

G615685

HAWTHORN GLEN CONDO'S PHASE I

LI 21246 PA 115

G533564

LI 20963 PA 433

Detroit Edison

Right of Way Agreement

September 22, 1980

RE-RECORD

For valuable consideration, the receipt of which is hereby acknowledged, the undersigned hereby grant and convey to 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 and the MICHIGAN BELL TELEPHONE COMPANY, a Michigan corporation, of 444 Michigan Avenue, Detroit, Michigan 48226 hereinafter referred to as "UTILITIES", the easement and right to erect, lay, maintain, reconstruct and replace underground facilities consisting of wires, cables, conduits, fixtures and appurtenances including the necessary above ground equipment, connections, poles and accessories which may from time to time be required in, under, upon, over and across the land located in the TOWNSHIP of GROSSE ILE, WAYNE County, Michigan, and more particularly described on the attached Appendix "A", with the full right to the UTILITIES of ingress and egress upon said land for the purposes of this grant, and the further right to trim, cut down or otherwise control brush and trees within the easements herein described.

Said easements shall be (6') six feet in width unless otherwise indicated and their route is described as follows: The exact location of said easements will be shown on a drawing to be recorded within 90 days after construction.

In order to provide for the proper maintenance and protection of UTILITIES, the undersigned covenant and agree that:

- 1. The easements will be graded to within four (4) inches of final grade before the UTILITIES lines are installed and this ground elevation must be maintained after installation of utilities to avoid the pooling of water in, on or around above ground UTILITIES' equipment.
2. No buildings or structures other than UTILITIES equipment are to be placed within the easements herein granted. No excavation is to be permitted within said easement without approval of UTILITIES.
3. No shrubs of foliage shall be planted or grown within five (5) feet of the front door of transformers or switching cabinet enclosures. UTILITIES shall not be responsible to Owners for damages to or removal of trees or plant life planted in front of said door or within the easement causing an interference with UTILITIES maintenance of their equipment.
4. If the lines of facilities of UTILITIES are damaged by the acts of Owners, their agents, employes or contractors, repairs shall be made by the Utility company so damaged at the cost and expense of Owners. Owners are defined as those persons owning the land at the time the damage occurred.

THIS GRANT is declared to be binding upon the heirs, successors, lessees, licenses and assigns of the parties hereto.

IN WITNESS WHEREOF, the undersigned have hereunto set their hand and seal on this date.

Witnesses:

Grantors: OLD HAWTHORN PROPERTIES, INC.
A Michigan Corporation

Catherine Herman
Catherine Herman

Ronald Palmer
Ronald Palmer - President

Margaret L. Palmer
Margaret L. Palmer

Edsel Watson
Edsel Watson - Builder

Prepared By: C. George Williams

Address: 26101 Meridian

8750 Telegraph, Taylor, MI.
48180

Grosse Ile, Michigan, 48138

THIS EASEMENT IS RE-RECORDED FOR PURPOSES OF SHOWING THE PLANNED "AS INSTALLED" CENTERLINES OF EASEMENTS GRANTED, AS SHOWN ON DRAWING ATTACHED HERETO.

RECORDED SEP 26 1980 AT 1103 A.M. DE 963-4187 10-79 CS (DE U R D -MBT)
FOREST E. YOUNGBLOOD, Register of Deeds WAYNE COUNTY, MICHIGAN 48226
RECORDED SEP 24 1981 AT 1:34 P.M.
FOREST E. YOUNGBLOOD, Register of Deeds WAYNE COUNTY, MICHIGAN 48226

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33421

RE-RECORDED

STATE OF MICHIGAN)
County of Wayne) SS.

On this 22nd day of September A.D., 1980, before me, the
subscriber, a notary public in and for said County, appeared Ronald L.
Palmer and Edsel Watson

to me personally known who being by me duly sworn did say that they are the
President and Builder of

OLD HAWTHORN PROPERTIES, INC., A Michigan Corporation

and that the seal affixed to said instrument is the corporate seal of said
corporation and said instrument was signed and sealed in behalf of said
corporation by authority of its board of directors and Catherine Herman
and Margaret L. Palmer

acknowledged said instrument to be the free act and deed of said corporation.

Margaret L. Palmer
Margaret L. Palmer
Notary Public, Wayne County, MI.

My commission expires: June 18, 1984

APPENDIX "A"

That part of Lot 209, SUPERVISOR'S GROSSE ILE PLAT NO. 19 of a middle part
of P.C. 556, Grosse Ile Township, Wayne County, Michigan, as recorded in
Liber 64 of Plats, Page 10, Wayne County Records, described as beginning
at the N.E. corner of said Lot 209 and proceeding thence along the east
line of said lot, S. 3°10'07" W. 712.59 ft; thence N. 87°33'27" W. 1089
feet; thence S. 3°10'07" W. 400 feet to the south line of lot 209; thence
along said line N. 87°33'27" W. 1119.35 ft; th. N. 3°10'07" E, 1108.61 ft.
to the north line of lot 209; thence along said line S. 87°39'39" E, 2208.40
feet to the point of beginning, containing 46.300 acres, more or less. Said
parcel subject to any and all easements of record.

RECORDED BY C. C. FEE NO. 33421

TO P. GARRISON

Application No. _____

DISTRICT WIM

Date 9-2-80

We have included the following necessary material and information:

→ W/EB-8-80

MATERIAL:

- A. Subdivision
 - 1. Copy of complete final proposed plat, or
 - 2. Recorded plat
 - a. Site plan
 - b. Title information (deed, title commitment, contract, or title search)
- or
- B. Other than subdivision
 - 1. Property description.
 - 2. Site plan.
 - 3. Title information (deed, title commitment, contract with title commitment, or title search).

INFORMATION:

1. Project name HAUNTHORN GLEN CONDOMINIUM County WAYNE

PHASE I

City/Township/Village GRASSE ILE Section No. 12556

Type of Development:

Subdivision Mobile Home Park

Apartment Complex Other CONDOMINIUM

2. Name of Owner RON PALMER Phone No. 675-6900

Address 26101 MERIDIAN GRASSE ILE

Owner's Representative SAME Phone No. _____

3. Date Service is wanted 10-13-80

4. Entire project will be developed at one time YES NO

5. Curb poles on property YES NO

6. Joint easements required YES NO

a. Name of other utilities MBT

b. Other utility engineer names, addresses, phone numbers: A. CALMEAU 16333 TRENCH SOUTHGATE 2829926

7. Part of subdivision is fed from overhead service YES NO

Lot No. _____

8. Additional information or comments: _____

NOTE Trenching letter attached will be submitted later.

Signed P. SHOOT'S

Address _____ Phone 338

RECORDS SECTION 33421

