

Joint Underground Residential Distribution Right of Way Agreement

90007760

DECEMBER 7, 1989

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, MICHIGAN BELL TELEPHONE COMPANY, a Michigan corporation of 444 Michigan Avenue, Detroit, Michigan and OMNICO OF MICHIGAN, a MICHIGAN corporation of 8465 Ronda Dr., Canton, MI. 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 and appurtenances including the necessary above ground equipment, connections, poles and accessories required in, under, upon, over and across the property located in the NE 1/4 of Sec. 32, Twp. of Plymouth, County of Wayne, 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 10 feet in width unless otherwise indicated and the route is described as follows:

As shown on Appendix "B" which is attached to and made a part hereof.

RECORDED RIGHT OF WAY NO. 41133

90007760

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 granting 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:

Grantors:

Janet Campbell, Trustee
Under Trust Agreement, dated 5/4/78

90 JAN 11 PM 3:22
FOREST E. YOUNG BLDG
REGISTERED DEEDS
WAYNE COUNTY, MI

Janet Campbell
JANET CAMPBELL, TRUSTEE

Charles E. Coleman
CHARLES E. COLEMAN

John B. Burgess
JOHN B. BURGESS

Prepared by:
C. Coleman
Real Estate, R/W & Claims Representative
8001 S. Haggerty, Belleville, MI.

Address:
47950 W. Ann Arbor Tr.
Plymouth, MI., 48170

APPROVED AS TO FORM 1/3/90 DATE
LEGAL DEPARTMENT [Signature] DE 963-1091 3-86 CS (DE, MBT, OU-URDI)

LEGAL DESCRIPTION

LI 24493 PA 595

Part of the NE 1/4 of Sec. 32, described as: Beg. at a point due S. 672.20 ft. and S. 89°13'10" E. 997.90 ft. from the N. 1/4 corner, th. S. 89°13'10" E. 320.70 ft., th. S. 0°00'40" E. 1268.43 ft. to C/L of Ann Arbor Trail, th. S. 44°41'40" W. 366.70 ft. to the C/L of Ann Arbor Rd., th. S. 64°31'40" W. 93.16 ft; th. due N. 1552.21 ft. to the P.O.B.

Commonly known as 47950 W. Ann Arbor Trail, Plymouth Twp., Michigan T1S, R8E

RECORDED RIGHT OF WAY NO. 41133

STATE OF MICHIGAN)
COUNTY OF WAYNE } SS.

On this 7TH day of DECEMBER A.D., 1989, before the under-
signed, a Notary Public in and for said County, personally appeared JANET CAMPBELL,
Trustee under Janet Campbell Trust Agreement dated 5/4/78

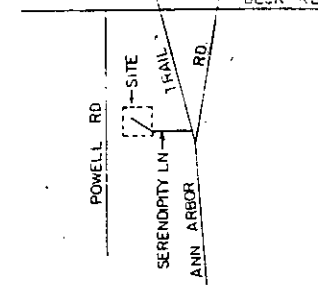
known to me to be the person who executed the foregoing instrument and acknowledged
the same to be her free act and deed.

Charles E. Coleman

Notary Public, WAYNE County, MI.

CHARLES E. COLEMAN, JR.
Notary Public, Wayne County, MI
My Commission Expires July 9, 1990

My Commission Expires:

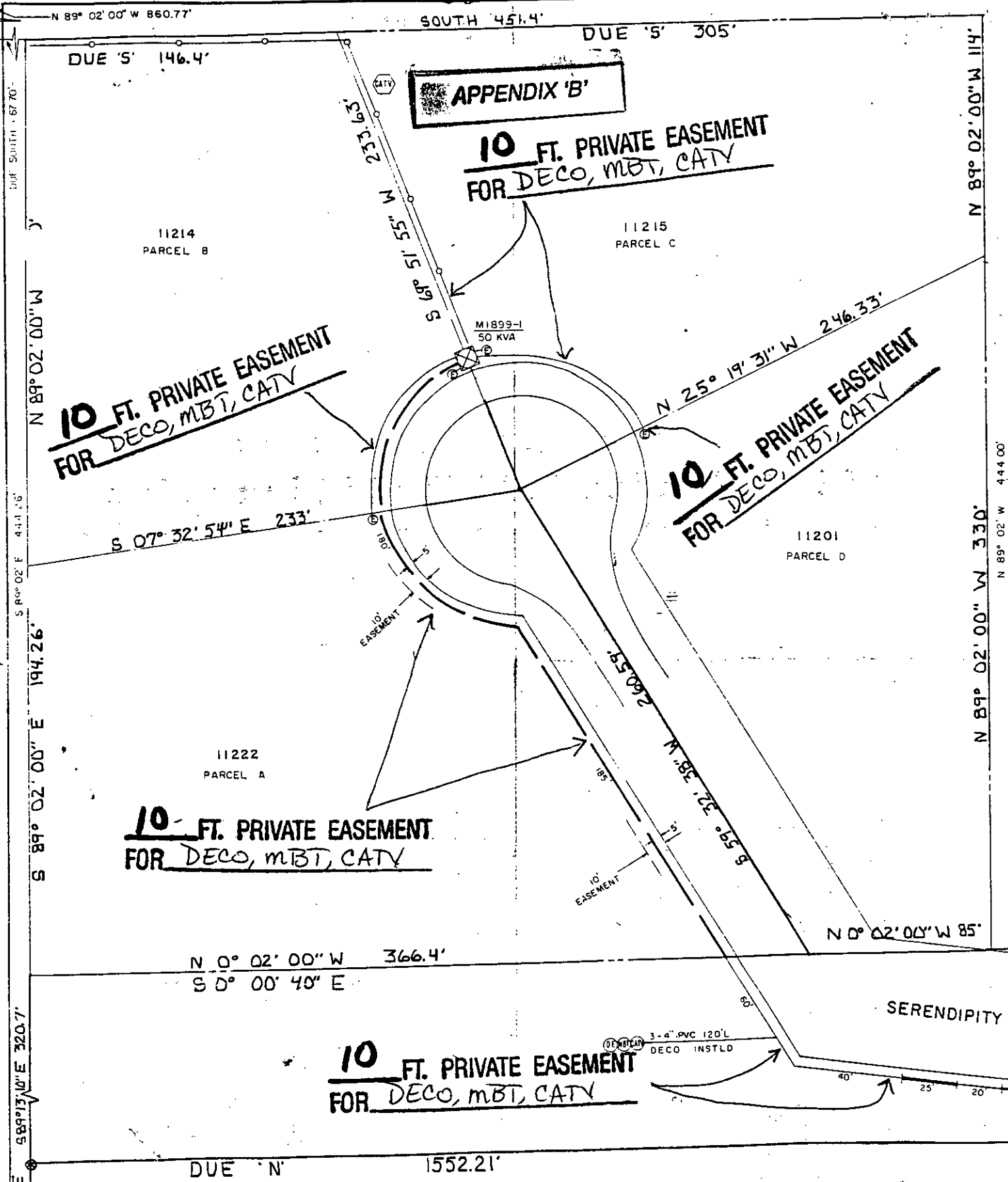


ATTACHMENT "A"
AGREEMENT # 590E489J375



APPENDIX 'B'

APPENDIX 'B'



TRANSFORMER DATA

U.D.T. NO.	SIZE	ED. STK. NO.
M1899-1	50 KVA	661-1152

TRANSFORMER SPECS 1-17-261
 PEDESTAL AMOUNT _____ SPEC. _____
 TEMPORARY CABLE MARKERS AMOUNT 4 SPEC. 09235
 SECONDARY CONNECTION BOX AMOUNT _____ 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 OR CABLE TV TRENCH
- SEWER
- WATER
- GAS
- PROPOSED CONDUIT
- SEP CONN CABINET

NOTE:-
METERS SHALL BE LOCATED IN SHADED AREA CLOSEST TO D.E.CO. SOURCE.

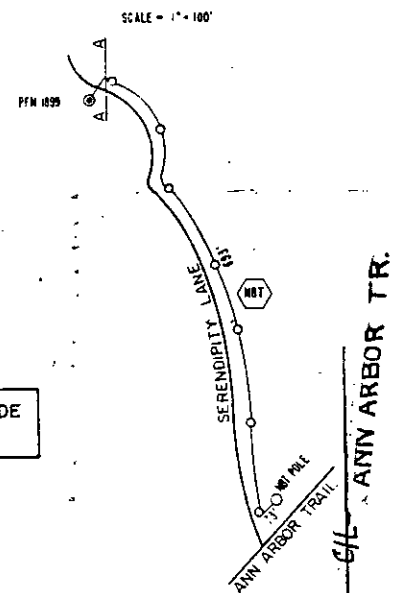
SCALE = 1" = 100'

ITEM #	DESCRIPTION	ESTIMATED
455	24" PEC x 132' AV	950'
590	AP220 & 141 500 V	250'

ITEM #	DESCRIPTION	SERV	SCPE
713-3013		720'	105'
713-0537		825'	24'
713-0814		315'	
TOTAL		1860'	1965'

SITE SUPT GERALD SCHWARTZ PHONE NO 459-3572

ALL UTILITIES TO PROVIDE THEIR OWN CONDUIT.



NOTICE
 Locations of underground facilities on this drawing are only approximate. Exact locations must be determined by the UTILITY COMPANIES. For exact locations, telephone MISS DIG on 800-482-7171 as required by Public Act 53 of 1974 before doing any power excavating.

GENERAL NOTES

TRENCHING TO BE DONE BY DECO
 TRENCH AND CABLE LENGTHS ARE APPROXIMATE.
 SEE SECTION 56 UG LINE CONSTRUCTION STANDARDS FOR TRANS. MAT DETAILS
 SEE PAGE 32 11 51 M. DETAIL FOR ENTRANCE POINT DETAILS (APTS ONLY)
 SEE SECTION 43 UG LINE CONSTRUCTION STANDARDS FOR PLACEMENT OF CABLES
 TRANSFORMERS AND PEDESTALS—SUB DS ONLY
 D.E. SERVICE PLANNING: JOHN BURGESS
 TEL CO: ELDEN RUTENBAR 523-7571
 GAS CO:
 OTHERS: CATV CRAIG MAES 459-7362

PRELIMINARY COPY PERMITS REQUIRED NONE

START DATE _____

REVISION	DATE	BY	CHECKED BY	APPROVED BY

NAME	DATE	JOB TITLE
C. BRESSLER	11-17-89	DRAWN BY
	11-22-89	CHECKED BY
	11-22-89	APPROVED BY
		SEAL TO MAT

SERENDIPITY LANE
 PART OF THE NE 1/4 SECTION 32, T.1S., R.8E.
 TWP OF PLYMOUTH COUNTY OF WAYNE

NO.	DATE	DESCRIPTION
1	11-17-89	ISSUED
2	11-22-89	REVISED

THE DETROIT EDISON COMPANY
 SERVICE PLANNING
 367813 J133
 DC 9431 SIDNY 13.2 KV
 A-34831

RECORDED RIGHT OF WAY NO. 41133

11 JAN 50 3607 U WPKI 18 00 993

18^D
BA