

UNDERGROUND EASEMENT (RIGHT OF WAY) NO. R-9205034-01

002352

On _____, 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 safed the "Right of Way Area".

"Grantor" is: 0001 JAN.05/93 11:10AM Thomas A. Tracey and Maria D. Tracey, Husband and Wife, 3845 Sherwood, Ortofville, Michigan 48462 7.00 "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, Michigan described as: Section 22, T5N, R9E, part of East 1/2 of Southeast 1/4 beginning at point dist North 88°02'00" West 562.00 feet from Southeast section corner, thence North 88°02'00" West 211.00 feet, thence North 01°58'00" East 645.44 feet, thence South 87°37'58" East 211.00 feet, thence South 01°58'00" West 643.96 feet to beginning. 3.12 Acres - Sidwell No: 03-22-400-029

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

The South 5 feet of the North 100 feet of the West 5 feet of Grantor's Land. The right of way is 5 feet in width. 1. Purpose: The purpose of this Right of Way is to construct, reconstruct, modify, add to, operate and maintain underground attility line facilities consisting of parts, comp, and accessories, wires, wires, wires, wires, wires, wires, conduits, pipes, cables, transformers and accessories.

atility line facilities consisting of performents, wires, wires, wires, 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. D The entite length from the aristing poli to the Grey's home must be broad blies of another and	
licensees and assigns. @ The entire length from the origing pote	to the crey's nome must be complety indecident
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DECON Witnesses: (type or grint name below agnature)	
V ILLIESSES: (type of arint name below fignature)	Grantor: (type or print name below signature)
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	ichigan, on <u>SEPT 16</u> ,1992
by Thomas A. Tracey and Maria D. Tracey, Husband and Wife.	
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JOHN C. GREENLEE	0001 JAN.05/93 11:10AN 🔿 🏧 🔖
Notary Public, Ockland County, MI	4702 FINT FEE of 2.00, 6 15 5
ht. Commission Evaluate Sant 40,4003	
Notary's StampNotary	s Signature form C Ranker
(Notary's name, county and date commission expires)	
Prepared by and Returneto: John C. Greenlee, 30400 Telegraph Roa	ad, Suite 222, Birmingham, Michigan 48025/avm.
Attn: Terry L. Bened	, C+ 11/9/12
TITUL C. J.	AFPROVED AS TO FORM
Tolun To Epatroit Edison CO	t LEGAL DEPARTMENT
teturn To: 19710 Orchard Lake	Rol Land Rolling
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