

LIBER 20409 569

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LIBER 20409 PAGE 569
\$9.00 MISC RECORDING
\$2.00 REMONUMENTATION
08/16/1999 07:34:10 A.M. RECEIPT# 66316
PAID RECORDED - OAKLAND COUNTY
G. WILLIAM CADDELL, CLERK/REGISTER OF DEEDS

RECORDED R/W FILE NO. 62796

Detroit Edison Overhead and Underground Easement (Right of Way) No. 169438

On 6-4, 1999, for the consideration of system betterment, Grantor grants to Grantee a permanent overhead and underground easement ("Right of Way") in, on and across a part of Grantor's Land called the "Right of Way Area."

"Grantor" is:

Bruce A. Feldman and Lee Rini Feldman, husband and wife
5651 Oakwood, Ortonville, MI 48462

"Grantee" is:

The Detroit Edison Company, a Michigan corporation, 2000 Second Avenue, Detroit, Michigan 48226
Ameritech, a Michigan corporation, 444 Michigan Avenue, Detroit, Michigan 48226
Twfranch-Two Co./ DBA / Mid-Lake Cablecomm, a Delaware Corp., 121 S. Washington, Oxford, MI. 48371

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

T5N, R9E, Sec 1 & 12 part of SE 1/4 of Sec 1 & part of NE 1/4 of Sec 12 beg at pt dist S 85-44-00 E 310.12 ft from S 1/4 cor of Sec 1, th N 00-04-07 W 352.56 ft, th S 85-44-00 E 309.77 ft, th S 00-04-07 E 352.56 ft, th N 85-44-00 W 309.77 ft to beg. Sidwell No. 03-01-401-006.

The "Right of Way Area" is a part of Grantor's Land and is described as:

As indicated on the drawing RFW 169438J36 dated 5/19/99 which is attached hereto and made a part hereof. The width of the easement is ten (10) feet.

- 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 are allowed in the Right of Way Area without Grantee's prior written consent.
4. Excavation: Under 1974 Public Act 53, you must call MISS DIG (1-800-482-7171) before excavating 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.
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 will 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 and assigns.
8. Exempt under MCL 207.505 (a) and MCL 207.526(a)

(2) Witnesses: (Type or print name in black ink only below signature)

Grantor: (Type or print name in black ink only below signature)

X Kathleen L. Stockley
KATHLEEN L. STOCKLEY
X Dennis R. Feldmann
DENNIS R. FELDMANN

Bruce A. Feldman
Lee Rini Feldman

Acknowledged before me in OAKLAND County, Michigan, on 6-4, 1999, by Bruce A. Feldman and Lee Rini Feldman, husband and wife.

