

LIBER 1420 PAGE 0549

JUN 20

, 19 90

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, and COLUMBIA CABLE OF MICHIGAN, a Michigan corporation of 2505 S. Industrial Hwy., Ann Arbor, Michigan 48106, hereinafter referred to collectively as "GRANTEE," 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, gas and communication services in, under, upon and across property located in the Township of Oceola, County of Livingston, State of Michigan, further described as:

A Six (6) foot wide underground easement as described on Detroit Edison Drawing HS-4008, dated 2-14-90 attached hereto and made a part hereof, over and across and under the following described land: Part of the Northeast 1/4 of Section 13, Town 3 North, Range 5 East, Michigan and being more particularly described as follows: Commencing at the North 1/4 corner of said Section 13, thence South 88 degrees 43 minutes 39 seconds East, 1293.57 feet along the north line of Section 13 to the point of beginning; thence South 0 degrees 20 minutes 46 seconds East 2649.41 feet; thence South 88 degrees 42 minutes 00 seconds east, 1309.61 feet; thence North 5 degrees 55 minutes 28 seconds West, 184.60 feet; thence North 0 degrees 18 minutes 06 seconds West, 2466.76 feet along the East line of said Section 13 to the Northeast corner of said Section 13; thence North 88 degrees 43 minutes 39 seconds West, 1293.57 feet along the North line of said Section 13 to the point of beginning.

RECORDED
JUL 24 2 48 PM '90
MARGY HAVILAND
REGISTER OF DEEDS
LIVINGSTON COUNTY, MI
48843

as shown on the attached drawing HS-4008 which is made a part hereof.

The right of way is Six feet in width.

The rights hereby granted include the right of access to and from the right 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 the GRANTEE interferes with the construction or operation of the line facilities. It is expressly understood and agreed that the GRANTEE shall, at no time, trim ~~or cut down~~ any trees unless, in the GRANTEE'S opinion, it is absolutely necessary to do so. The GRANTEE shall restore premises to its original condition or as near as can be in the event of damages caused by its employes, contractors, vehicles and equipment entering premises for the purposes set forth herein. Restoration of premises, if applicable, to be made within 90 days after installation of said lines. gmd

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

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 Jr.
JAMES M. DAVENPORT JR.

Clayton McDonald
Clayton McDonald

Fred Phillips
FRED PHILLIPS

Mary A. McDonald
Mary A. McDonald, husband and wife

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

Address: 1843 Hacker Rd.
Howell, Mi. 48843

APPROVED AS TO FORM 7/20/90 DATE
LEGAL DEPARTMENT Shyne

RECORDED RIGHT OF WAY NO. 41117

STATE OF MICHIGAN

County of LIVINGSTON)SS

On this 20th day of JUNE, 1990, the foregoing instrument was acknowledged before me, a Notary Public in and for said county by Clayton McDonald and Mary A. McDonald, husband and wife.

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James M. Davenport, Jr.
Notary Public, Wayne County, Mi.

My Commission Expires: Jan 22, 1991

JAMES M. DAVENPORT, JR.
Notary Public, Wayne County, MI
My Commission Expires Jan. 22, 1991

James M. Davenport, Jr.
JAMES M. DAVENPORT, JR.

Clayton McDonald
Clayton McDonald

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

LEGAL DEPARTMENT

To (Supervisor, RE & R/W) RICHARD LONGWISH	For RE & R/W Dept. Use	Date Received	DE/Bell/C.P. No.
Division ANN ARBOR	Date 2-14-90	Application No. HS-4008	

We have included the following necessary material and information:

MBT #89332134 313

Material:

- A. Proposed Subdivision
 - 1. copy of complete final proposed plat - All pages
- or
- B. Other than proposed subdivision (condo., apts. mobile home park — other)
 - 1. Property description.
 - 2. Site plan.
 - 3. title information (deed, title commitment, contract with title commitment, or title search).

Note: Do not submit application for URD easements until all above material has been acquired.

