

OVERHEAD EASEMENT (RIGHT OF WAY) NO. R-9402263-01

**\$ 2.00 MISCELLANEOUS RECORDING
\$ 2.00 RENOVATION
26 AUG 94 2:30 P.M. RECEIPT# 131B
RECORDED - OAKLAND COUNTY
LYNN D. ALLEN, CLERK/REGISTER OF DEEDS**

On May 16, 1994, 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:

Gary H. Whitlock and Deborah Whitlock, husband and wife, 6400 Oakhill Road, Ortonville, Michigan 48462

"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:

Lot 8 of "Quail Run", a subdivision of part of the West 1/2 of Section 33, T5N, R9E, as recorded in Liber 172, page 007 of Plats, Oakland County Records. Sidwell No: 03-33-300-032

172007

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

The East 10 feet of the South 22 feet of the 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)

Grantor:(type or print name below signature)

Norma Cowasin
Mark P. Jarnevich

Gary H. Whitlock
 Gary H. Whitlock
Deborah J. Whitlock
 Deborah Whitlock

Acknowledged before me in OAKLAND County, Michigan, on MAY 16, 1994 by Gary H. Whitlock and Deborah Whitlock, husband and wife.

DUANE J. BAUER
 NOTARY PUBLIC-OAKLAND COUNTY, MICH.
 MY COMMISSION EXPIRES 01-21-99
 (Notary's name, county and date commission expires)

Notary's Signature *Duane J. Bauer*

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

RECORDED RIGHT OF WAY NO.

*46256
750
2.00*

O.K. - J.S.

55.12'

SW CORN
SEC 33
R9W R.9E
BRANDON TWP.

HADLEY RD

03-33-300-032
CARY & DEBIE
610-1045

662

6800 ZR 6390

TREE PERMIT
REC'D FROM
6390 DASH

BAKHILL Rd

296'

165'

100'

1132.96

NW CORN
SEC 4 TAN RISE
INDEPENDENCE TWP.

6383

HADLEY RD

PROPOSED DRIVE 20 FT R/W

10 FT EASEMENT

1084'

1460'

1016'

R/W SECURED AS REQUESTED
John Greata

"PROPOSED"
R/W

08-04-100-005
KEITH & KAY FLOOD
10750 KING RD
DAVISEVILLE MI 48350
615-3586

162557
P. 55297
090914 46950



1" = 200'

R/W # - R-9402263-01

4-15-94
C. DIXON