

Detroit Edison

Real Estate and Rights of Way
**Underground
Right of Way Agreement**

July 9, 1989

LIBER 1359 PAGE 0337

For good and valuable consideration of system betterment, the undersigned hereby grant and convey to THE DETROIT EDISON COMPANY, a Michigan corporation of 2000 Second Avenue, Detroit, Michigan hereinafter referred to as "EDISON," the right to construct, reconstruct, modify, add to, operate and maintain underground line facilities consisting of poles, conduits, wires, cables, manholes, transformers and accessories required to provide electric service in, under, upon and across property located in the Green Oak Township of Livingston County of Livingston State of Michigan, further described as:

A Twelve (12) foot wide easement as described on Detroit Edison Drawing HS-3794 dated 6/19/89 attached hereto and made a part hereof, over and across and under the following described land: Part of the SE 1/4 of the SW 1/4 of Section 22, T1N-R6E, described as: Beginning at a point on the Southerly line of Ridge Road (66 ft. wide), distance S 38° 22' 30" W 6.0 feet and N 51° 37' 30" W 289 feet from the SW corner of "RIDGE ROAD SUBDIVISION" (as recorded in Liber 10 of Plats, Page 43, Livingston County records); thence N 51° 37' 30" W 35 feet and N 49° 37' 30" W 95 feet along said southerly line of Ridge Road; thence S 50° 43' 15" W 280.2 feet; thence S 74° E 187 feet, thence N 43° 14' E 200 feet to the point of beginning, containing 0.79 acres, more or less.

RECORDED
AUG 14 1 08 PM '89
NANCY HAYLAND
REGISTER OF DEEDS
LIVINGSTON COUNTY, MI
48843

RECORDED RIGHT OF WAY NO. 40071

as shown on the attached drawing HS-3794 which is made a part hereof.

The right of way is Twelve (12) feet in width.

The rights hereby granted include the right of access to and from the rights of way and the right to trim, cut down or otherwise control trees, brush or roots of any kind either within the right of way or on property adjoining the right of way which in the opinion of EDISON interferes with the construction or operation of the line facilities. It is expressly understood and agreed that EDISON shall, at no time, trim or cut down any trees unless, in EDISON'S opinion, it is absolutely necessary to do so. EDISON shall restore premises to its original condition or as near as can be in the event of damages caused by its employees, contractors, vehicles and equipment entering premises for the purposes set forth herein.

No buildings or structures are to be placed within said right of way herein granted without the written consent of EDISON.

This grant is declared to be binding upon the heirs, successors, lessees, licensees and assigns of the parties hereto.

IN WITNESS WHEREOF the undersigned have hereunto set their hand(s) on the date of this agreement.

Witnesses:

Grantors:

James M. Davenport
JAMES M. DAVENPORT

Thomas H. Frohnapp
THOMAS H. FROHNAPPEL

Mark McMacken
C. MARK MCKACKEN

E. Sue Frohnapp
E. SUE FROHNAPPEL, HUSBAND AND WIFE

APPROVED AS TO FORM 8-3-89 DATE
LEGAL DEPARTMENT Beaugh

Prepared by: James M. Davenport
316 E. Grand River
Howell, Mi. 48843

Address: 8338 Bishop
BRIGHTON, MI. 48116

over

Acknowledgement-Partnership

STATE OF MICHIGAN

County of LIVINGSTON)SS

On this 6TH day of JULY, 1989, the foregoing instrument was acknowledged before me, a notary public in and for said county, by THOMAS H. FROHNAPFEL AND E. SUE FROHNAPFEL, HUSBAND AND WIFE
(a) general/manager partner(s), on behalf of _____ a partnership.

James M. Davenport Jr.
Notary Public, WAYNE County, Michigan
JAMES M. DAVENPORT JR.