REPORT OF REAL ESTATE AND RIGHTS OF WAY DEPARTMENT R/W SECURED AS INDICATED ON THIS SKETCH BY <u>J. DAVENPORT</u> DATE <u>6-21-90</u> DATE WANTED _____ DISTRICT _____ FIELDMAN <u>Richard Longwish</u>	PERMITS TO:
	RECORD CENTER <u>1</u>
	R/W FILES <u>1</u>
	MBT <u>1</u>
	ORIGINATOR <u>1</u>
TOTAL <u>1</u>	

Information

1. Project Name JOHN & TINA ICEBURG	County LIVINGSTON
City/Township/Village OCEOLA	Section No. 13

Type of Development

<input type="checkbox"/> Proposed Subdivision	<input type="checkbox"/> Apartment Complex	<input type="checkbox"/> Condominium
<input type="checkbox"/> Subdivision	<input type="checkbox"/> Mobile Home Park	<input checked="" type="checkbox"/> Other

2. Name of Owner CLAYTON McDONALD	Phone No.
Address 1843 HACKER HOWELL, MI, 48843	

Owner's Representative	Phone No.
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Date Service is Wanted
APRIL 90

4. Entire Project will be developed at one time Yes No

5. Joint easements required — Michigan Bell Telephone Yes No

— Consumers Power Yes No

COLUMBIA CATV

a. Name of Other Utilities If Not Michigan Bell Telephone or Consumers Power

b. Other Utility Engineer Names	Phone Numbers
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Addresses

