

#1100

LIBER 04786 PG 302
LIBER 3809 PAGE 711

(A956317)

RECORDED IN MACOMB COUNTY RECORDS AT: 9:55 A.M.

AUG 20 1985

Edna M. Helzer
CLERK - REGISTER OF DEEDS
MACOMB COUNTY, MICHIGAN

B423498

JULY 23, 19 85

Detroit Edison

Right of Way Agreement

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 Harrison, Macomb 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 10 feet in width unless otherwise indicated and their route is described as follows: The exact location of said easements will be as 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. If the lines or 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.
4. No shrubs or 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.

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:

Karen M. Krezenski
KAREN M. KREZENSKI

Jacqueline Helzer
JACQUELINE HELZER

Patricia M. Van Daele
PATRICIA M. VAN DAELE

Jacqueline Helzer
JACQUELINE HELZER

MAPLE FOREST BUILDERS, INC.
a Michigan Corporation

BY: *George J. Mahoney*
George J. Mahoney, Pres.

BY: *Alfred Merrelli*
Alfred Merrelli, V.P.

Prepared By: Michael J. McCabe

Address: 20439 Mack Avenue
Grosse Pointe Woods, Michigan 48236

15600 - 19 Mile Road
Mt. Clemens, Michigan

RECORDED IN MACOMB COUNTY RECORDS AT: 1:48 P.M.

DEC 20 1989

Edna M. Helzer
CLERK - REGISTER OF DEEDS
MACOMB COUNTY, MICHIGAN

Being Re-Recorded to include Appendix B

RECORDED RIGHT OF WAY NO. 40098

AD
11

CORPORATION

LIBER 04786 PG 303

(LIBER 3809 PAGE 712)

STATE OF MICHIGAN

County of WAYNE)
) SS
)

On this 23RD day of JULY, A.D. 1985, before me,
the subscriber, a notary public in and for said County, appeared George J. Mahoney

and Alfred Merrelli
to me personally known, who being by me duly sworn did say that they are the President
and Vice President of

Maple Forest Builders, 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 George J. Mahoney
and Alfred Merrelli

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

Karen M. Krezenski
KAREN M. KREZENSKI
Notary Public, WAYNE County, Michigan

My commission expires: OCTOBER 11, 1986

DE 963-4182 10-79 CS

APPENDIX "A"

"MAPLE FOREST CONDOMINIUMS, PHASE 4", A parcel of land of part of Private Claim 616, Harrison Township, Macomb County, Michigan, described as follows: Commencing at the Southwest corner of Lot 50, Harrison-Clinton River Homes Subdivision, as recorded in Liber 25 of Plats on Page 43 of Macomb County Records and thence measured S 01°00'00" E 1169.51 feet to the centerline of existing concrete pavement (recorded description is S 01°00'00" E 1168.25 feet) and thence along the centerline of existing concrete pavement N 88°44'00" E 357.00 feet to the point of beginning of property herein described: thence S 01°00'00" E 540.95 feet; thence N 65°15'30" W 31.82 feet; thence S 89°00'00" W 17.84 feet; thence S 01°00'00" 86.12 feet; thence S 63°15'30" E 215.81 feet; thence N 01°00'00" W 113.53 feet; thence N 89°00'00" E 105.44 feet; thence N 00°58'00" W 600.00 feet to the centerline of existing concrete pavement; thence S 88°49'00" W 250.79 feet to the point of beginning.

RECORDED RIGHT OF WAY NO. 40098

Date: January 10, 1990
To: Records Center
From: Michael J. McCabe *MJM*
Sr. Real Estate, Rights of Way and Claims Representative
Macomb Division
Subject: Right of Way Agreement for Underground Residential
Distribution for Maple Forest Condominiums, Phases 4
and 5, located in part of Private Claim 616, Town 2
North, Range 14 East, Harrison Township, Macomb County,
Michigan

Attached for Records Center is the executed Right of Way Agreement, dated July 23, 1985 and November 19, 1985 respectively, and other pertinent papers for the above named project.

