

Page 1 of 6

Real Estate and Rights of Way

Detroit Edison

Joint Underground Residential Distribution Right of Way Agreement

November 5, 1990

For good and valuable consideration of system betterment, the undersigned hereby grant and convey to MICHIGAN BELL TELEPHONE COMPANY, A Michigan Corporation of 444 Michigan, Detroit, Mi. and THE DETROIT EDISON COMPANY, a Michigan corporation of 2000 Second Avenue, Detroit, Michigan, MICHIGAN CONSOLIDATED GAS COMPANY, A Michigan Corporation of One Woodward Avenue, Detroit, MI and COLUMBIA CABLE OF MICHIGAN, a Michigan Co-Partnership of P. O. Box 998, Ann Arbor, MI 48106. hereinafter referred to collectively as "GRANTEE", the right to erect, lay, maintain, reconstruct, add to and replace underground facilities consisting of wires, cables, conduits, fixtures, piping, venting, gas facilities and appurtenances including the necessary above ground equipment, connections, poles and accessories required to provide gas, electric and communication services with the usual services, connections and accessories in, under, upon, over and across the property located in the township of Pittsfield, County of Washtenaw, State of Michigan, and more particularly described on the attached Appendix "A"; with the full right to the GRANTEE of ingress and egress upon said property for the purposes of this grant, and the further right to trim, cut down or otherwise control brush and trees within the right of way herein described.

Said right of way shall be 14 feet in width unless otherwise indicated and the route is described as follows:

All in accordance with Proposed Plat which is attached hereto and made a part hereof. (Appendix "B").

RECORDED

WASHTENAW COUNTY MI

Nov 13 10 39 AM '90

PEGGY H. HAINES COUNTY CLERK/REGISTER

RECORDED RIGHT OF WAY NO. 41127

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

- 1. The right of way will be graded to within four inches of final grade before the GRANTEE'S lines are installed and this ground elevation must be maintained after installation of utilities to avoid the pooling of water in, on or around GRANTEE'S above ground equipment.
2. No buildings or structures other than GRANTEE'S equipment are to be placed within the right of way herein granted. No excavation is to be permitted within said right of way without approval of GRANTEE.
3. No shrubs or foliage shall be planted or grown within eight feet of the front door of transformers or switching cabinet enclosures. GRANTEE 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 right of way causing an interference with GRANTEE'S maintenance of their equipment.
4. If the lines or facilities of GRANTEE 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 property at the time the damage occurred.

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:

Bruce Carson (Signature) BRUCE CARSON

Deborah J. Thornber (Signature) Deborah J. Thornber

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

Jerry L. Helmer (Signature) Jerry L. Helmer

Ruthann Helmer, husband and wife (Signature) Ruthann Helmer, husband and wife

Phillip F. Conlin (Signature) Phillip F. Conlin

Peggy D. Conlin, husband and wife (Signature) Peggy D. Conlin, husband and wife

JAMES L. SNEDIKER, PRES BAYBERRY CONSTRUCTION INC. - a Michigan Corporation

JAMES L. SNEDIKER, PRES (Signature) JAMES L. SNEDIKER, PRES

Address: 7171 E. Michigan Saline, Mi. 48176

Acknowledgement-Individual

STATE OF MICHIGAN

County of WASHTENAW )SS

On this 5TH day of November, 19 90, the foregoing instrument was acknowledged before me, a notary public in and for said county, by Jerry L. Helmer and Ruthann Helmer, husband and wife

Deborah J. Thornber  
DEBORAH J. THORNBUR  
Notary Public, Washtenaw County, Michigan

My commission expires 12-19-93

Acknowledgement-Individual

STATE OF MICHIGAN

County of WASHTENAW )SS

On this 5th day of November, 19 90, the foregoing instrument was acknowledged before me, a notary public in and for said county, by Phillip F. Conlin and Peggy D. Conlin, husband and wife

Deborah J. Thornber  
DEBORAH J. THORNBUR  
Notary Public, Washtenaw County, Michigan

My commission expires 12-19-93

Acknowledgement-Corporation

STATE OF MICHIGAN

County of WASHTENAW )SS

On this 5th day of November, 19 90, the foregoing instrument was acknowledged before me, a notary public in and for said county, by James L. Snediker

whose title(s) is/are President

of BAYBERRY CONSTRUCTION INC., a Michigan corporation, on behalf of the corporation.

