

OVERHEAD EASEMENT (RIGHT OF WAY) NO. R-9404032-01

On 8/4, 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:

Leonard Dietrich and Donna M. Dietrich, husband and wife and L. V. Schaar, Jr. and Sharon L. Schaar, husband and wife, 480 Green Creek, Oxford, Michigan 48371

"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 1505.17 feet from South 1/4 corner; thence North 88°06'12" W 33 feet; thence North 02°08'05" E 114.32 feet; thence North 37°00'34" W 635.83 feet; thence North 88°06'32" W 226.61 feet; thence North 02°12'33" E 534.74 feet; thence South 88°03'54" E 660.32 feet; thence South 02°08'05" W 1143.40 feet to beginning. 10.85 acres. Sidwell No: 03-13-300-026

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

Shown on the attached D.E. Company Drawing No. R-9404032-01 dated 07-11-94. 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.

RECORDED RIGHT OF WAY NO. 94-265-120 46320

Witnesses:(type or print name below signature)

Mary Ann Kalivausti

MARYANN KALIVOCUSKI

John C. Greenlee
JOHN C. GREENLEE

Grantor:(type or print name below signature)

Leonard Dietrich

Donna M. Dietrich
Donna M. Dietrich

L. V. Schaar, Jr.

Sharon L. Schaar
Sharon L. Schaar

Acknowledged before me in OAKLAND County, Michigan, on AUGUST 4, 1994 by Leonard Dietrich and Donna M. Dietrich, husband and wife and L. V. Schaar, Jr. and Sharon L. Schaar, husband and wife.

JANICE R. PETRIE

Notary Public, Oakland County, MI
My Commission Expires Mar. 3, 1996

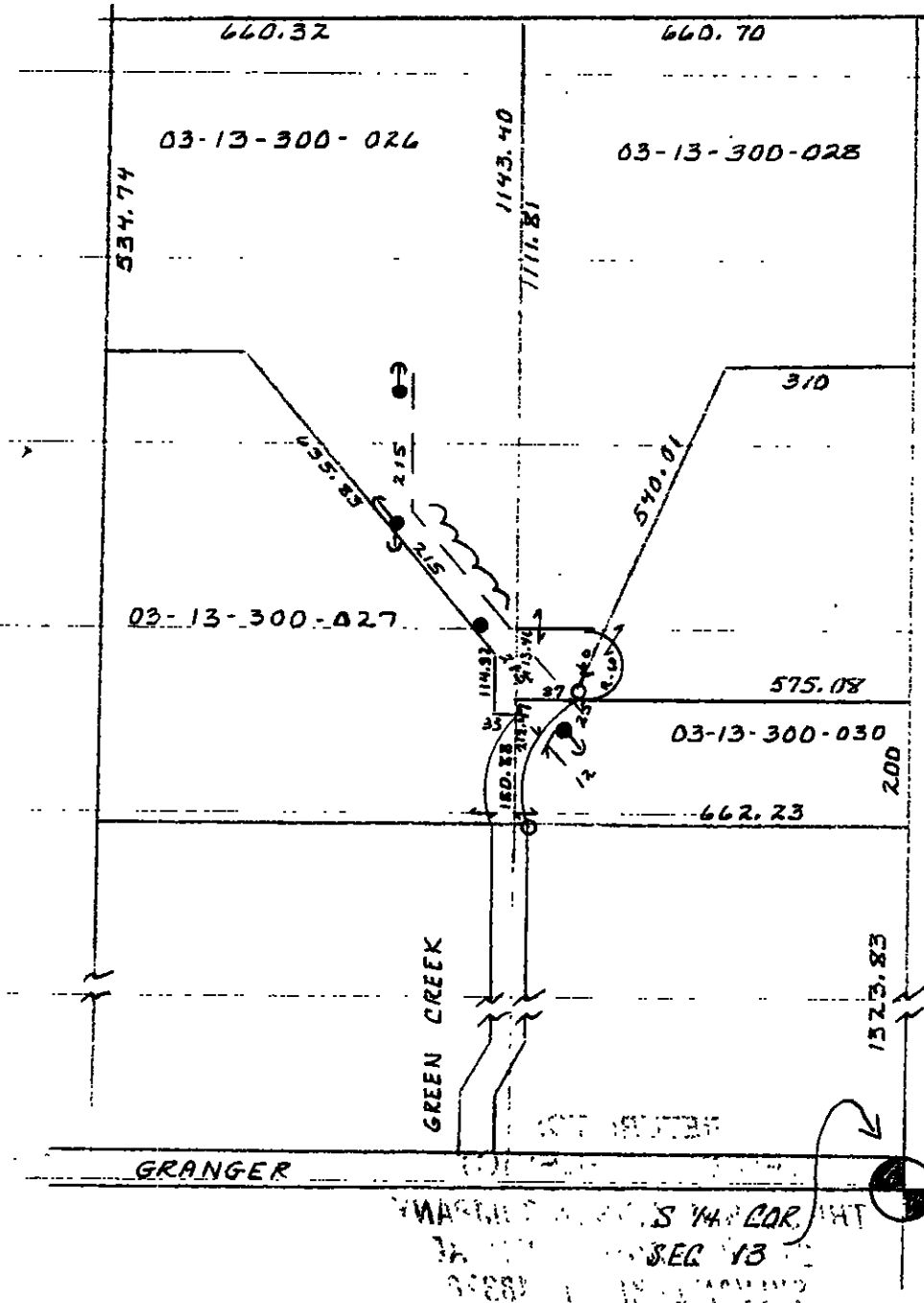
Notary's Stamp

Notary's Signature

(Notary's name, county and date commission expires)

Janice R. Petrie

PLEASE OBTAIN A RECORDED RIW FOR SIDWELL # 03-13-300-026 FROM SIDWELL NUMBERS 03-13-300-030, 03-13-300-028 AND 03-13-300-027. RIW IS FOR OVERHEAD SERVICE.



- SYMBOLS
- EXISTING POLE
 - NEW POLE
 - EXISTING GUY + ANC.
 - NEW GUY + ANCHOR
 - NEW WIRE
 - ~ TREES

RECORDED RIGHT OF WAY NO. 46326
 RIW DRAWING # R-9404032-DP
 SUZANNE M. FAIRCHILD
 7-11-94

MARKED CORNER S 1/4 COR. HT 13
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