

OVERHEAD AND UNDERGROUND EASEMENT (RIGHT OF WAY) NO. R-9311693-01

On DEC 17, 1993, for the consideration of system betterment, Grantor grants to Grantee a permanent overhead and underground easement ("Right of Way") in, on and across a part of Grantor's Land called the "Right of Way Area".

"Grantor" is:

Stanley C. Sulinski and Carol L. Sulinski, husband and wife, 7303 Buckhorn, West Bloomfield, Michigan 48324

"Grantee" is:

The Detroit Edison Company, a Michigan corporation, 2000 Second Avenue, Detroit, Michigan 48226
Michigan Bell Telephone Company, a Michigan corporation, 444 Michigan Avenue, Detroit, Michigan 48226
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 Section 13, T5N, R9E, beginning at point distance North 88°08'32" W 663.74 feet and North 02°08'05" E 1536.75 feet and South 88°06'12" E 87 feet from South 1/4 corner; thence North 28°37'37" E 60 feet; thence North 28°14'18" E 540.01 feet; thence South 88°06'12" E 310 feet; thence South 02°04'10" W 550 feet; thence North 86°51'38" W 575.08 feet to beginning. 5.54 acres. Sidwell No: 03-13-300-029

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

As shown on the attached D.E. Company Drawing No. R-9311693-01 dated November 10, 1993.

- Purpose:** The purpose of this Right of Way is to construct, reconstruct, modify, add to, operate and maintain overhead and underground utility line facilities consisting of poles, guys, anchors, wires, manholes, conduits, pipes, cables, transformers and accessories.
- Access:** Grantee has the right of access to and from the Right of Way Area.
- 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.
- 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.
- 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.
- 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.
- Successors:** This Right of Way runs with the land and binds and benefits Grantor's and Grantee's successors, lessees, licenses and assigns.

RECORDED RIGHT OF WAY NO. 451660 R

Witnesses: (type or print name below signature)

Mike Taylor
MIKE TAYLOR
Brian Wright
BRIAN WRIGHT

Grantor: (type or print name below signature)

Stanley C. Sulinski
Stanley C. Sulinski
Carol L. Sulinski
Carol L. Sulinski

B#92 REG/DEEDS PAID
0001 FEB.04'94 12:07PM
5066 MISC 9.00

9.00
2.00
RMC

Acknowledged before me in ONE LAND County, Michigan, on 0001 FEB.04'94 12:08PM, 1993 by Stanley C. Sulinski and Carol L. Sulinski, husband and wife.

B#92 REG/DEEDS PAID
0001 FEB.04'94 12:08PM
5066 RMT FEE 2.00

Notary's Stamp
CLARA HAHNEFELD
NOTARY PUBLIC - OAKLAND COUNTY, MICH.
MY COMMISSION EXPIRES 02-11-96
(Notary's name, county and date commission expires)

Notary's Signature Clara Hahnefeld

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