

15017-578

OVERHEAD EASEMENT (RIGHT OF WAY) NO. R-9402079-01R

On MAY 31, 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:

Hallmark Quality Homes Inc., a Michigan corporation, 2899 E. Big Beaver Road, Troy, Michigan 48083

"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

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

Part of Southeast 1/4 of Section 29, T5N, R9E, beginning at point distance South 89°52'00" E 1313.04 feet and North 82°48'01" W 333.78 feet and South 00°12'10" W 718.62 feet and South 88°41'00" W 165.08 feet from center of section; thence South 00°11'45" W 660 feet; thence South 88°41'00" W 165 feet; thence North 00°11'20" E 660 feet; thence North 88°41'00" E 165.08 feet to beginning. 2.50 acres. Sidwell No: 03-29-401-011

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-9402079-01R dated 04-04-94. The right of way is 3 feet and 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)

Robert Blacksher
ROBERT BLACKSHER

Terry L. Benedict

TERRY L. BENEDICT

Grantor:(type or print name below signature)

Hallmark Quality Homes Inc.

by: Stefano Mularoni

its: president

RECORDED RIGHT OF WAY NO.

46324

Acknowledged before me in OAKLAND County, Michigan, on MAY 31, 1994 by Stefano Mularoni, the president of Hallmark Quality Homes Inc., a Michigan corporation, for the corporation.

TERRY L. BENEDICT
Notary Public, Oakland County, MI
My Commission Expires June 17, 1996

Notary's Stamp

Notary's Signature

Terry L. Benedict

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

Prepared by and Return to: Terry L. Benedict, 1970 Orchard Lake Road, Sylvan Lake, Michigan 48320/kjk.

\$ 9.00 MISCELLANEOUS RECORDING
\$ 2.00 REMONUMENTATION
4 OCT 94 2:54 P.M. RECEIPT# 187B
PAID RECORDED - OAKLAND COUNTY
LYNN D. ALLEN, CLERK/REGISTER OF DEEDS

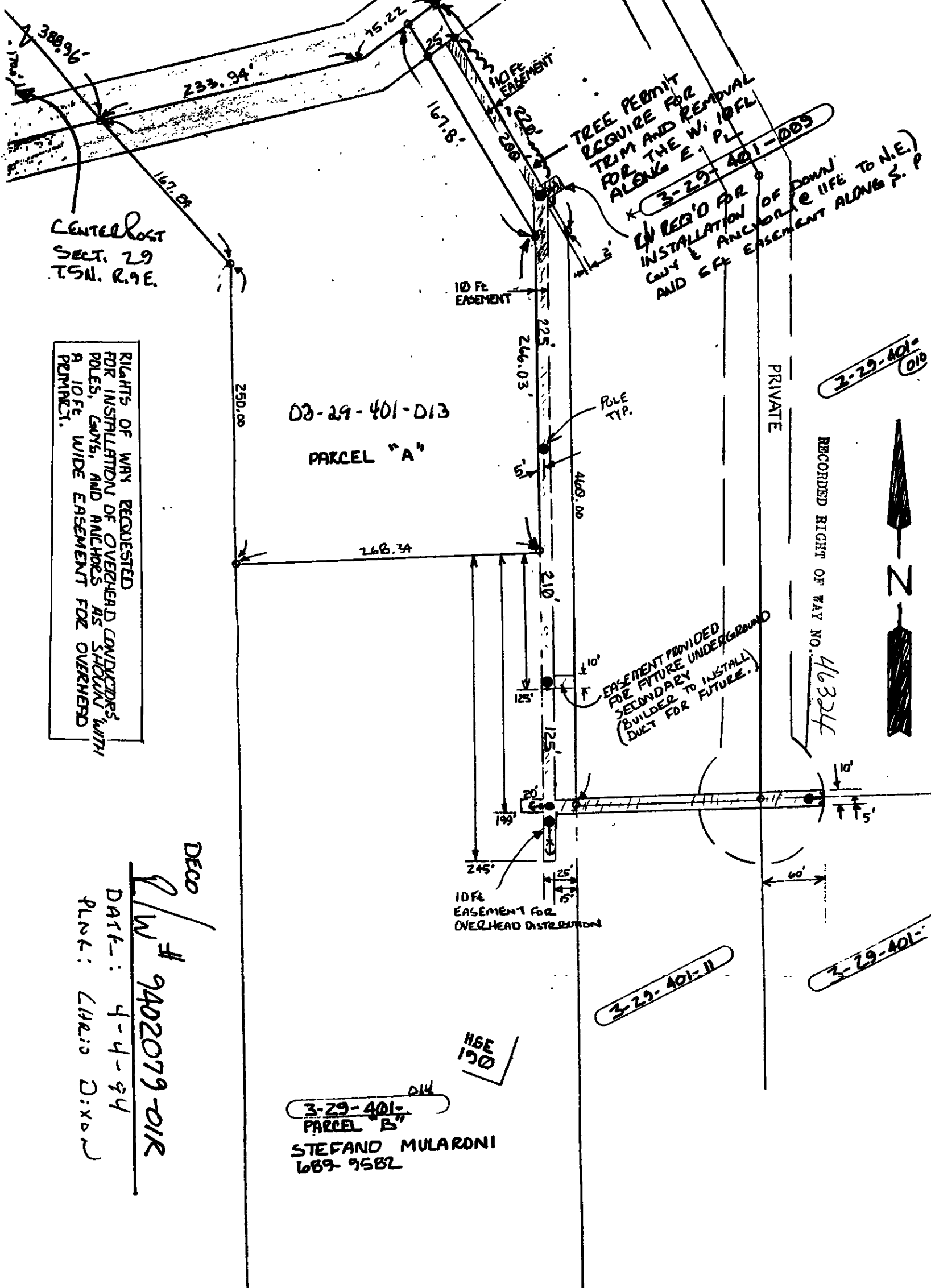
3-29-401-007

MIKE DOYLE
348-5774
EXT. 201

HSE

LIBER 15017 PG 579

GUY & ANCHOR
INSTALLED 21 FE
2 FE PARALLEL AL
SIDE OF PRU
DECO NO:
DISTURB



TREE PERMIT
REQUIRE FOR
TRIM AND REMOVAL
FOR THE W. 10 FE
ALONG E. PL

3-29-401-009

W REQ'D FOR
INSTALLATION OF DOWN
GUY & ANCHOR (E LIFE TO N.E.)
AND 6 FE EASEMENT ALONG S. P

CENTER POINT
SECT. 29
T5N. R.9E.

RIGHTS OF WAY REQUESTED
FOR INSTALLATION OF OVERHEAD CONDUCTORS,
POLES, GUYS, AND ANCHORS AS SHOWN WITH
A 10 FE WIDE EASEMENT FOR OVERHEAD
PERMIT.

03-29-401-D13
PARCEL "A"

PRIVATE

3-29-401-010

RECORDED RIGHT OF WAY NO. 46324



EASEMENT PROVIDED
FOR FUTURE UNDERGROUND
SECONDARY TO INSTALL
(BUILDER TO INSTALL
DUCT FOR FUTURE.)

10 FE
EASEMENT FOR
OVERHEAD DISTRIBUTION

3-29-401-11

3-29-401-

HSE
190

3-29-401-
PARCEL "B"
STEFANO MULARDI
689-9582

DECO

W # 9402079-01R

DATE: 4-4-94
PLAN: LIBER 15017 PG 579