Deborah J. Thornber  
DEBORAH J. THORNBUR  
Notary Public, Washtenaw County, Michigan

My commission expires 12-19-93

APPENDIX "A"

PROPOSED HUNTER'S RIDGE #2

Commencing at the Northeast corner of Section 33, T13S, R6E, Pittsfield Township, Washtenaw County, Michigan; thence along the East line of said Section and the centerline of Warner Road S 01 deg. 00' 05" E 666.00 feet for a POINT OF BEGINNING; thence continuing along the East line of said Section and the centerline of said Road S 01 deg. 00' 05" E 1365.70 feet; thence S 08 deg. 36' 55" W 706.10 feet; thence S 01 deg. 00' 05" E 679.32 feet to a point on the East and West 1/4 line of said Section; thence along the East and West 1/4 line of said Section S 08 deg. 36' 55" W 614.77 feet to a point on the West line of the East 1/2 of the Northeast 1/4 of said Section; thence along said West line N 01 deg. 01' 30" W 1350.07 feet to a point on the South line of the Northwest 1/4 of the Northeast 1/4 of said section; thence N 19 deg. 05' 20" E 559.59 feet; thence N 40 deg. 50' 30" E 71.03 feet; thence N 27 deg. 08' 30" E 220.00 feet; thence S 68 deg. 27' 40" E 191.42 feet; thence N 08 deg. 08' 30" E 794.44 feet to the Point of Beginning.

DATE: 12-7-90

TO: Corporate Real Estate Services  
2310 W.C.B.

FROM: James M. Davenport *JMD*  
Real Estate & Rights-of-Way  
Howell Office  
Ann Arbor Division

SUBJECT: Agreement/Easement/Restrictions for underground  
residential distribution for HUNTER'S  
RIDGE # 2 PROPOSED SUB.  
Located In: PITTSFIELD TOWNSHIP  
County: WASHTENAW

Attached is the executed agreement dated NOV 5, 1990  
for the above named project.

Easements for this project were requested by R. HALL  
Service Planning Department, Ann Arbor Division.

The agreement was negotiated by James M. Davenport of the  
Real Estate and Rights-of-Way Department, Ann Arbor  
Division.

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

Additional Information: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

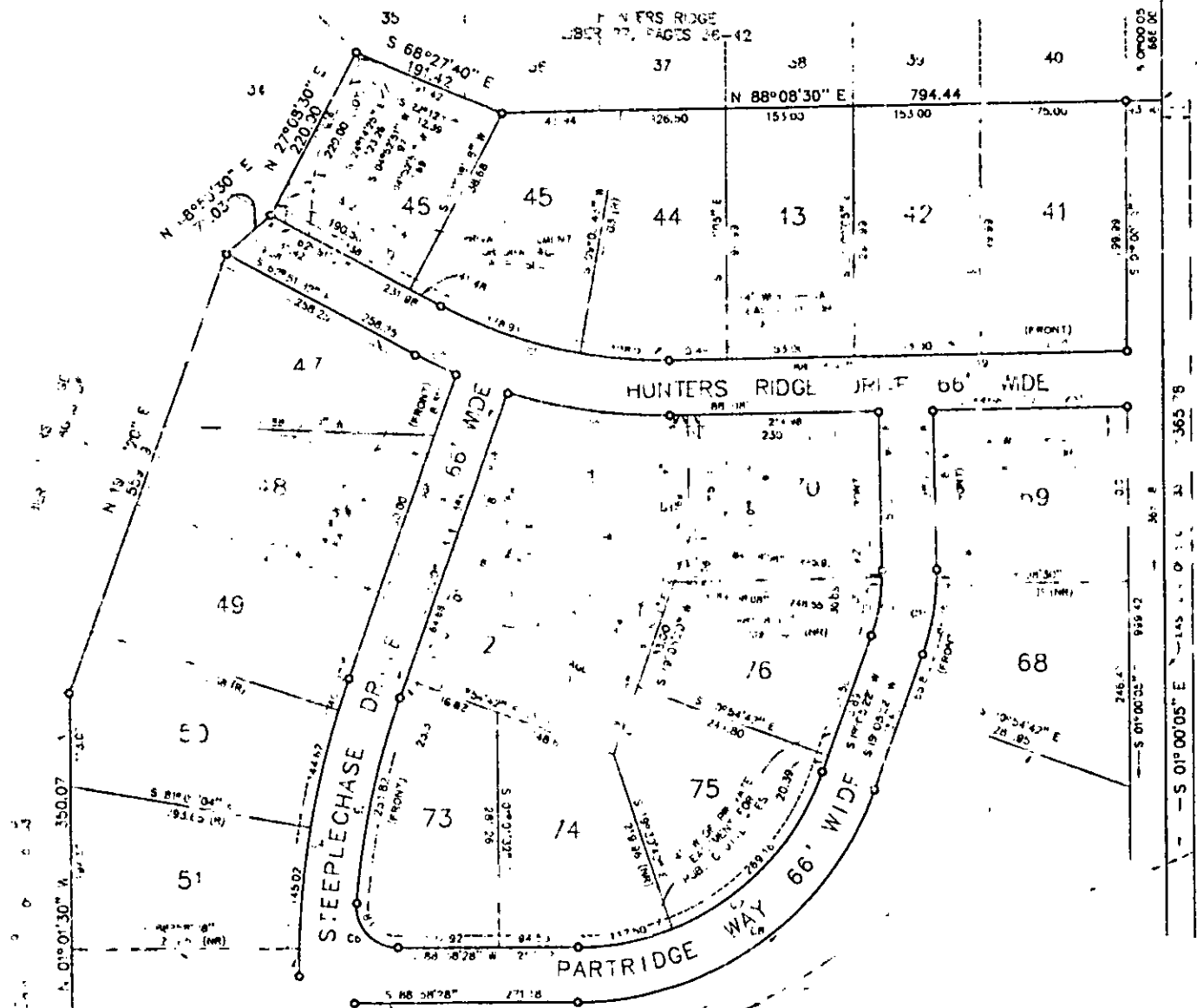
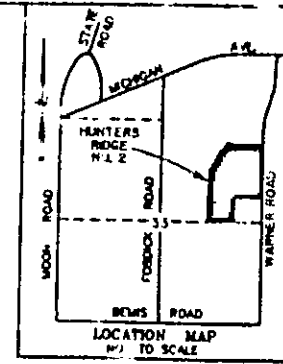
JMD:pg:wp

