

LIBER 20540 872

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LIBER 20540 PAGE 872  
\$11.00 MISC RECORDING  
\$2.00 REMONUMENTATION  
09/14/1999 04:05:46 P.M. RECEIPT# 7781A  
PAID RECORDED - OAKLAND COUNTY  
G. WILLIAM CADDELL, CLERK/REGISTER OF DEEDS

RECORDED R/W FILE NO. 163136

**Detroit Edison Overhead Easement (Right of Way) No. 235012**

On 7/21, 1999, 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: P&J PROPERTIES, LLC AKA- P.S. ENTERPRISES, LLC

4343 Groveland Road, Ortonville, MI 48462

"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. Brandon Twp.

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

Sidwell No. 03-30-227-018. See Exhibit "A".

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

As indicated on the drawing RFW 235012 dated 7/2/99 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 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. 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. 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.
- 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 will 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 and assigns.
- 7. 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 Robert C. Futrell  
ROBERT C. FUTRELL

P&J PROPERTIES, LLC  
AKA- P.S. ENTERPRISES, LLC  
P&J Properties LLC

X Shirley A. Tersign  
SHIRLEY A. TERSIGN

By: Paul G. Frezza  
Its: Member PAUL G. FREZZA

Acknowledged before me in DAKLAND County, Michigan, on July 21, 1999,  
by PAUL G. FREZZA Member of P&J Enterprises, L.L.C., for the Company.  
SHIRLEY A. TERSIGN AKA- P.S. ENTERPRISES, LLC  
Notary's Stamp OAKLAND CO. Notary's Signature Shirley A. Tersign  
EXP. 1/5/02 SHIRLEY A. TERSIGN  
(Notary's name, county, and date commission expires)

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

O.K. - KB  
3P  
R  
E

L.C

EXHIBIT "A"

TOWNSHIP OF BRANDON

R 63130

CVT CODE: D  
SIDWELL NO: 03 30 227 018

OWNER(S) *Proprietes*  
P J ENTERPRISES LLC

*AKA - P J ENTERPRISES, LLC*

PROPERTY DESCRIPTION:

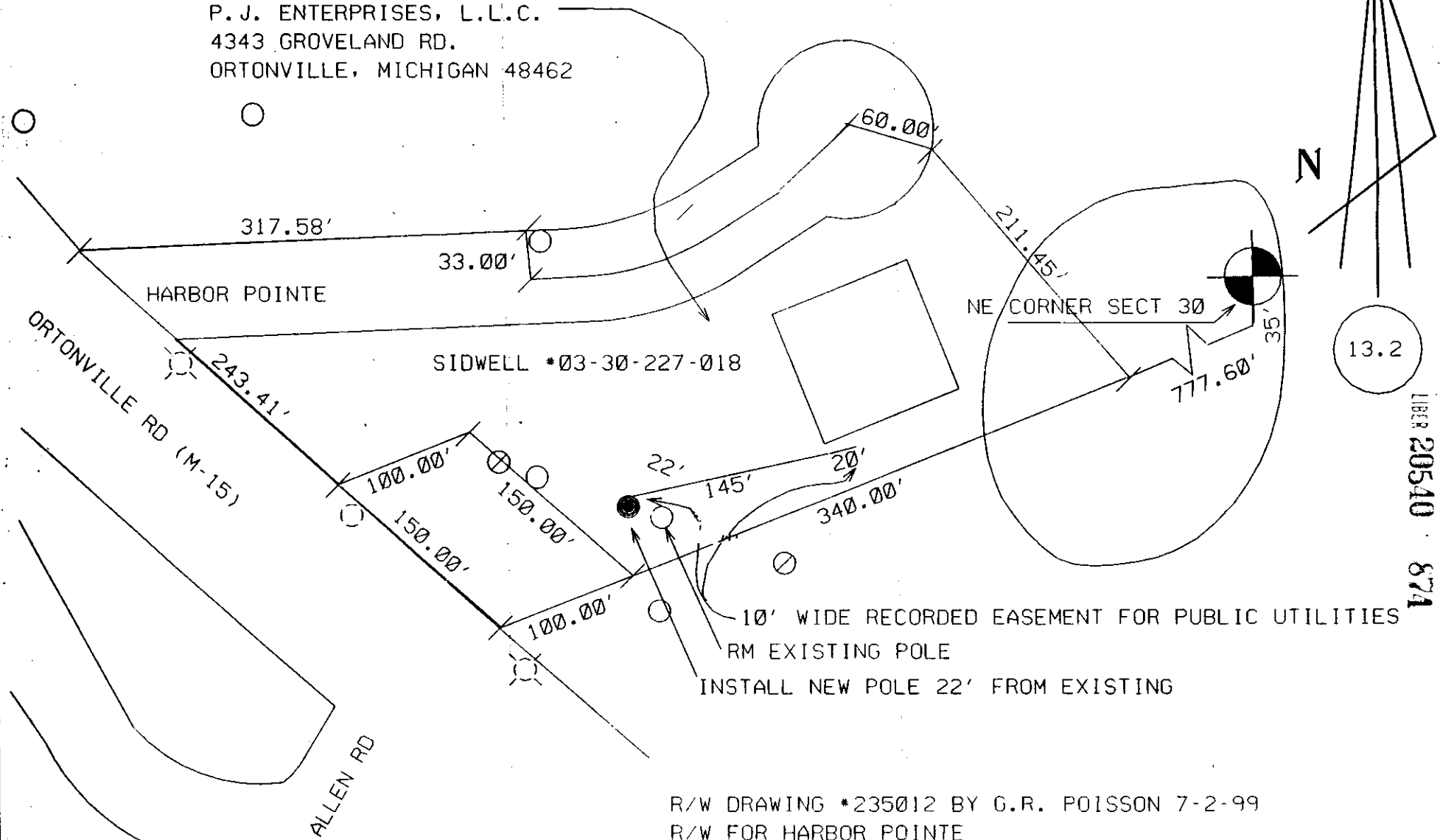
- 01 T5N, R9E, SEC 30
- 02 PART OF NE 1/4
- 03 BEG AT SE COR OF LOT 115 OF
- 04 'BELLE-ANN FALLS ESTATES',
- 05 TH S 86-59-00 E 253.57 FT,
- 06 TH S 03-01-00 W 164.31 FT,
- 07 TH S 70-00-00 E 60 FT,
- 08 TH S 26-44-26 E 211.45 FT,
- 09 TH S 75-30-37 W 340 FT,
- 10 TH N 43-52-45 W 150 FT,
- 11 TH S 75-51-20 W 100 FT,
- 12 TH ALG CURVE TO RIGHT,
- 13 RAD 5669.65 FT, CHORD BEARS
- 14 N 41-53-29 W 243.39 FT,
- 15 DIST OF 243.41 FT,
- 16 TH S 86-41-16 E 317.58 FT,
- 17 TH N 05-12-03 W 226.27 FT,
- 18 TO BEG EXC
- 19 BEG AT SE COR OF LOT 115 OF
- 20 'BELLE-ANN FALLS ESTATES',
- 21 TH S 86-59-00 E 253.57 FT,
- 22 TH S 03-01-00 W 164.31 FT,
- 23 TH ALG CURVE TO RIGHT,
- 24 RAD 307.12 FT, CHORD BEARS
- 25 S 70-18-44 W 240 FT,
- 26 DIST OF 246.57 FT,
- 27 TH N 03-18-44 E 33 FT,
- 28 TH N 05-12-03 W 226.27 FT
- 29 TO BEG 2.52 A
- 30 4-13-93 FR 015

RECORDED R/W FILE NO.

*RFN: 235012*

Now known as - P & J PROPERTIES, LLC

OWNER:  
P. J. ENTERPRISES, L.L.C.  
4343 GROVELAND RD.  
ORTONVILLE, MICHIGAN 48462



SIDWELL \*03-30-227-018

NE CORNER SECT 30

10' WIDE RECORDED EASEMENT FOR PUBLIC UTILITIES  
RM EXISTING POLE  
INSTALL NEW POLE 22' FROM EXISTING

R/W DRAWING \*235012 BY G.R. POISSON 7-2-99  
R/W FOR HARBOR POINTE

R/W NOTES:  
10' RECORDED EASEMENT FOR PUBLIC UTILITIES  
REQUIRED AS SHOWN.  
CUSTOMER PROVIDED CONDUIT LOCATED IN MIDDLE OF EASEMENT  
45' WOOD POLE TO BE INSTALLED 22' FROM EXISTING POLE  
EXISTING POLE TO BE REMOVED

RECORDED R/W FILE NO.

13.2

LIBER 20540 · 874

*[Handwritten signature]*