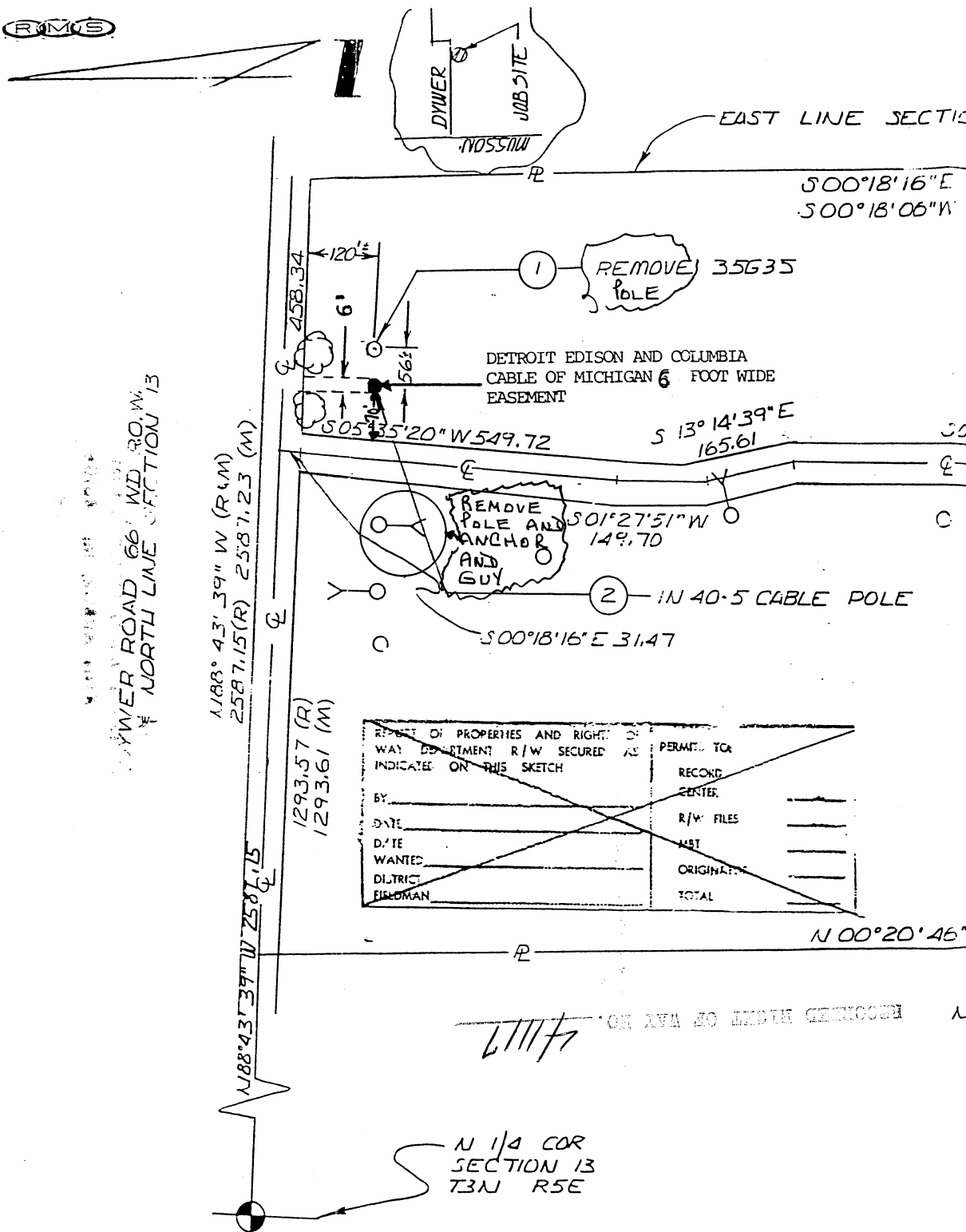
6. Additional Information or Comments

- F.J.U. MBT H-136-0
- F.J.U. CATV H-137-0

Note: Trenching letter attached will be submitted later

Service Planner BRIAN P. PUDNEY	Signed (Service Planning Supervisor) <u>Charles Dupich</u>
Phone No. 3314	Address HOWELL S.C.

RECORDED RIGHT OF WAY NO. 4117



DIVER ROAD 66' WD. RD. W. NORTH LINE SECTION 13

N 88° 43' 39" W (R) 2587.15 (M)
 1188° 43' 39" W (R) 2587.23 (M)

1293.57 (R)
 1293.61 (M)

REPORT OF PROPERTIES AND RIGHTS OF WAY DEPARTMENT R/W SECURED AS INDICATED ON THIS SKETCH		PERMITTED TO
BY _____	DATE _____	RECORD CENTER _____
DATE WANTED _____	DISTRICT FIELDMAN _____	R/W FILES _____
		MBT _____
		ORIGINAL _____
		TOTAL _____

N 00° 20' 46" W 2549.61

N 1/4 COR SECTION 13 T3N R5E

N.B.T. # 89332134313

F.J.U. MEMO
 MBT 4-136-0
 CATV 4-137-0

THE DETROIT EDISON COMPANY - SERVICE PLANNING DEPARTMENT			
CITY OR TWP. OCEOLA	COUNTY LIVINGSTON	DEPT. SEC. NO. 13	DEPT. ORDER NO.
MAP SECT. 2-142-420	TOWN RANGE	JOINT R/W REQUIRED YES <input type="checkbox"/> NO <input type="checkbox"/>	R/W NO. HS-4008
PROJECT NAME ICE BERG RESIDENCE	TEL. ENG'R. & DIST.	PROJ. OR PART NO.	
CIRCUIT DC BIZI KELLOGG 4.8 KV 150 DN	O.F.W. S.O. OR P.E. NO.		BUDGET ITEM NO. OMAJ-MAJ
REASON NEW SERVICE TO 7925	PLANNER B.R. PUDNEY	SCALE 1"=200'	DATE 2-14-90