Notary's Stamp: KATHLEEN L. STOCKLEY, NOTARY PUBLIC - OAKLAND COUNTY, MICH., MY COMMISSION EXPIRES 6-30-00

Notary's Signature: Kathleen L. Stockley

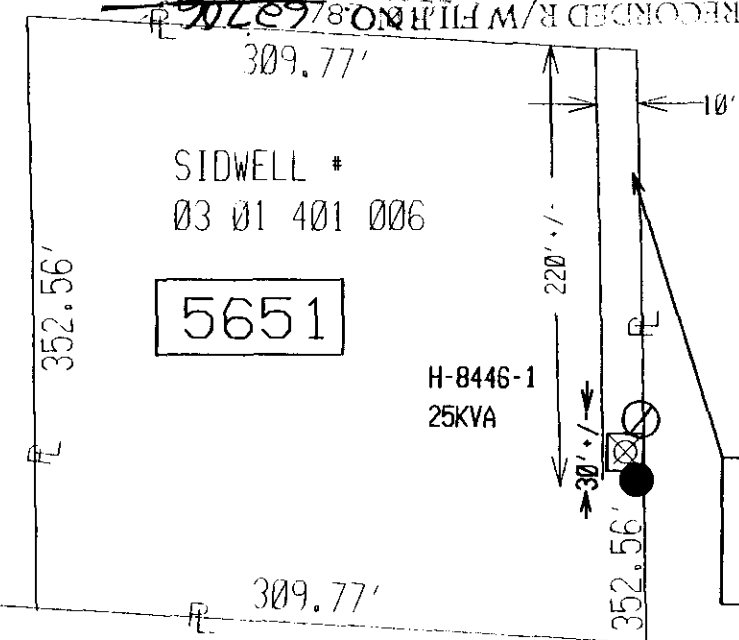
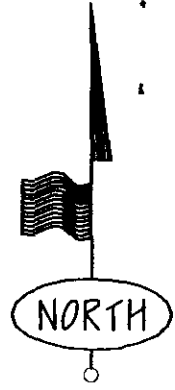
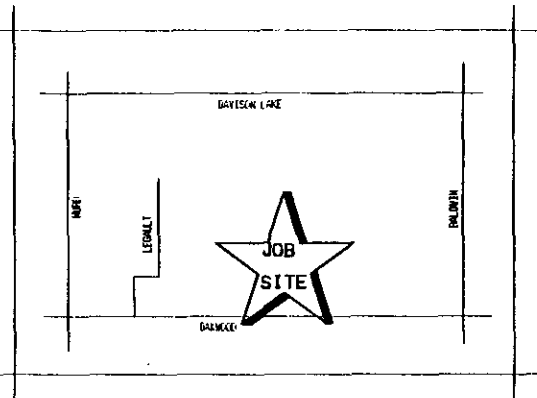
(Notary's name, county, and date commission expires)

Prepared by and Return to: Annie Grimmett, Detroit Edison, Pontiac Service Center, 1970 Orchard Lake Road, Sylvan Lake, MI. 48320

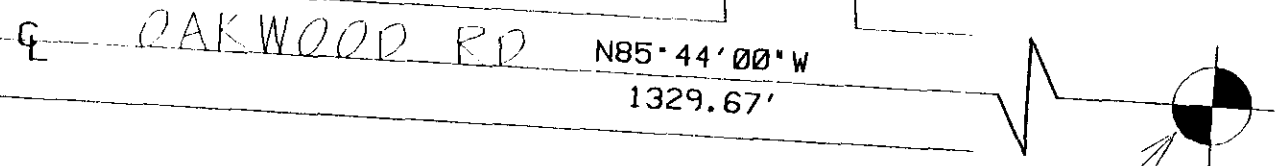
O.K. - LG

RECORDED R/W WITH FILE NO. 87270

R/W PREPARED BY
STEVE SWARTZ
RFW * 169438 J36
DATE 5/19/99
ATTACHMENT "A"



10 FT WIDE PRIVATE UNDERGROUND
EASEMENT FOR PUBLIC UTILITIES
AS SHOWN



NOTICE
LOCATIONS OF UNDERGROUND FACILITIES ON THIS
DRAWING ARE ONLY APPROXIMATE. EXACT LOCATIONS
MUST BE DETERMINED BY THE UTILITY COMPANIES.
FOR EXACT LOCATIONS, TELEPHONE MISS DIG ON
1-800-482-7171 AS REQUIRED BY PUBLIC ACT 53
OF 1974 BEFORE DOING ANY POWER EXCAVATING

SOUTHEAST CORNER SECTION 1,
T5N, R9E, BRANDON TOWNSHIP
OAKLAND COUNTY, MICHIGAN

LEGEND

- EXIST. UNDERGROUND TRANSFORMER
- PROPOSED UNDERGROUND TRANSFORMER
- EXIST. D.E.CO. CABLE POLE
- EXIST. D.E.CO. POLE
- PROPOSED POLE
- FOREIGN POLE
- EXIST. ANCHOR
- PROPOSED ANCHOR
- TREE
- 120/240 V. LINE
- 4800 V. LINE
- 13,200 V. LINE
- 40,000 V. LINE

L.P. 20409 570