

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 Northeast 1/4 and 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 North 87°28'57" W 299.38 feet from center of section; thence South 30°06'00" E 265.68 feet; thence South 00°11'45" W 505.71 feet; thence South 88°41'00" W 165.08 feet; thence North 00°11'20" E 460 feet; thence North 30°06'00" W 220 feet; thence North 55°39'54" E 158.71 feet; thence South 87°28'57" E 11.29 feet to beginning. 2.78 acres. Sidwell No: 03-29-401-009

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.

- 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.
- Access:** Grantee has the right of access to and from the Right of Way Area.
- 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.
- 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.
- 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.
- 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.

16376

Witnesses:(type or print name below signature)

Grantor:(type or print name below signature)

Robert Blackshra
ROBERT BLACKSHRA

Hallmark Quality Homes Inc.
by: Stefano Mularoni
Stefano Mularoni

Terry L. Benedict

its: president

TERRY L. BENEDICT

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, 1998

Notary's Stamp

Notary's Signature

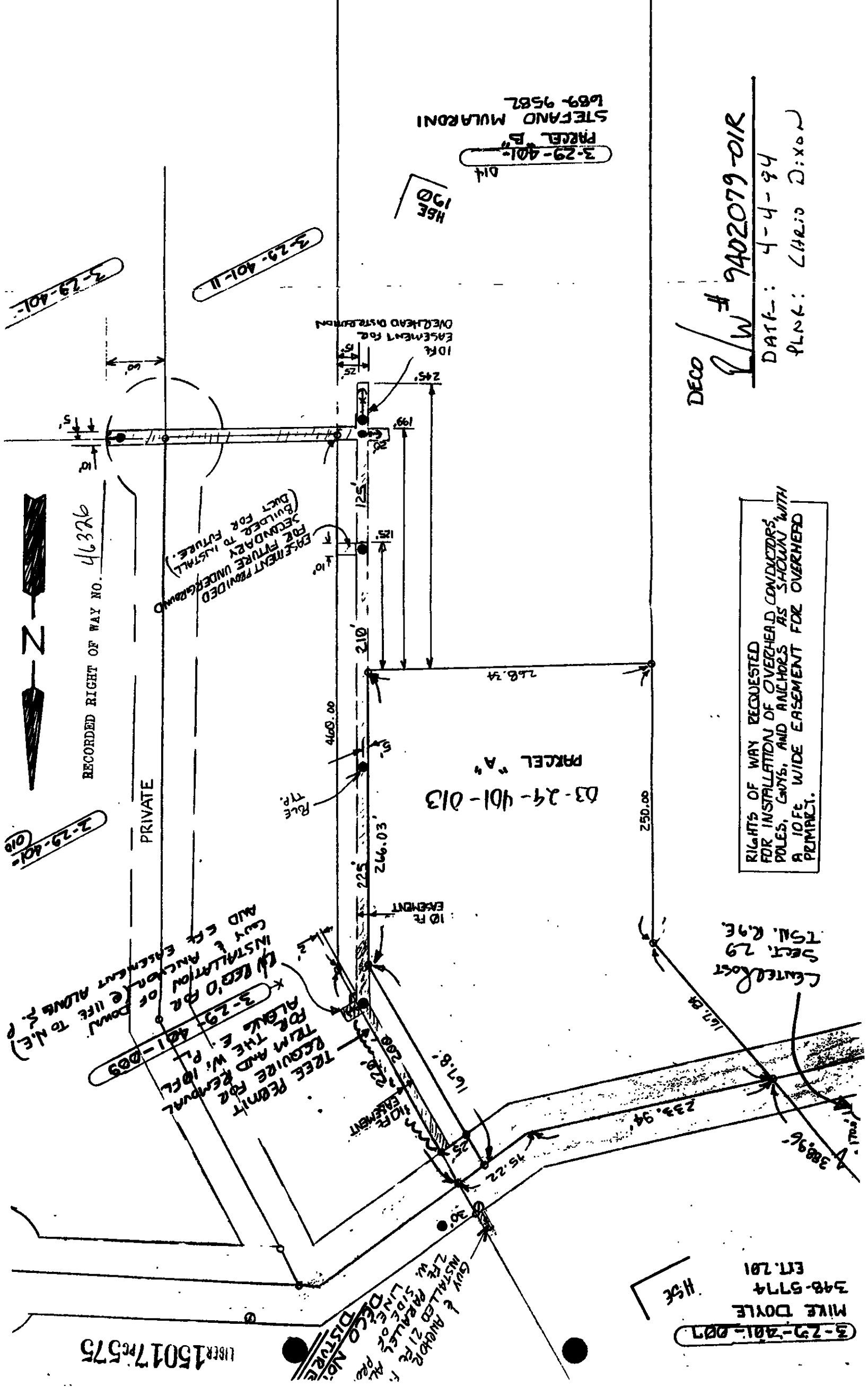
Terry L. Benedict

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

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

9.00 MISCELLANEOUS RECORDING
4 OCT 94 2:53 P.M. RECEIPT# 1878
PAID RECORDED - OAKLAND COUNTY
LYNN D. ALLEN, CLERK/REGISTER OF DEEDS

OK - G.K.



3-29-401-11

3-29-401-11

HSE 190

3-29-401-11
PARCEL B
STEFANO MULARONI
169-9582

RECORDED RIGHT OF WAY NO. 46326

3-29-401-013

PRIVATE

PARCEL "A"
D3-29-401-013

TREE REMOVAL PERMIT
FOR THE W. 100' ALONG E. 1/2 PL.
3-29-401-089
RECORD FOR INSTALLATION OF GUY & ANCHOR (SEE LIFE TO N.E.) AND SEE EASEMENT ALONG E. 1/2 PL.

10' EASEMENT

10' EASEMENT

GUY & ANCHOR ZRE PARALLEL TO LINE OF PROPOSED DISTANCE

3-29-401-007
MIKE DOYLE
348-5174
EXT. 281
HSE

Center Post
SECT. 29
T5N. R9E

RIGHTS OF WAY REQUESTED FOR INSTALLATION OF OVERHEAD CONDUCTORS, POLES, GUY'S, AND ANCHORS AS SHOWN WITH A 10' FE. WIDE EASEMENT FOR OVERHEAD PRIMAET.

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

LIBER 15017pc575