

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:

David A. Gresock and Linda G. Gresock, husband and wife, 670 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 1324.28 feet from South 1/4 corner; thence North 88°06'12" W 662.04 feet; thence North 02°12'33" E 790 feet; thence North 88°06'12" E 226.61 feet; thence South 37°00'34" E 635.83 feet; thence South 02°08'05" W 114.32 feet; thence South 88°06'12" E 33 feet; thence South 02°08'05" W 180.88 feet to beginning. 9.26 acres. Sidwell No: 03-13-300-027

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 three 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)

Mary Ann Kalinowski
MARY ANN KALINOWSKI
John C. Greenlee
JOHN C. GREENLEE

Grantor:(type or print name below signature)

David A. Gresock
Linda G. Gresock

RECORDED RIGHT OF WAY NO. 416321

Acknowledged before me in OAKLAND County, Michigan, on AUGUST 4, 1994 by David A. Gresock and Linda G. Gresock, husband and wife.

Notary's Stamp: JANICE R. PETRIE, Notary Public, Oakland County, MI, My Commission Expires Mar. 3, 1996

Notary's Signature: Janice Petrie

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

\$ 9.00 MISCELLANEOUS RECORDING
\$ 2.00 RECORRENTATION
4 OCT 94 2:49 P.M. RECEIPT# 187B
PAID RECORDED - OAKLAND COUNTY
LYNN D. ALLEN, CLERK/REGISTER OF DEEDS

OK - G.K.