My commission expires 1-21-91

LIBER 1359 PAGE 0338

Acknowledgement-Individual

STATE OF MICHIGAN

County of _____)SS

On this _____ day of _____, 19____, the foregoing instrument was acknowledged before me, a notary public in and for said county, by _____

Notary Public, _____ County, Michigan

My commission expires: _____

RETURN TO:
RICHARD LONGWISH
THE DETROIT EDISON COMPANY
425 S. MAIN STREET, ROOM 332
ANN ARBOR, MI 48104

PF K345 THE DETROIT EDISON COMPANY - SERVICE PLANNING LIBER 1359 PAGE 0335 A-49782

CONSTRUCTION WORK ORDER NUMBER 367 B6 J474		CONTRIBUTION WORK ORDER NUMBER 590 D 289 J 960		PRIMARY CABLE SIZE & TYPE - STOCK NO. 220 M 2CU 1X2XLPE 713-3075		TRENCH 510	MAKE-UP 60	TOTAL 570
NAME DECEM GROUP - HOLLY RIDGE		SCALE 1:100	SECONDARY CABLE SIZE & TYPE 7130531 L350L350L N-410		LENGTH 130	NO. SETS	CUST.	D.E. CO. X
ADDRESS RIDGE RD.				TRANSFORMER SPEC. 1-17-263		TRANSFORMER CONNECTION PAGE _____ CONN. #17222		
COUNTY LIVINGSTON	TOWNSHIP GREEN OAK	LAND SECT NO. 22	MUN. CODE 625	TRANSFORMER MAT PAGE 3-6-1	DETAIL ESIG	GD. SPEC. 3-6-9	CUST.	D.E. CO. X
DISTRIBUTION CIRCUIT & VOLTAGE 8080 WINDMOLE		MAP SECT. 1166	OH D.O. REF NUMBER 350	TRANSFORMER S0 30	SIZE 25 KVA	STOCK NUMBER 881-1156	PRIM - VOLTAGE - SEC 170/240	
PRIM. TRENCH LENGTH 400'	CUST.	D.E. CO. X	SEC. TRENCH LENGTH 130	CUST.	D.E. CO. X	CABLE POLE DETAIL	QUAD.	TERM
PRIMARY CONDUIT SIZE, TYPE & LENGTH 66' ROAD WAY - 3" PVC.		FISH LINE	CUST.	D.E. CO. X	NEUT HEIGHT	R.O.W. APPROVED	DATE	
SECONDARY CONDUIT SIZE & TYPE		LENGTH	CUST.	D.E. CO.	SERVICE PLANNER WM D WILES	DATE 6-15-89	OK TO CONSTRUCT AND ENERGIZE WANTED DATE JULY 17, 1989 SER. PLANNER W.D. WILES	
AS INSTALLED:	DUCT TYPE	LENGTH	CABLE LENGTH TOTAL	ON PUBLIC PROP.	IN SERVICE DATE	TECH		

LEGEND

- SET NEW POLE
- CABLE POLE
- POSITION OF SWEEP UP CABLE POLE
- BURIED PRIMARY CABLE (ALL VOLTAGES)
- BURIED SECONDARY CABLE
- SINGLE DUCT OCCUPIED
- DOUBLE DUCT 1 - OCCUPIED
- SINGLE DUCT TO BLIND END FOR FUTURE USE
- PAD MOUNT TRANSFORMER (LIVE OR DEAD FRONT)
- DIRECTION OF TRANSFORMER DOOR OPENING
- GUARD POST
- P.S.C. PRIMARY SWITCH CABINET
- S.C.C. SEPARABLE CONNECTION CABINET

CUSTOMER CONTRACTOR NOTE: OPEN TRENCH INSPECTION REQUIRED. NOTIFY D.E. CO. SERVICE-PLANNER TELEPHONE #517 546 6713 BEFORE BACKFILLING

