

LIBER 20409 583

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

Detroit Edison Overhead and Underground Easement (Right of Way) No. 220859

On 18 APRIL, 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:

David Scherer and Pamela Scherer, husband and wife AKA-DAVID F. SCHERER AKA-PAMELA J. SCHERER
1200 Hummer Lake Road, Ortonville, MI 48462-9732

"Grantee" is:

The Detroit Edison Company, a Michigan corporation, 2000 Second Avenue, Detroit, Michigan 48226
GTE, Inc., a Wisconsin Corp, 455 E. Ellis, Muskegon Mi.

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

T5N, R9E, Sec 17 part of NE 1/4 of NW 1/4 beg at pt dist S 88-10-53 W 665.14 ft & S 01-57-03 E 667.20 ft from N 1/4 cor, th S 01-57-03 E 334.98 ft, th S 88-10-53 W 329.84 ft, th N 02-06-25 W 334.99 ft, th N 88-10-53 E 330.75 ft to beg. Sidwell No. 03-17-100-074.

T5N, R9E, Sec 17 part of NE 1/4 of NW 1/4 beg at pt dist S 88-10-53 W 665.14 ft & S 01-57-03 E 1002.18 ft from N 1/4 cor, th S 01-57-03 E 336.41 ft, th S 88-12-04 W 330.04 ft, th N 01-54-46 W 329.57 ft, th N 02-06-25 W 6.72 ft, th N 88-10-53 E 329.84 ft to beg. Sidwell No. 03-17-100-075.

T5N, R9E, Sec 17 part of SE 1/4 of NW 1/4 beg at pt dist N 02-01-22 W 658.34 ft & S 88-23-45 W 665.11 ft from cen of sec, th S 87-58-57 W 165.02 ft, th N 02-10-26 W 660.63 ft, th N 88-12-04 E 165.02 ft, th S 02-10-23 E 660 ft to beg. Sidwell No. 03-17-100-080.

T5N, R9E, Sec 17 part of SE 1/4 of NW 1/4 beg at pt dist N 02-01-22 W 658.34 ft & S 88-23-45 W 500.11 ft from cen of sec, th S 88-23-45 W 165 ft, th N 02-10-23 W 660 ft, th N 88-23-45 E 165 ft, th S 02-10-24 E 660 ft to beg. Sidwell No. 03-17-100-081.

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

As indicated on the drawing RFW 220859J5 dated 3/18/99 which is attached hereto and made a part hereof. The width of the easement is AS INDICATED ON THE DRAWING.

- 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. No trees, plant life, structures and fences can 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 will 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 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 207.52b(a)

