

UNDERGROUND EASEMENT (RIGHT OF WAY) NO. 0-1544

On 3/26/92, 1992, 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 J. Studley and Margaret A. Studley, His Wife, 16047 Catalpa Ridge, Holly, Michigan 48442

"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 the Village of Ortonville, Oakland County, Michigan, described as:

Parcel "B" T5N, R9E, Sec 8, Part of SW 1/4 Beg at Pt Dist S 00°06'32" W 410 Ft from W 1/4 cor, Th S 00°06'32" W 105 Ft, Th S 70°48'13" E 186.86 Ft, Th Alg Curve to right, Rad 230 Ft, Chord Bears N 30°39'26" E 105.51 Ft, Dist of 106.46 Ft, Th N 71°47'38" W 242.20 Ft to Beg. 0.49 Acres - Sidwell No: 03-08-301-021

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

The WLY 12 Ft of the ELY 42 Ft 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)

Barry W. Young
 BARRY W. YOUNG

Nancy S. Hanks
 NANCY S. HANKS

Roger J. Studley
 Roger J. Studley

Margaret A. Studley
 Margaret A. Studley

Acknowledged before me in Oakland County, Michigan, on MARCH 26, 1992 by Roger J. Studley and Margaret A. Studley, Husband and Wife.

Barry W. Young
 Notary's Stamp Oakland Co. Notary
 Comm. EXPIRES: MAY 13, 1992

Barry W. Young
 Notary's Signature

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

D9C01

OK - G.K.

RECORDED RIGHT OF WAY NO. 43914

RECEIVED PAID
 1992 JUN 05 '92 11:08AM
 6277 RMT FEE 2.00

Brandon

7.00
2.00
2.00