°06'38" E 1332.65 ft, th N 89°53'22" E 247.50 ft, th S 00°06'38" E 1327.61 ft, th S 89°59'51" W 313.50 ft, th N 00°06'38" W 2659.50 ft, th N 89°45'00" E 66 ft to beginning. 11.57 acres. Sidwell No: 03-33-100-049

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

The north ten (10) feet of the southerly ~~67~~ ^{67B} feet of the westerly 110 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 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.

RECORDED RIGHT OF WAY NO. 42806

Witnesses:(type or print name below signature)

Grantor:(type or print name below signature)

Roland Dixon
ROLAND DIXON

Michael Zane
Michael Zane

Ray Cumming
RAY E CUMMING

Christine R. Husak
Christine R. Husak

Acknowledged before me in Oakland County, Michigan, on Nov 5, 1991 by Michael Zane and Christine R. Husak, husband and wife.

JENNIFER L. HORTON
NOTARY PUBLIC STATE OF MICHIGAN
OAKLAND COUNTY
MY COMMISSION EXP. NOV. 29, 1992

Notary's Stamp

Notary's Signature

Jennifer L. Horton

Prepared by and Return to: James D. McDonald, 30400 Telegraph Road, Room 277, Birmingham, Michigan 48025

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