

UNDERGROUND EASEMENT (RIGHT OF WAY) NO. R-9401687-02

On 7/10, 1994, for the consideration of system betterment, Grantor grants to Grantee a permanent underground easement ("Right of Way") in, on and across a part of Grantor's Land called the "Right of Way Area".

"Grantor" is:

Dennis Post, a single man, 2647 Silverside, Waterford, Michigan 48328

"Grantee" is:

The Detroit Edison Company, a Michigan corporation, 2000 Second 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 30, T4N, R9E, beginning at point distance North 89°31'30" W 686.20 feet and North 00°50'48" E 1889.93 feet and South 63°29'09" W 254.32 feet from South 1/4 corner; thence South 63°29'09" W 143.84 feet; thence South 76°13'40" W 40 feet; thence South 01°09'08" E 697.76 feet; thence North 63°29'09" E 165 feet; thence North 00°29'00" E 697.72 feet to beginning. 2.52 acres. Sidwell No: 03-30-351-007

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-9401687-02 dated 06-11-94. 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 underground utility line facilities consisting of poles, guys, anchors, wires, manholes, conduits, pipes, cables, transformers and accessories.
- 2. Access:** Grantee has the right of access to and from the Right of Way Area.
- 3. Buildings 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. Excavation:** As required by Public Act 53 of 1974, MISS DIG must be called on 1-800-482-7171 before anyone excavates in the Right of Way Area.
- 5. Trees, Bushes, Branches, Roots, Structures and Fences:** Grantee may trim, cut down, remove or otherwise control any trees, bushes, branches and roots in the Right of Way Area (or that could grow into the Right of Way Area) and remove structures and fences in the Right of Way Area that Grantee believes could interfere with the safe and reliable construction, operation and maintenance of Grantee's facilities. No trees, plant life, structures and fences shall be planted, grown or installed within 8 feet of the front door and within 2 feet of the other sides of transformers and switching cabinet enclosures. Grantee shall not be responsible to Grantor for damages to or removal of trees, plant life, structures and fences placed in front of transformer doors.
- 6. 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.
- 7 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. 46332

Witnesses:(type or print name below signature)

Grantor:(type or print name below signature)

Suzanne M. Fairchild
SUZANNE M. FAIRCCHILD

Dennis Post
Dennis Post

John C. Greenlee
JOHN C. GREENLEE

Acknowledged before me in OAKLAND County, Michigan, on July 10, 1994 by Dennis Post, a single man.

JOHN C. GREENLEE
Notary Public, Oakland County, MI
My Commission Expires Dec 31, 1997

Notary's Stamp Notary's Signature John C. Greenlee

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

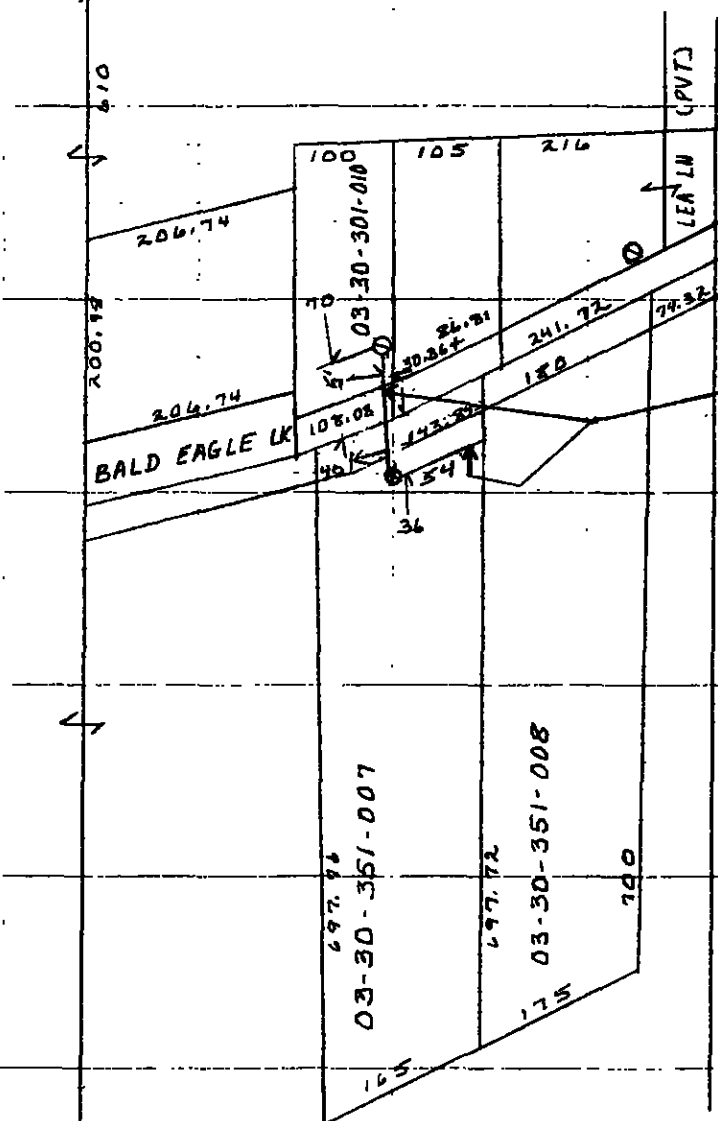
\$ 9.00 MISCELLANEOUS RECORDING
\$ 2.00 REMONUMENTATION
4 OCT 94 2:50 P.M. RECEIPT# 187B
PAID RECORDED - OAKLAND COUNTY
LYNN D. ALLEN, CLERK/REGISTER OF DEEDS

OK - G.K.

PLEASE OBTAIN A RECORDED UNDERGROUND EASEMENT FROM
SIDWELL NUMBERS 03-30-301-010 + 03-30-351-007 FOR
SERVICE TO SIDWELL NUMBERS 03-30-351-007 + 03-30-351-008.



N 1/4 COR
SEC 30



SYMBOLS

⊙ EXISTING POLE

CENTERLINE OF 10 FOOT WIDE EASEMENT
Note: The easement centerline may vary if field construction
problems arise. Therefore, for the as-installed easement
centerline call 1-800-482-7171 (Miss Dig).

RW DRAWING R-9401687-02
SUZANNE M. FAIRCHILD
6-11-94

RECORDED RIGHT OF WAY NO. 46332

PLAT
RECORDED
LIBER 15017 PC 556
JUN 15 1994