Easement for this project was requested by Ronald Pagels, Service Planner, Macomb Division. The Agreement was negotiated by Michael J. McCabe, Representative of Real Estate, Rights of Way and Claims, Macomb Division.

Detroit Edison Company and Michigan Bell Telephone Company made this agreement with Maple Forest Builders, Inc., George J. Mahoney, President, Alfred Merrelli, Vice President, the developers of Maple Forest Condominiums, Phases 4 and 5.

Please make the attached papers a part of recorded Rights of Way file.

MJM/caw

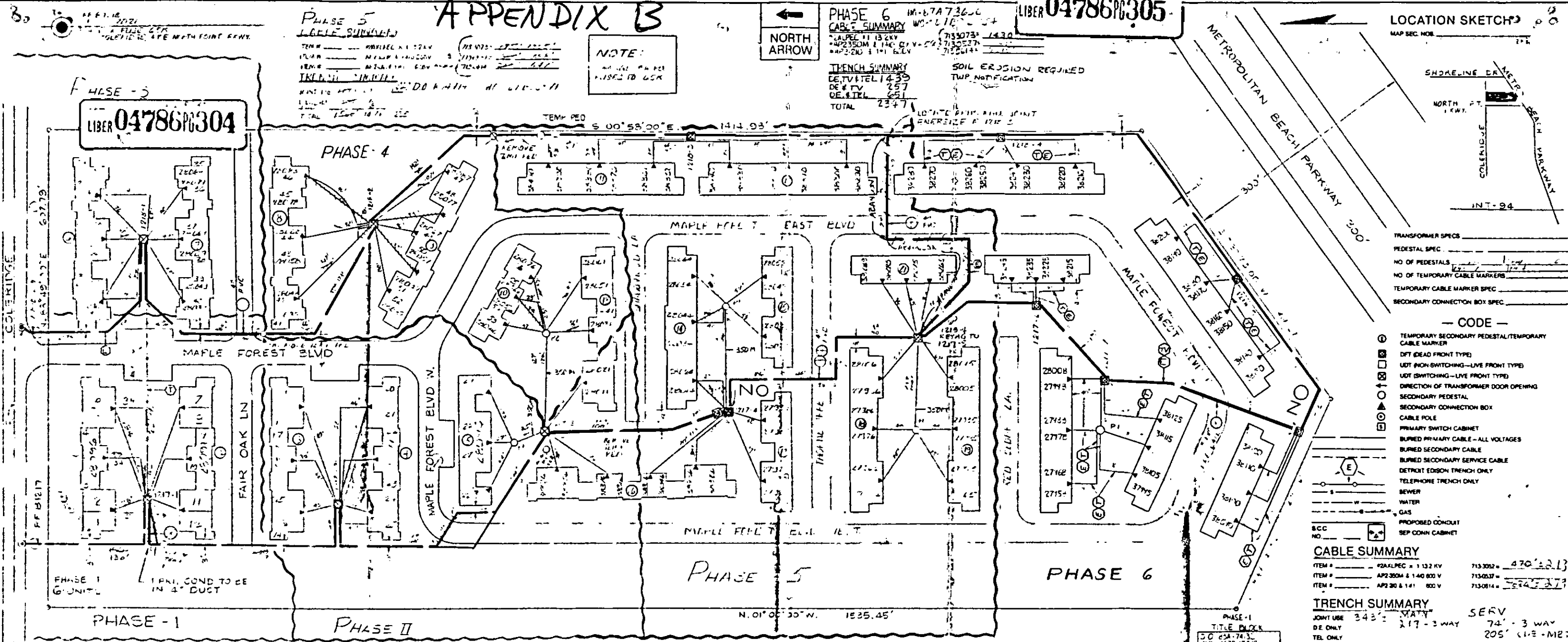
Attachment

RECORDED RIGHT OF WAY NO. 40097 - 40098

APPENDIX B

LIBER 04786PG305

LOCATION SKETCH
MAP SEC. NO. 124



PHASE 5
CABLE SUMMARY
ITEM # 102ALPEC 1132KV 713002 = 470' 2.13'
ITEM # AP2300M 1140 800V 713003 = 140' 800V
ITEM # AP230 1141 800V 713004 = 141' 800V

