

OVERHEAD EASEMENT (RIGHT OF WAY) NO. R-9205509-01R

On August 10, 1992, 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:

Timothy M. Cinader and Christine M. Cinader, Husband and Wife, 2260 Metamora Road, Oxford, Michigan 48371

"Grantee" is:

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

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

Section 3, T5N, R9E, part of Southeast 1/4 beginning at point dist South 89°50'00" East 1325.38 feet and North 00°13'08" East 626.50 feet from South 1/4 corner, thence North 00°13'08" East 643.99 feet, thence North 89°50'00" West 649.14 feet, thence South 00°03'02" West 167 feet, thence along curve to right, RAD 230 feet, chord bears South 13°31'39" West 107.21 feet, dist of 108.20 feet, thence along curve to left, RAD 230 feet, chord bears South 13°31'39" West 107.21 feet, dist of 108.20 feet, thence South 00°03'02" West 268.38 feet thence South 89°50'00" East 697.22 feet to beginning. 10.01 Acres - Sidwell No:03-03-400-031

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

The Southerly 10 feet of Grantor's Land. The right of way is 10 feet in width.

- 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. Building 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.

Witnesses:(type or print name below signature)

Evan T. Spear

Susan J. Hartzell

Grantor: B#92 REG/DEEDS PAID 7.00
0001 SEP 22 '92 12:24PM
2020 RMT FEE 2.00 Rmt

Timothy M. Cinader

Christine M. Cinader

Acknowledged before me in Oakland County, Michigan, on August 10, 1992 by Timothy M. Cinader and Christine M. Cinader, Husband and Wife.

Notary's Stamp: SHERYL L. JOBNOWSKI, Notary Public, Oakland County MI, My Commission Expires May 23, 1995

Notary's Signature: Sheryl L. Jobnowski

Prepared by and Return to: John C. Greenlee, 30400 Telegraph Road, Suite 222, Birmingham, Michigan 48025/avm.

RECORDED RIGHT OF WAY NO. 43629