

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

On 9/11, 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:

Mark C. Tracey and Elizabeth M. Tracey, Husband and Wife, 3825 Sherwood, 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, 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 773.00 feet from Southeast section corner, thence North 88°02'00" West 211.00 feet, thence North 01°58'00" East 646.91 feet, thence South 87°37'58" East 211.00 feet, thence South 01°58'00" West 645.44 feet to beginning. 3.13 Acres - Sidwell No: 03-22-400-028

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

The East 10 feet of the North 100 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 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.

Witnesses:

Thomas A Tracey
Thomas A TRACEY
Maria D Tracey
MARIA D. TRACEY

Grantor:

Mark C. Tracey
Elizabeth M. Tracey O.K. - LM
Elizabeth M. Tracey

Acknowledged before me in MACOMB IN OAKLAND County, Michigan, on Sept. 11, 1992 by Mark C. Tracey and Elizabeth M. Tracey, Husband and Wife.

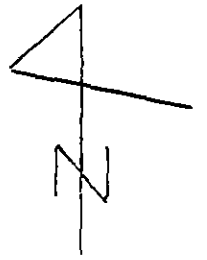
Notary's Stamp COMM. EXP 4-3-95 Notary's Signature

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

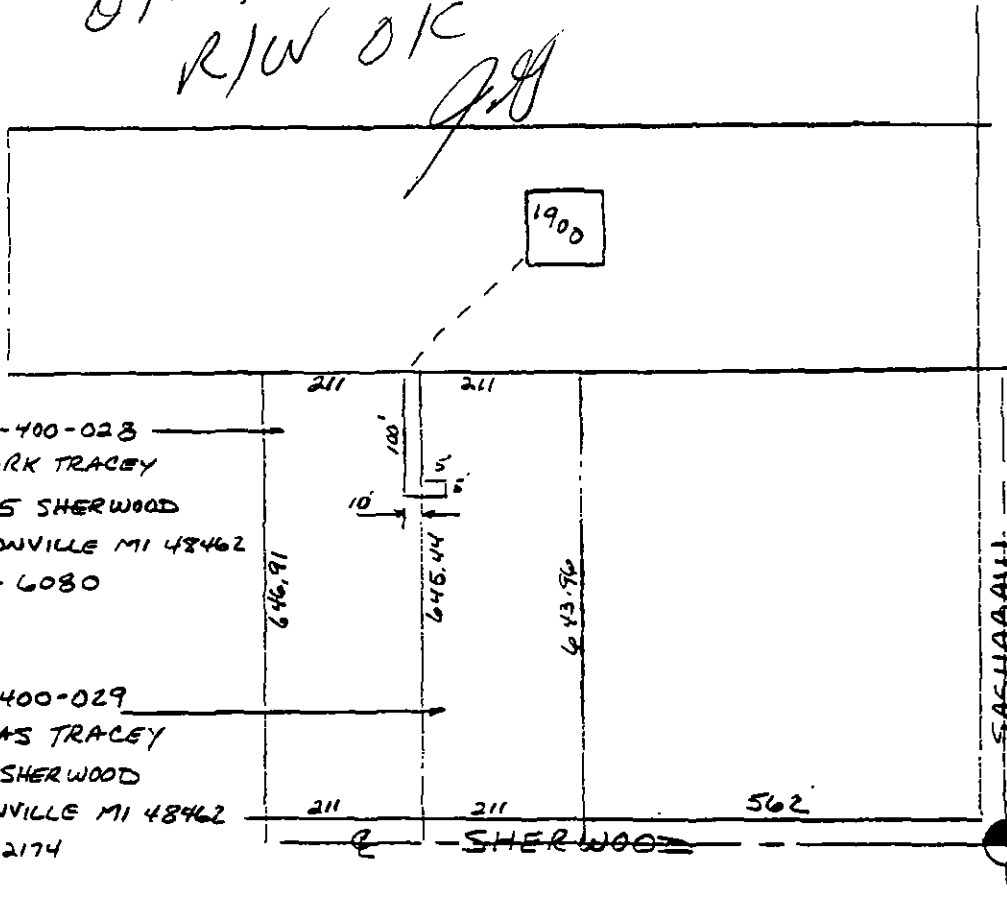
RECORDED RIGHT OF WAY NO. 44088

Return to: Ann: Terry C Benedict Detroit Edison Co 1970 Orchard St Rd

APPROVED AS TO FORM 11/9/92 DATE LEGAL DEPARTMENT



9/16/92
 OK TO CONSTRUCT
 R/W OK
 J.S.



SID# 03-22-400-028
 OWNER: MARK TRACEY
 3825 SHERWOOD
 ORTONVILLE MI 48462
 # 627-6080

SID# 03-22-400-029
 OWNER: THOMAS TRACEY
 3845 SHERWOOD
 ORTONVILLE MI 48462
 # 943-2174

RECORDED RIGHT OF WAY NO. 44087 + 44088

- LEGEND**
- FOREIGN POLE
 - EXIST D.E. CO. POLE
 - PROPOSED POLE
 - EXIST ANCHOR
 - PROPOSED ANCHOR
 - TREE
 - 120/240 VOLT LINE
 - 4800 VOLT LINE
 - 13,200 VOLT LINE
 - 40,000 VOLT LINE

THE DETROIT EDISON COMPANY-SERVICE PLANNING DEPARTMENT			
CITY OR TOWNSHIP BRANDON	COUNTY OAKLAND	QTR. & TWP. SECT. NO. S.E. 1/4 22	DEPT. ORDER NO.
MAP SECT. 2-256-430	TOWN 5	RANGE 9	JOINT R/W REQUIRED YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>
PROJECT NAME GLAY RES.	TEL. ENGR & DIST DOUG CHING 653-9715	R/W NO. 7-9205034	
CIRCUIT	PROJ. OR PART NO.		OFW SO. OR PE. NO.
REASON SECURE U.G. EASEMENT TO SERVE 1900 SASHABAW	BUDGET ITEM NO.		DATE 7-31-92
PLANNER R. SOUSA	SCALE		