PHASE 6
CABLE SUMMARY
ITEM # 102ALPEC 1132KV 713002 = 470' 2.13'
ITEM # AP2300M 1140 800V 713003 = 140' 800V
ITEM # AP230 1141 800V 713004 = 141' 800V

NOTE:
AS SHOWN ON THIS PLAN TO BE USED TO GSK

- TRANSFORMER SPECS**
PEDESTAL SPEC _____
NO OF PEDESTALS _____
NO OF TEMPORARY CABLE MARKERS _____
TEMPORARY CABLE MARKER SPEC _____
SECONDARY CONNECTION BOX SPEC _____
- CODE**
- ⊕ TEMPORARY SECONDARY PEDESTAL/TEMPORARY CABLE MARKER
 - ⊖ DFT DEAD FRONT TYPE
 - ⊕/⊖ UDT (NON-SWITCHING—LIVE FRONT TYPE)
 - ⊕/⊖ UDT (SWITCHING—LIVE FRONT TYPE)
 - DIRECTION OF TRANSFORMER DOOR OPENING
 - ⊕ SECONDARY PEDESTAL
 - ⊖ SECONDARY CONNECTION BOX
 - ⊕ CABLE POLE
 - ⊖ PRIMARY SWITCH CABINET
 - ⊖ BURIED PRIMARY CABLE—ALL VOLTAGES
 - ⊖ BURIED SECONDARY CABLE
 - ⊖ BURIED SECONDARY SERVICE CABLE
 - ⊖ DETROIT EDISON TRENCH ONLY
 - ⊖ TELEPHONE TRENCH ONLY
 - ⊖ SEWER
 - ⊖ WATER
 - ⊖ GAS
 - ⊖ PROPOSED CONDUIT
 - ⊖ SEP CONN CABINET

CABLE SUMMARY
ITEM # 102ALPEC 1132KV 713002 = 470' 2.13'
ITEM # AP2300M 1140 800V 713003 = 140' 800V
ITEM # AP230 1141 800V 713004 = 141' 800V

TRENCH SUMMARY
JOINT USE 343' 219' 279'
D.E. ONLY 217'-3 WAY 74'-3 WAY
TEL ONLY 205' (113-MET)
GAS ONLY
OTHERS
TOTAL 343' 219' 279'
SITE SUPT. A. HAZELLE PHONE NO. 482-3266

TRANSFORMER DATA

UDT NO.	SIZE	ED STR. NO.
B1217-1	50	601-1152
B1217-2	50	601-1152
B1217-3	50	601-1152
B1217-4	100	601-1152
B1217-5	50	601-1152
B1217-6	50	601-1152
B1217-7	50	601-1152
B1217-8	50	601-1152

TITLE BLOCK #16
LD 2074
WD 3678
DATE 5-24-83
TECH. P.O. POINT
LABOR 113 L.A.
SLIP 113 L.A.
RECEIVED 5-24-83

GENERAL NOTES

TRENCHING TO BE DONE BY
TRENCH AND CABLE LENGTHS ARE APPROXIMATE
SEE SECTION 58 UG LINE CONSTRUCTION STANDARDS FOR TRANS. MAT DETAILS
SEE PAGE 32-11 (S11) DETAIL "A" FOR ENTRANCE POINT DETAILS (APTS. ONLY)
SEE SECTION 43 UG LINE CONSTRUCTION STANDARDS FOR PLACEMENT OF CABLES
TRANSFORMERS AND PEDESTALS (SUBS ONLY)
DE SERVICE PLANNER R. PAGELS 280-2412
TEL CO BURT DUNFORD 485-2175
GAS CO
OTHERS CATV-B2B STRAVES 740-1221
CONTACT "MISS DIG" 800-482-7171 BEFORE DOING ANY EXCAVATION
EASEMENTS INDICATED BY OUR CENTERLINE ARE
IN WIDTH UNLESS OTHERWISE NOTED