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

X Sheri Allingham SHERI ALLINGHAM
X Jessica L. Buxbaum JESSICA L. BUXBAUM

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

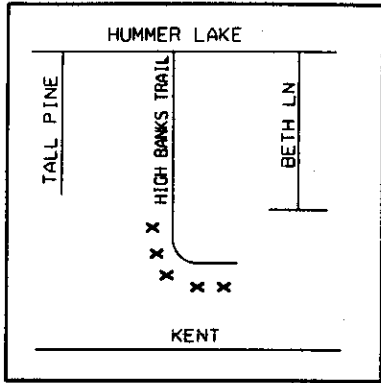
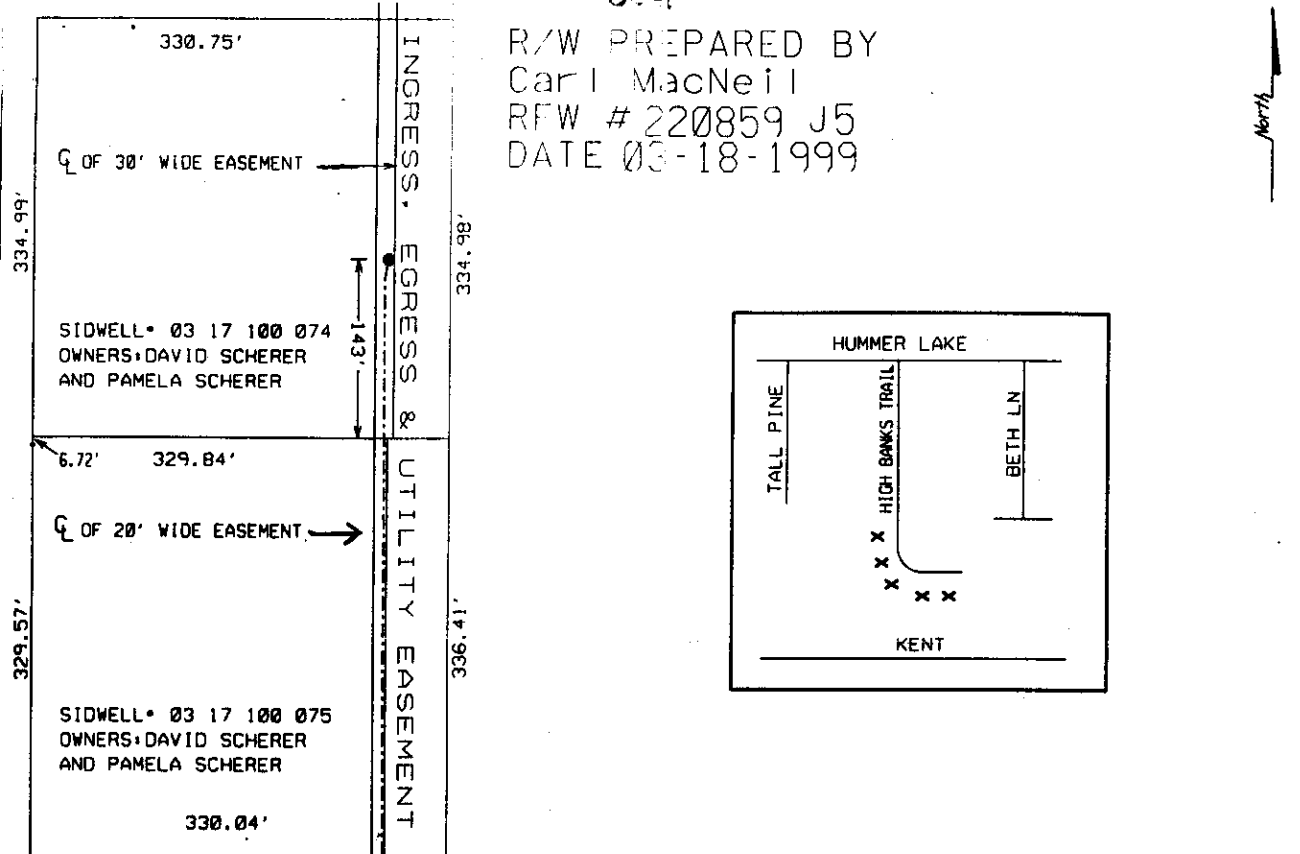
David Scherer AKA DAVID F. SCHERER
Pamela Scherer AKA-PAMELA J. SCHERER

RECORDED R/W FILE NO. 62712

JP

R/W PREPARED BY
 Carl MacNeil
 RFW # 220859 J5
 DATE 03-18-1999

North



RECORDED R/W FILE NO. 62712

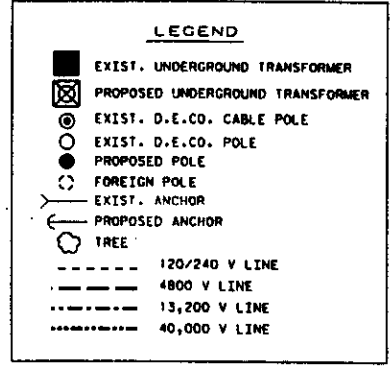
165.02' 60' 165.02' 165.00' 50'
 INGRESS, EGRESS & UTILITY EASEMENT

CL OF 20' WIDE EASEMENT, 330.02' LONG, 50' SOUTH OF NORTH R

Handwritten signature
 6-8-99

SIDWELL • 03 17 100 080
 OWNERS: DAVID SCHERER
 AND PAMELA SCHERER

SIDWELL • 03 17 100 081
 OWNERS: DAVID SCHERER
 AND PAMELA SCHERER



SECURE PRIVATE EASEMENT
 FOR PUBLIC UTILITIES AS
 SHOWN IN DRAWING

