

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

Part of Northeast 1/4 and Southeast 1/4 of Section 29, T5N, R9E, beginning at point distance 465.08 feet from the 13180 BIRTH 1828 North 82°48'01" W 333.78 feet from center of section; thence South 00°12'10" W 718.62 feet; thence S 00°04'00" W 165.08 feet; thence North 00°11'45" E 505.71 feet; thence North 30°06'00" W 265.68 feet to beginning. 3.09 acres. Sidwell No: 03-29-401-010

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*

Stefano Mularoni

its: president

RECORDED RIGHT OF WAY NO.

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 name, county and date commission expires)

Terry L. Benedict

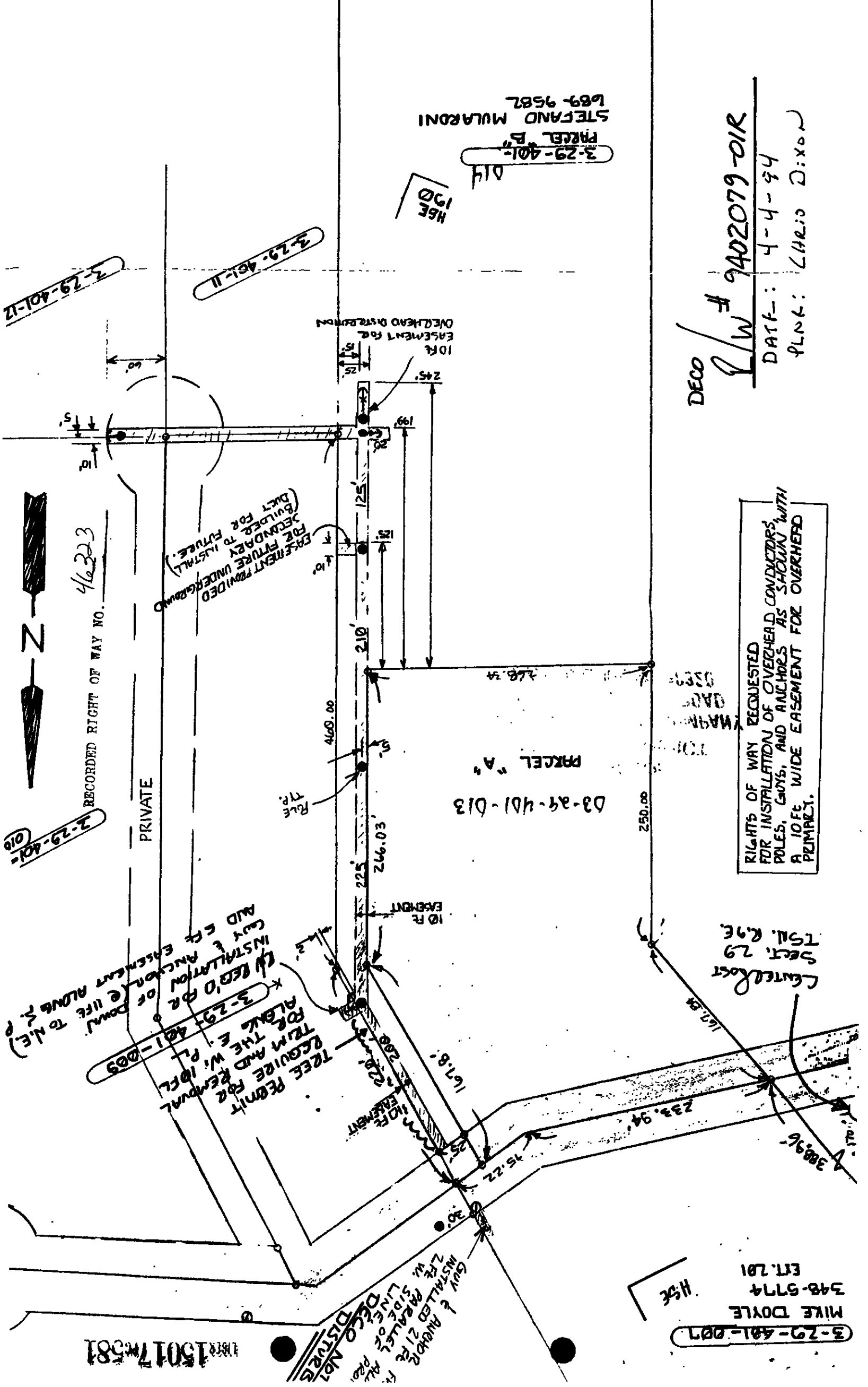
Notary's Signature

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 2:53 P.M. RECEIPT 187B
PRID RECORDED - OAKLAND COUNTY

OK - G.K.

46325



3-29-401-12

3-29-401-11

HSE 190

3-29-401-11
PARCEL B
STEFANO MULARONI
689-9582

RECORDED RIGHT OF WAY NO. 46323
3-29-401-010

PRIVATE

EASEMENT FOR UNDERGROUND DUCT FOR FUTURE INSTALL. (BUILT BY OWNER)

10' EASEMENT FOR OVERHEAD DISTRIBUTION

03-29-401-D13
PARCEL "A"

3-29-401-007

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

3-29-401-005
TREE REMOVAL PERMIT FOR THE W. 10 FT. EASEMENT
AND EASEMENT FOR INSTALLATION OF GUYS & ANCHORS (EASEMENT TO N.E. CORNER)

10' EASEMENT

Centerlost
SECT. 29
T.S. R. 9E

DECORATED NOT
DISTURB
GUY & ANCHOR
INSTALLED 21 FT
W. PARALLEL
LINE OF ALL
R.S.

HSE

3-29-401-007
MIKE DOYLE
348-5714
EXT. 201

DECO / W # 9402079-01R
DATE: 4-4-94
PLNK: CHRIS DIXON

150175581