TRENCH TO BE JOINT YES NO

WITH _____ UTILITY NAME

DE 043-3476 1-8555

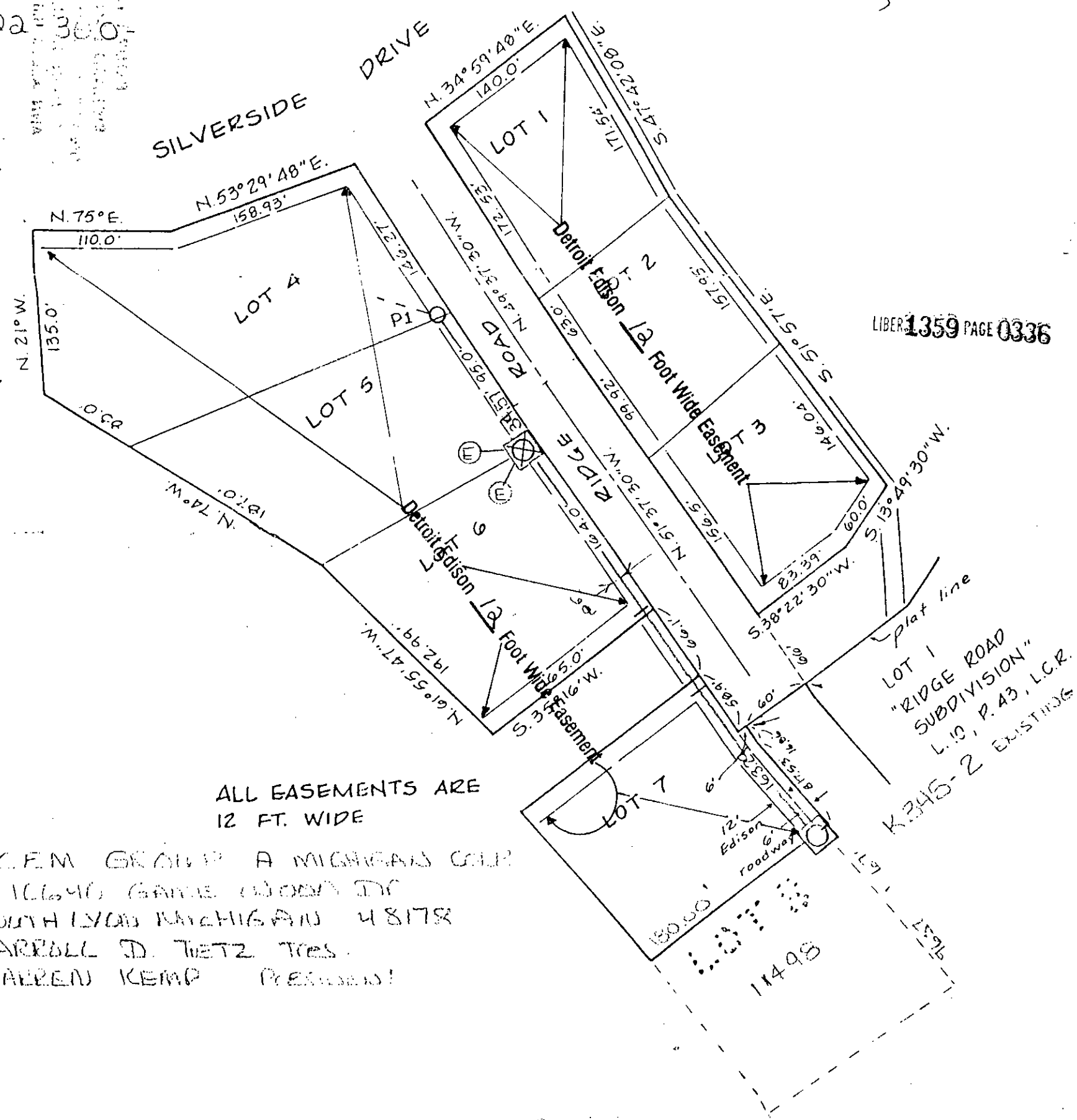
CONTINUOUS STEEL CONDUIT TO BUILDING - DO NOT GROUND AT TRANSFORMER

NOT CONTINUOUS STEEL CONDUIT - GROUND AT TRANSFORMER

22 360

HS-3794
JUNE 19, 1989

N
SCALE: 1" = 100'



