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## AGREEMENT - EASEMENT - RESTRICTIONS

This instrument made this 17th day of april , 19 78, by and between the undersigned Owners and THE DETROIT EDISON COMPANY, a corporation organized and existing concurrently under the laws of the states of Michigan and New York, of 2000 Second Avenue, Detroit, Michigan, 48226, hereinafter referred to as "EDISON", and MICHIGAN HELL TELEPHONE COMPANY, a Michigan corporation of 444 Michigan Avenue, Detroit, Michigan, 48226, hereinafter referred to as "EELL".

## WITNESSETH:

WHEREAS, Owners are developing land for subdivision purposes in the

Township of Clinton , Macomb County Michigan as

described in Appendix "A", attached hereto and made a part hereof, and

WHEREAS, the plat of said subdivision will not be recorded until a later date and Owners desire EDISON and EELL to install their underground lines and facilities prior to said recording.

NOW, THEREFORE, in consideration of the mutual promises and covenants for the installation of underground utility service made by the parties hereto, it is hereby agreed:

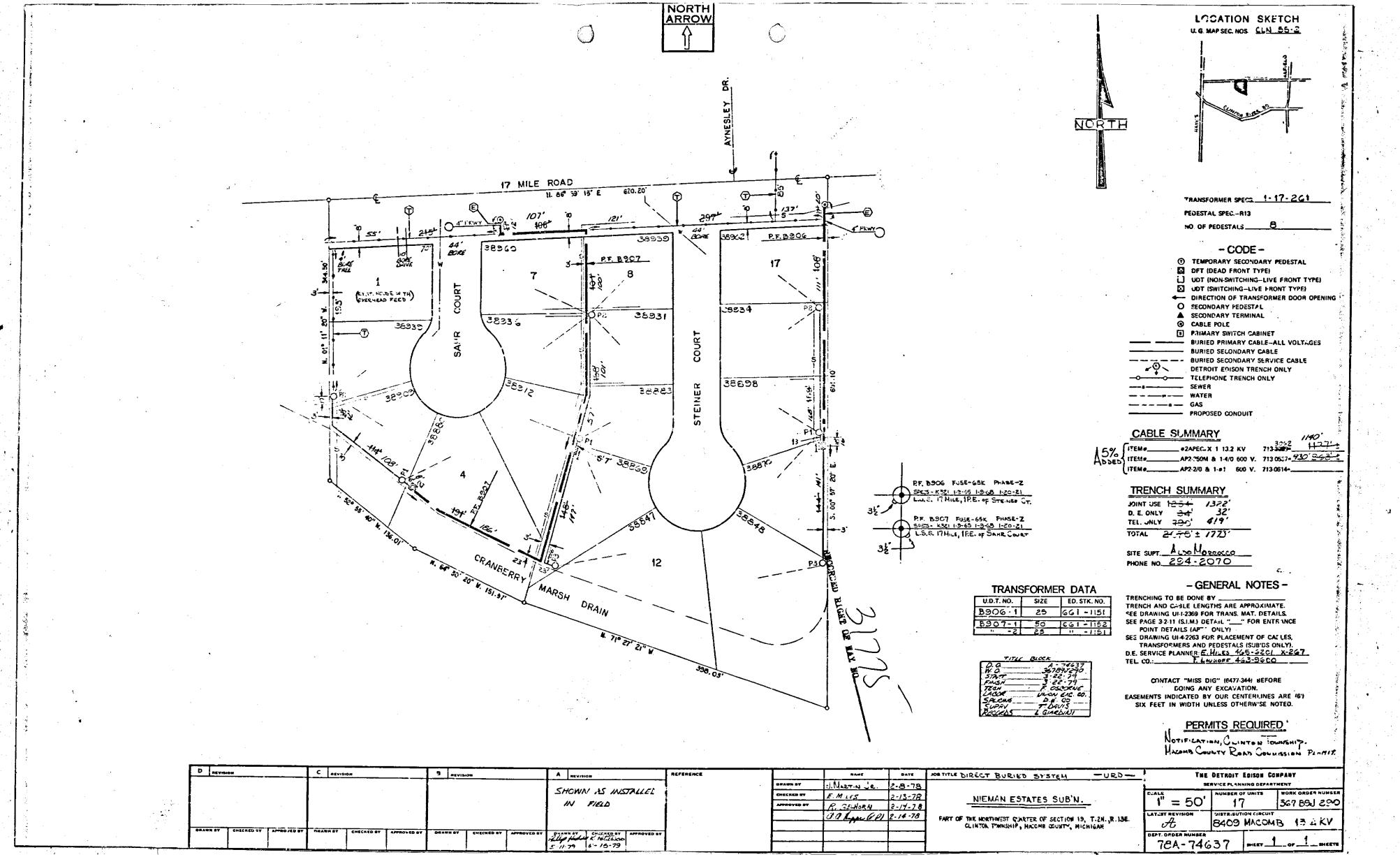
- (1) The installation, ownership and maintenance of electric services and the charges to be made therefor shall be subject to and in accordance with the Orders and Rules and Regulations adopted from time to time by the Michigan Public Service Commission.
- (2) Easements for installation of electric and communication services are hereby granted by the Owners to EDISON and FELL as set forth in the attached cory of proposed plat. Any additional easements needed by EDISON and FELL shall be granted by Owners in a separate instrument.
- (3) Owners will place survey stakes indicating property lot lines before trenching.
- (4) Where sewer lines will parallel electric and communication lines, sewer taps must be extended into each lot for a distance of one (1') foot beyond the easement limits. Underground sewer and water lines may cross but shall not be installed <u>parallel</u> within the six (6') foot easements used by EDISON and RELL.
- (5) Owners must certify to EDISON and RELL that the easements are graded to within four (4") inches of final grade before the underground facilities are installed.

RECORDED IN MACOMB COUNTY RECORDS AT: 3.37 M.

JUN - 2 1978

CLERK - REGISTER OF DEEDS MACOMB COUNTY, MICHIGAN DRAFTED BY: AND RETURN TO: MELFORD HARTMAN MICHIGAN BELL TELEPHONE CO. 20811 KELLY RD. RM. L-1 EAST DETROIT. MICHIGAN 48021

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RECORDED RIGHT OF WAY NO. 31475