

UNDERGROUND EASEMENT (RIGHT OF WAY) NO. R-9308001-01

On 10-2, 1993, 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:

Kevin C. King and June T. King, Husband and Wife, 29177 Heritage Court, Southfield, Michigan 48076

"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 Telecommunications, a Michigan corporation, 2410 Metamora Road, Oxford, Michigan 48371

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

Part of Southwest 1/4 of Northeast 1/4 of Section 15, T5N, R9E, beginning at point distance South 00°02'28" W 2157.40 feet from North 1/4 corner; thence South 89°58'32" E 1326.47 feet; thence South 00°04'48" W 166.00 feet; thence North 89°58'32" W 1326.35 feet; thence North 00°02'28" E 166.00 feet to beginning. 5.05 acres. Sidwell No: 03-15-251-010

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

The East 10 feet of the West 68 feet of the North 25 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. 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)

Mary M. Buckley
Mary M. Buckley

Kevin C. King
Kevin C. King

Philip Dunn
Philip Dunn

June T. King
June T. King

Acknowledged before me in OAKLAND County, Michigan, on OCTOBER 2, 1993 by Kevin C. King and June T. King, Husband and Wife.

MARY M. BUCKLEY
Notary Public, Oakland County, MI
My Commission Expires April 4, 1994

Notary's Signature Mary M. Buckley

Prepared by and Return to: John C. Greenlee, 1970 Orchard Lake Road, Sylvan Lake, Michigan 48320/kjk.

BASE REG/DEEDS PAID
0001 NOV 29 93 12:09PM
5886 RMT FEE 7.00

RECORDED RIGHT OF WAY NO. 45358

Ret-over

O.K. - J.S.



2388 MICH
0001 NOV 29 2000
0000 00 00 00 00

RETURN TO:
TERRY L. BENEDICT
THE DETROIT EDISON COMPANY
1970 ORCHARD LAKE ROAD
SYLVAN LAKE, MI 48320

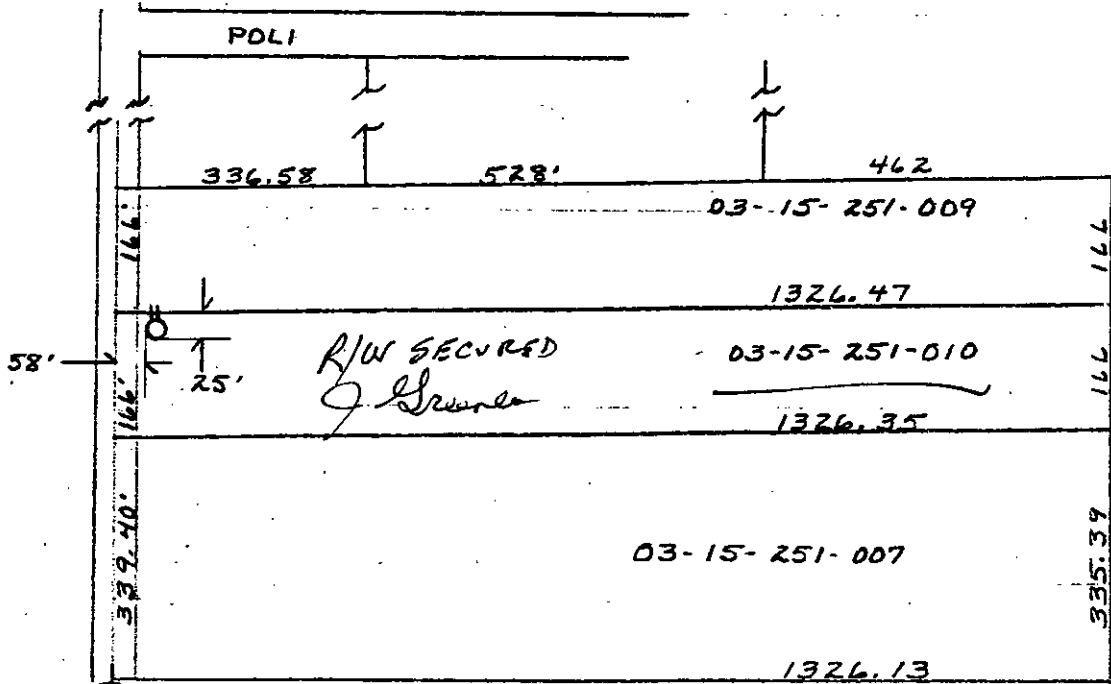
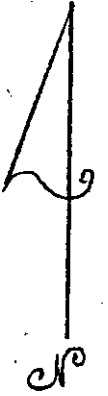
APPROVED AS TO FORM 10/11/93 DATE
LEGAL DEPARTMENT DWPK

11-11-93

PLEASE OBTAIN A RECORDED EASEMENT FOR
 UNDERGROUND SERVICE TO SIDWELL
 # 03-15-251-009 FROM SIDWELL # 03-15-251-010.

SYMBOLS

- EXISTING POLE
- = 10' WIDE UNDERGROUND EASEMENT



SW COR NW 14
 E 1/2 SEC 15

RECORDED RIGHT OF WAY NO. 45358

RIW DRAWING - R-9308001-01
 SUZANNE M. FAIRCHILD
 8-30-93