LIBER 1359 PAGE 0336

ALL EASEMENTS ARE 12 FT. WIDE

DECEM GROUP A MICHIGAN CORP
16640 GARRETT ROAD
SOUTH LYON MICHIGAN 48178
CARROLL D. TRETZ Pres.
MAREN KEMP President

LOT 1
"RIDGE ROAD
SUBDIVISION"
L.I.O. P. 43, L.C.R.
K-245-2 EXISTING

DECEM GROUP A MICHIGAN CORP
16640 GARRETT ROAD
SOUTH LYON MICHIGAN 48178
CARROLL D. TRETZ Pres.
MAREN KEMP President

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RECORDED RIGHT OF WAY NO. 12007

RETURN TO:
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THE DETROIT EDISON COMPANY
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PF K345
 ATTACHMENT "A" AGREEMENT NUMBER 1359 PAGE 0339
 DEPARTMENT ORDER NUMBER A-49782

CONSTRUCTION WORK ORDER NUMBER 367 B6 J474
 CONTRIBUTION WORK ORDER NUMBER 590 D 289 J 960
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 2CU 1X2XLPE 713-3075 510 60 570

NAME DECEM GROUP - HOLLY RIDGE
 SCALE 1-100
 SECONDARY CABLE SIZE & TYPE 7130531
 LENGTH 130
 NO. SETS CUST. D.E. CO. X

ADDRESS RIDGE RD.
 TRANSFORMER SPEC. 11-17-263
 TRANSFORMER CONNECTION PAGE 3-6-1
 ESIG 3-6-9
 TRANSFORMER MAT 3-6-1
 TRANSFORMER SIZE 25 KVA 881-1156
 STOCK NUMBER 1701240
 PRIM - VOLTAGE - SEC

COUNTY LIVINGSTON GREEN OAK
 LAND SECT NO. 22
 MUN. CODE 625
 TRANSFORMER MAT 3-6-1
 ESIG 3-6-9
 TRANSFORMER SIZE 25 KVA 881-1156
 STOCK NUMBER 1701240
 PRIM - VOLTAGE - SEC

DISTRIBUTION CIRCUIT & VOLTAGE 8080 WHT MOIE
 MAP SECT. H-166 350
 OH D.O. REF NUMBER
 TRANSFORMER SIZE 25 KVA 881-1156
 STOCK NUMBER 1701240
 PRIM - VOLTAGE - SEC