Attachment(s)

RECORDED RIGHT OF WAY NO. 4187

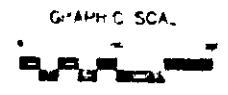
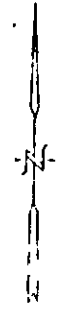
# PROPOSED HUNTERS RIDGE NO. 2

PART OF THE NORTHEAST 1/4 OF  
 SECTION 33, T3S, R6E  
 PITTSFIELD TOWNSHIP  
 WASHTENAW COUNTY, MICHIGAN



N.E. CORNER  
 SECTION 33  
 T3S, R6E

POINT OF BEGINNING



CURVE DATA

STATION	CHORD BEARING	CHORD DISTANCE	CHORD BEARING	CHORD DISTANCE	CHORD BEARING	CHORD DISTANCE
C1	N 88° 08' 30" E	794.44	S 88° 08' 30" E	794.44	N 88° 08' 30" E	794.44
C2	N 88° 08' 30" E	153.00	S 88° 08' 30" E	153.00	N 88° 08' 30" E	153.00
C3	N 88° 08' 30" E	153.00	S 88° 08' 30" E	153.00	N 88° 08' 30" E	153.00
C4	N 88° 08' 30" E	153.00	S 88° 08' 30" E	153.00	N 88° 08' 30" E	153.00
C5	N 88° 08' 30" E	153.00	S 88° 08' 30" E	153.00	N 88° 08' 30" E	153.00
C6	N 88° 08' 30" E	153.00	S 88° 08' 30" E	153.00	N 88° 08' 30" E	153.00
C7	N 88° 08' 30" E	153.00	S 88° 08' 30" E	153.00	N 88° 08' 30" E	153.00
C8	N 88° 08' 30" E	153.00	S 88° 08' 30" E	153.00	N 88° 08' 30" E	153.00
C9	N 88° 08' 30" E	153.00	S 88° 08' 30" E	153.00	N 88° 08' 30" E	153.00
C10	N 88° 08' 30" E	153.00	S 88° 08' 30" E	153.00	N 88° 08' 30" E	153.00
C11	N 88° 08' 30" E	153.00	S 88° 08' 30" E	153.00	N 88° 08' 30" E	153.00
C12	N 88° 08' 30" E	153.00	S 88° 08' 30" E	153.00	N 88° 08' 30" E	153.00
C13	N 88° 08' 30" E	153.00	S 88° 08' 30" E	153.00	N 88° 08' 30" E	153.00
C14	N 88° 08' 30" E	153.00	S 88° 08' 30" E	153.00	N 88° 08' 30" E	153.00
C15	N 88° 08' 30" E	153.00	S 88° 08' 30" E	153.00	N 88° 08' 30" E	153.00

MATCH LINES  
 SHEET 2 OF 4

- PLAT LEGEND:
- ALL DIMENSIONS SHOWN ARE IN FEET
  - ALL CURVE RADIUS DIMENSIONS SHOWN ARE ARC LENGTHS.
  - THE SYMBOL "C" INDICATES A CONCRETE MONUMENT 4 INCHES IN DIAMETER, 36 INCHES IN LENGTH, CASING A 1/2" X 3/8" IRON ROD
  - LOT CORNERS ARE MARKED WITH 1/2" X 1/8" IRON PIPE WITH YELLOW PLASTIC CAPS WITH THE DATE 53105
  - THE SYMBOL "R" INDICATES A RADIAL LINE.
  - THE SYMBOL "N" INDICATES A NON-RADIAL LINE.
  - THE BEARING OF THE 1/4 SECTION CORNER RECORDED BEARINGS SHOWN ON THIS PLAT ARE AS RECORDED IN LIBER 27 OF PLATS, PAGES 36-42, WASHTENAW COUNTY RECORDS.

Whenever Private Easements  
 For Public Utilities Appear  
 on this drawing, the easement  
 shall apply to the grantee of the  
 attached Right of Way Agreement.

APPENDIX "B"

RECORDED RIGHT OF WAY NO. 41129

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

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

RECORDED  
WASHTENAW COUNTY MI  
MAY 13 10 39 AM '90  
PEGGY H. HAINES  
COUNTY CLERK/REGISTER

REC'D  
R333 0333003 6103 10:36AM 11/13/90 15.00

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

1500

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

PAUL AD



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

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