

DTE Electric Company Overhead Easement (Right of Way) No. 61239002-61239104-B

On _____, 2021, for the consideration of system betterment, Grantor grants to Grantee a permanent, non-exclusive overhead and underground easement ("Right of Way") in, on, under and across that part of Grantor's Land to be referred to herein as the "Right of Way Area".

"Grantor" is: LIVINGSTON COUNTY, A MICHIGAN MUNICIPAL CORPORATION
304 E. GRAND RIVER, HOWELL, MI 48843

"Grantee" is: DTE Electric Company, a Michigan corporation, One Energy Plaza, Detroit, Michigan 48226

"Grantor's Land" is in NW ¼ Sec 20, T2N, R6E, BRIGHTON TOWNSHIP, County of LIVINGSTON, and State of Michigan, and is described as follows:

AS SHOWN ON ATTACHED LEGAL DESCRIPTION, EXHIBIT 'A',
WHICH IS ATTACHED HERETO AND MADE A PART HEREOF.

Tax Identification Number(s): 4711-02-400-004, 005, & 006
More commonly known as: 724 S. KELLOG RD.

The "Right of Way Area" is a twelve (12') foot wide easement on part of Grantor's Land. The centerline of the Right of Way Area shall be established in the as-built location of the centerline of Grantee's facilities, and shall be installed on Grantor's Land in the approximate location described as follows:

AS SHOWN ON ATTACHED DTE ELECTRIC COMPANY DRAWING, EXHIBIT 'B',
WHICH IS ATTACHED HERETO AND MADE A PART HEREOF.

1. **Purpose:** The purpose of this Right of Way is to construct, reconstruct, modify, add to, repair, replace, inspect, operate and maintain overhead utility facilities which may consist of poles, guys, anchors, wires transformers and accessories.
2. **Access:** Grantee has the right of pedestrian and vehicular ingress and egress to and from the Right of Way Area over and across Grantor's Land.
3. **Buildings or other Permanent Structures:** No buildings or other permanent structures or improvements may be constructed or placed in the Right of Way Area without Grantee's prior, written consent. Grantor agrees, at its own expense, to remove any improvement that interferes with the safe and reliable operation, maintenance and repair of Grantee's facilities upon the written demand of Grantee. If Grantor fails to comply with such demand, Grantor agrees that Grantee may remove any such improvement and bill Grantor for the cost thereof, which cost Grantor shall pay within thirty (30) days after demand therefor.
4. **Trees, Bushes, Branches, Roots, Structures and Fences:** Grantee may trim, cut down, remove or otherwise control any trees, bushes, branches and roots growing or that could grow or fall in the Right of Way Area and remove any structures, improvements, fences, buildings or landscaping in the Right of Way Area that Grantee believes could interfere with the safe and reliable construction, operation, maintenance and repair of Grantee's facilities.
Grantee shall not be responsible for any damage to, or removal of, landscaping, trees, plant life, structures, improvements and/or fences located in such areas.
5. **Restoration:** If Grantee's agents, employees, contractors, subcontractors, 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 is

8. Governing Law: This Right of Way shall be governed by the laws of the State of Michigan.

Title: _____

Notary's
Signature _____

Rev. 08/2015

EXHIBIT "A"

A 200 acre farm comprised of the following three parcels:

Sec. 2 T2N, R5E, E ½ of SE ¼ 80A Tax Parcel Number: 4711-02-400-004

Sec. 1 T2N R5E, E ½ of SW ¼ 80A Tax Parcel Number: 4711-01-300-006

Sec. 1 T2N R5E, SW ¼ of SW ¼ 40A Tax Parcel Number: 4711-01-300-005

Excepting 2 acres, more particularly described as follows:

A parcel of land located in the Southeast quarter of Section 2, Town 2 North, Range 5 East, Genoa Township Livingston County, Michigan, said parcel more fully described as: Commencing at the Southeast corner of said Section 2, T2N-R5E, Genoa Township: thence North 01°54'34" West, 1222.92 feet on the East line of said section and Centerline of "Kellogg Road" (66'wide, public) to the POINT OF BEGINNING; thence South 88°05'26" West, 295.13 feet; thence North 01°54'34" West, 295.16 feet parallel with said east line; thence North 88°05'26" East, 295.13 feet; thence South 01°54'34" East, 295.16 feet on said east line and centerline to the POINT OF BEGINNING, said parcel contains 2.00 acres, more or less, being subject to easements and restrictions of record, if any, including the rights of the public within the public right of way of "Kellogg Road".

Commonly known as: 724 South Kellogg Road Brighton, Michigan 48114

POLE TO
BE REPLACED

SOURCE
OF POWER
EX. OH LINES
(NEW POLE)

P.O.B.


Diagram illustrating a 12-foot wide easement. The easement width is labeled as 12'0". The centerline is marked with a centerline symbol and labeled "CENTERLINE OF 12 FOOT WIDE EASEMENT". The easement is divided into two 6-foot sections, each labeled "6'0\"/>


NOTE: THE EASEMENT CENTERLINE MAY VARY IF FIELD CONSTRUCTION PROBLEMS ARISE. THEREFORE, FOR THE AS-INSTALLED EASEMENT CENTERLINE, CALL MISSISSIPPI 1-800-492-7171 OR 817-492-7171.


CENTERLINE OF 12 FOOT WIDE EASEMENT


4711-01-300-009
663 S KELLOGG RD
HOWELL, MI, 48843
GENOA TOWNSHIP
LIVINGSTON COUNTY


LEGEND

 EXISTING DECO POLE

 PROPOSED POLE

 13.2 KV LINE

 PROPOSED ANCHOR

 TREE/BRUSH TO BE TRIMMED

N 1° 54' 34" W
1222.92'

Work Order #	Work Order Description	GIS-DSN	ISW	RSD	PHI	PLC
61239002	663 S KELLOGG RD, HOWELL - RES OH LINE EXT	61239103	61239104		61239110	61239111
Service Center	Circuit #1	COH	COS	CUG	CUL	CUS
HWL	KELOG8121	61239114				
Worksite City	Worksite Twp.	Worksite County	Worksite Cany			
		Genoa township, Livingston County				61239113
Town	Range	Section	Planner Name	CUE Request #	Version	Plot Date
02N	05E	1&2	Maverick, Alec D	1143886	1	6/4/2021
						Scale
						NONE

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