PRIM. TRENCH LENGTH 400'
 CUST. X
 D.E. CO. X
 SEC. TRENCH LENGTH 130'
 CUST. X
 D.E. CO. X

PRIMARY CONDUIT SIZE, TYPE & LENGTH 66' ROAD WAY - 3" PVC
 FISH LINE
 CUST. X
 D.E. CO. X

SECONDARY CONDUIT SIZE & TYPE
 LENGTH
 CUST. X
 D.E. CO. X

AS INSTALLED: DUCT TYPE LENGTH CABLE LENGTH TOTAL ON PUBLIC PROP. IN SERVICE DATE

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 CABLE POLE
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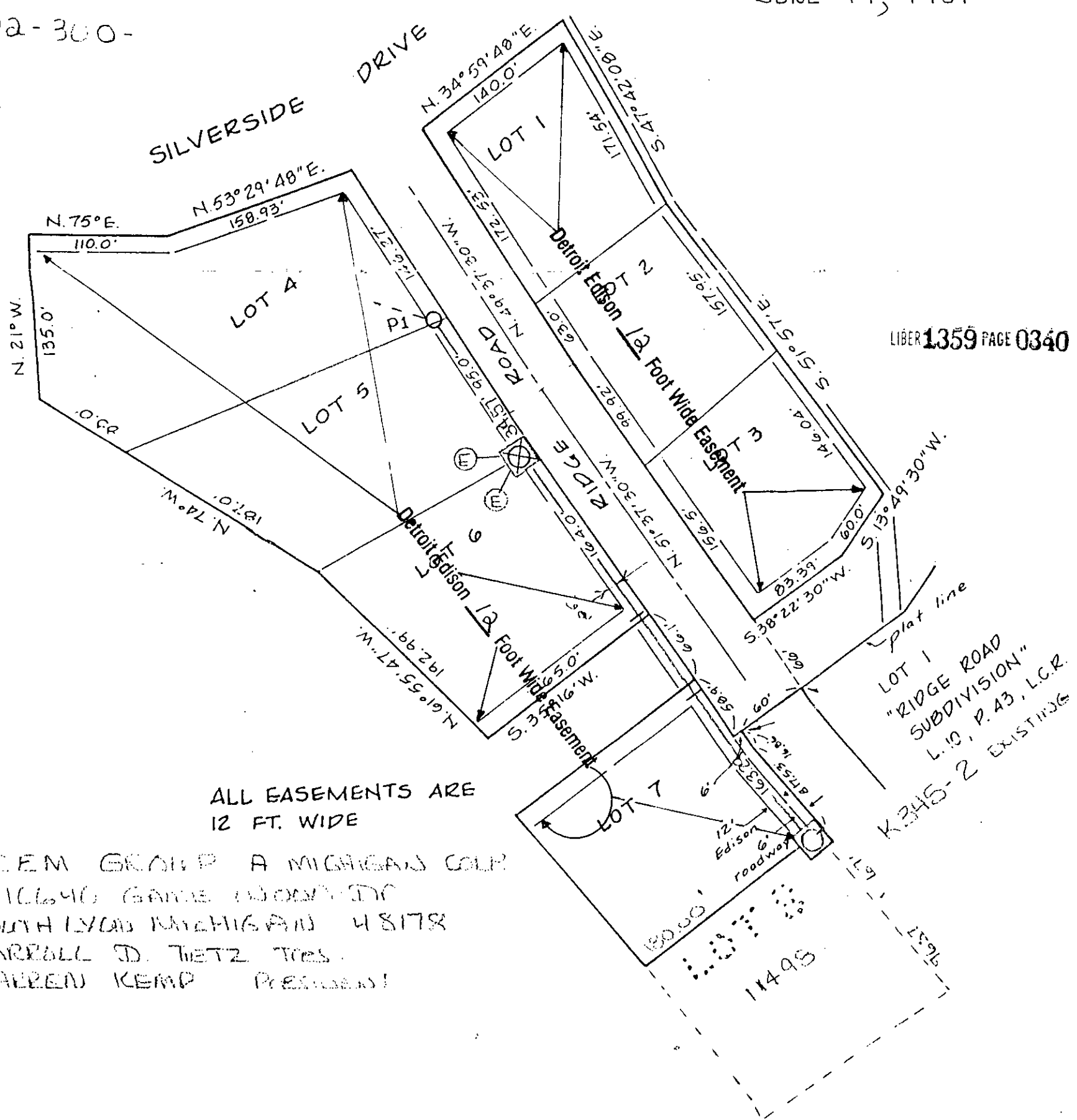
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 NOT CONTINUOUS STEEL CONDUIT - GROUND AT TRANSFORMER

22-300-

HS-3794
 JUNE 19, 1989

N
 SCALE: 1" = 100'



ALL EASEMENTS ARE 12 FT. WIDE

DECEM GROUP A MICHIGAN CORP
 10640 GARDEN WOODWAY
 SOUTH LYON MICHIGAN 48178
 CARROLL D. TIETZ PRES.
 WARREN KEMP PRESIDENT

LIBER 1359 PAGE 0340

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RECORDED RIGHT OF WAY NO.

40071