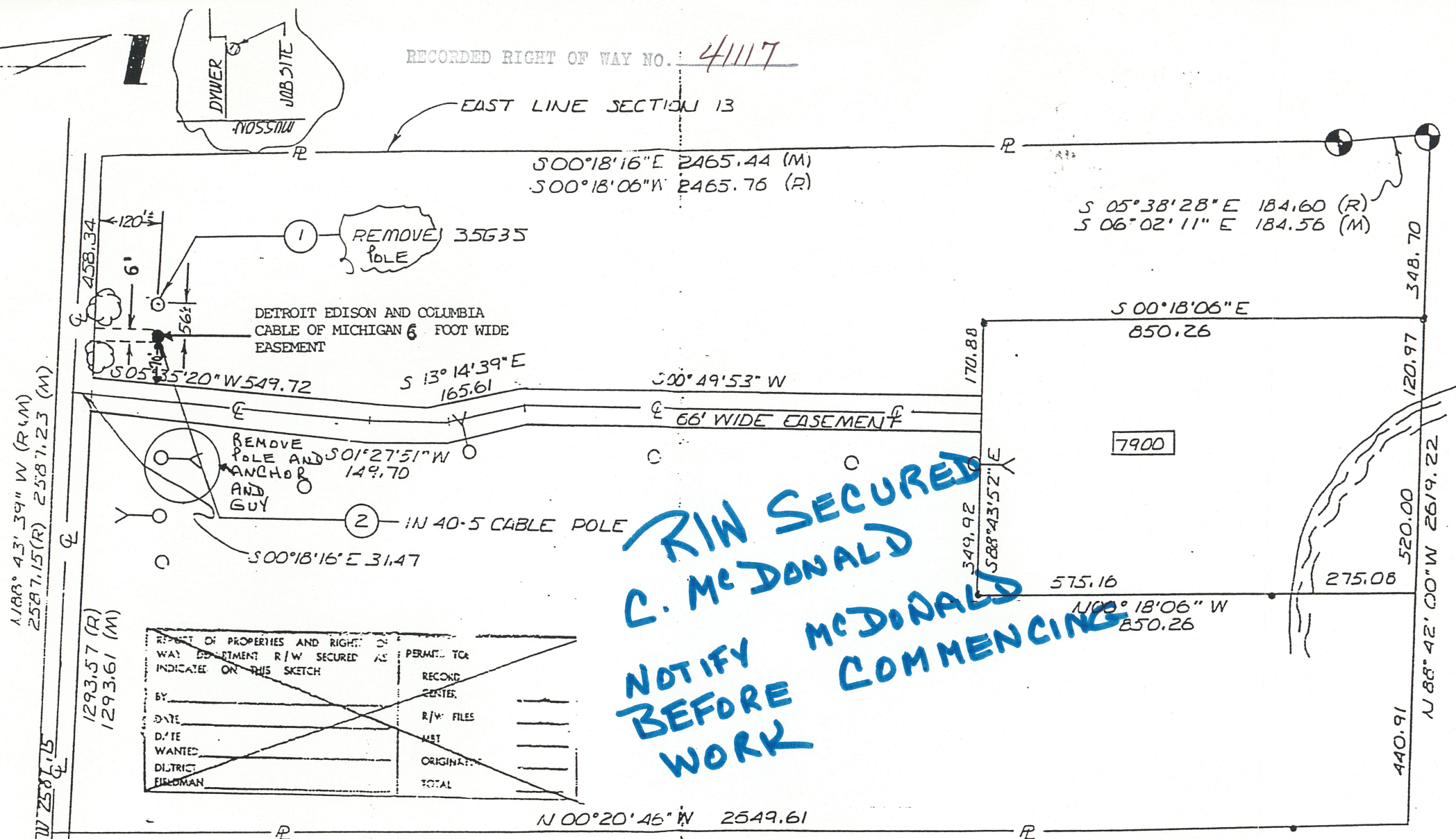
RETURN TO:
RICHARD LONGWISH
THE DETROIT EDISON COMPANY
425 S. MAIN STREET, ROOM 332
ANN ARBOR, MI 48106

RMS

RECORDED RIGHT OF WAY NO. 41117

EAST LINE SECTION 13

DYWER ROAD 66' WD. RO. W. & NORTH LINE SECTION 13



R/W SECURED
C. McDONALD
NOTIFY BEFORE WORK
McDONALD COMMENCING

REPORT OF PROPERTIES AND RIGHTS OF WAY DEPARTMENT R/W SECURED AS INDICATED ON THIS SKETCH		PERMITTED TO:
BY:	DATE:	RECORD CENTER:
DISTRICT FIELDMAN:	DATE WANTED:	R/W FILES:
		MBT:
		ORIGINAL:
		TOTAL:

N.B.T. # 89332134313

F.J.U. MEMO
MBT H-136-0
CATV H-137-0

N 1/4 COR SECTION 13 T3N R5E

THE DETROIT EDISON COMPANY - SERVICE PLANNING DEPARTMENT			
LEGEND	CITY OF TWP.	COUNTY	QTA & FWP, SECT. NO.
○ FOREIGN POLE	OCEOLA	LIVINGSTON	13
○ EXIST. D.E. CO. POLE	MAP SECT.	TOWN	RANGE
● PROPOSED POLE	2-142-420		
○ EXIST. ANCHOR	PROJECT NAME	JOINT R/W REQUIRED	R/W NO.
○ PROPOSED ANCHOR	ICE BERG RESIDENCE	YES <input type="checkbox"/> NO <input type="checkbox"/>	HS-4008
○ TREE	CIRCUIT	TEL. ENG'R. & DIST.	PROJ. OR PART NO.
— 120/240 V LINE	DC BIZI KELLOGG 4.8 KV 150 DN		
— 4800 V LINE	REASON		O.F.W. S.O. OR P.E. NO.
— 13,200 V LINE	NEW SERVICE TO 7925		BUDGET ITEM NO.
— 40,000 V LINE	PLANNER	SCALE	DATE
	B.R. PUDNEY	1" = 200'	0MAJ-MAJ 2-14-90