PERMITS REQUIRED
HARRISON TWP., MACOMBE COUNTY NOTIFICATION ONLY
CITY OF _____
STATE YES NO

PHASE -1
CABLE SUMMARY
ITEM # 102ALPEC 1132KV 713002 = 470' 2.13'
ITEM # AP2300M 1140 800V 713003 = 140' 800V
ITEM # AP230 1141 800V 713004 = 141' 800V

TRENCH SUMMARY
JOINT USE 343' 219' 279'
D.E. ONLY 217'-3 WAY 74'-3 WAY
TEL ONLY 205' (113-MET)
GAS ONLY
OTHERS
TOTAL 343' 219' 279'
SITE SUPT. A. HAZELLE PHONE NO. 482-3266

PHASE -2
CABLE SUMMARY
ITEM # 102ALPEC 1132KV 713002 = 470' 2.13'
ITEM # AP2300M 1140 800V 713003 = 140' 800V
ITEM # AP230 1141 800V 713004 = 141' 800V

TRENCH SUMMARY
JOINT USE 343' 219' 279'
D.E. ONLY 217'-3 WAY 74'-3 WAY
TEL ONLY 205' (113-MET)
GAS ONLY
OTHERS
TOTAL 343' 219' 279'
SITE SUPT. A. HAZELLE PHONE NO. 482-3266

PHASE -3
CABLE SUMMARY
ITEM # 102ALPEC 1132KV 713002 = 470' 2.13'
ITEM # AP2300M 1140 800V 713003 = 140' 800V
ITEM # AP230 1141 800V 713004 = 141' 800V

TRENCH SUMMARY
JOINT USE 343' 219' 279'
D.E. ONLY 217'-3 WAY 74'-3 WAY
TEL ONLY 205' (113-MET)
GAS ONLY
OTHERS
TOTAL 343' 219' 279'
SITE SUPT. A. HAZELLE PHONE NO. 482-3266

PHASE -4
CABLE SUMMARY
ITEM # 102ALPEC 1132KV 713002 = 470' 2.13'
ITEM # AP2300M 1140 800V 713003 = 140' 800V
ITEM # AP230 1141 800V 713004 = 141' 800V

TRENCH SUMMARY
JOINT USE 343' 219' 279'
D.E. ONLY 217'-3 WAY 74'-3 WAY
TEL ONLY 205' (113-MET)
GAS ONLY
OTHERS
TOTAL 343' 219' 279'
SITE SUPT. A. HAZELLE PHONE NO. 482-3266

PHASE -5
CABLE SUMMARY
ITEM # 102ALPEC 1132KV 713002 = 470' 2.13'
ITEM # AP2300M 1140 800V 713003 = 140' 800V
ITEM # AP230 1141 800V 713004 = 141' 800V

TRENCH SUMMARY
JOINT USE 343' 219' 279'
D.E. ONLY 217'-3 WAY 74'-3 WAY
TEL ONLY 205' (113-MET)
GAS ONLY
OTHERS
TOTAL 343' 219' 279'
SITE SUPT. A. HAZELLE PHONE NO. 482-3266

NO.	REVISION	DATE	BY	CHECKED BY
1	REVISED	5-24-83	R. PAGELS	J. HUFFMAN
2	REVISED	5-27-83	J. HUFFMAN	J. HUFFMAN
3	REVISED	5-27-83	J. HUFFMAN	J. HUFFMAN

MAPLE FOREST CONDOMINIUMS
PART OF PC #10 TEN-R14E
HARRISON TWP.

THE DETROIT EDISON SERVICE PLANNING

SCALE 1" = 60'
DATE: 5/24/83

DEPT. ORDER NUMBER: 2247412
DATE: 5/24/83

SHEET 1 OF 1 SHEETS

WARRANTY

40098

RECORDED RIGHT OF WAY NO.



CONTRACT

PLANNING DEPARTMENT

PLANNING DEPARTMENT

PLANNING DEPARTMENT