

Page 1 of 3

Real Estate & Rights of Way

Detroit Edison

Joint Underground Residential Distribution Right of Way Agreement

LIBER 2470 PAGE 290-  
Page 1 of 3  
re-recorded

MARCH 9, 1988

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 MICHIGAN BELL TELEPHONE COMPANY, a Michigan corporation, of 444 Michigan Avenue, Detroit, Michigan, hereinafter referred to collectively as "UTILITY", 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 required to provide communication and electric services 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 UTILITIES 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 Six (6) feet in width unless otherwise indicated and the route is described as follows:

Easements to be as shown on a drawing to be recorded after construction.

RECORDED

THIS INSTRUMENT IS RE-RECORDED TO SHOW AS INSTALLED DRAWING AS STIPULATED WASHTENAW COUNTY MI

FEB 5 10 30 AM '91

PEGGY M. HAINES  
COUNTY CLERK/REGISTER  
re-recorded

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

1. The right of way will be graded to within four inches of final grade before the UTILITY'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 UTILITY'S above ground equipment.
2. No buildings or structures other than UTILITY'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 UTILITY.
3. No shrubs or foliage shall be planted or grown within eight feet of the front door of transformers or switching cabinet enclosures. UTILITY 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 UTILITY'S maintenance of the equipment.
4. If the lines or facilities of UTILITY 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:

Grantors:

*Olga R. Lifter*  
OLGA R. LIFTER

*Olga R. Lifter*  
OLGA R. LIFTER

*Anne Whitton*  
ANNE WHITTON

*Anne Whitton*  
ANNE WHITTON

*Hubert S. Garner*  
HUBERT S. GARNER

*Elsie J. Garner*  
ELSIE J. GARNER, Husband & Wife

*Herman Ross*  
HERMAN ROSS

*Marsha Ross*  
MARSHA C. ROSS, Husband & Wife  
AKA MARSHA ROSS

RECORDED IN BOOK OF TAX NO. 41413

Prepared by:

James M. Davenport

Address:

31390 Northwestern Hwy.

Suite B

Farmington Hills, MI 48018

425 S. Main

Ann Arbor, MI 48104

-- OVER --

12-13-200-012  
12-13-200-013  
12-13-200-014

STATE OF MICHIGAN

County of Oakland ss

On this 9 day of March, 19 88, the foregoing instrument was acknowledged before me, a notary public in and for said county, by HUBERT S. GARNER and ELSIE J. GARNER, Husband & Wife

OLGA R. LIFTER  
Notary Public, Oakland County, MI  
My Commission Expires Oct. 18, 1988

Olga R. Lifter  
Notary Public, Oakland County, Michigan

My commission expires: 10-18-88

Acknowledgement-Individual

STATE OF MICHIGAN

County of Oakland ss

On this 9 day of March, 19 88, the foregoing instrument was acknowledged before me, a notary public in and for said county, by HERMAN ROSS and MARSHA C. ROSS, Husband & Wife

OLGA R. LIFTER  
Notary Public, Oakland County, MI  
My Commission Expires Oct. 18, 1988

Olga R. Lifter  
Notary Public, Oakland County, Michigan

My commission expires: 10-18-88

A P P E N D I X "A"

Commencing at the Northwest corner of Section 13, T3S, R6E, Pittsfield Township, Washtenaw County, Michigan; thence S 85°06' E 50.06 feet along the North line of said Section and the centerline of Ellsworth Road; thence S 02°06' W 33.04 feet to the Northwest corner of Lot 20 of Sommer's Subdivision, a subdivision as recorded in Liber 9 of Plats on page 51 of Washtenaw County Records for a PLACE OF BEGINNING; thence S 85°06' E 389.83 feet along the South line of Ellsworth Road; thence S 02°06' W 462.05 feet along the East line of the West 88.0 feet of the E 176.0 feet of said Lot 20; thence N 85°22' W 175.55 feet along the South line of said Lot 20 as monumented; thence N 02°06' E 105.10 feet along the East line of the West 214.0 feet of said Lot 20; thence N 85°22' W 214.21 feet along the North line of the South 105.0 feet of said Lot 20; thence N 02°06' E 358.35 feet along the East line of Carpenter Road to the Place of Beginning, being a part of said Lot 20.

RECORDED  
WASHTENAW COUNTY MI  
APR 4 11 05 AM '88  
ROBERT M. HARRISON  
COUNTY CLERK/REGISTER

RECORDED  
WASHTENAW COUNTY MI  
APR 4 11 05 AM '88  
ROBERT M. HARRISON  
COUNTY CLERK/REGISTER

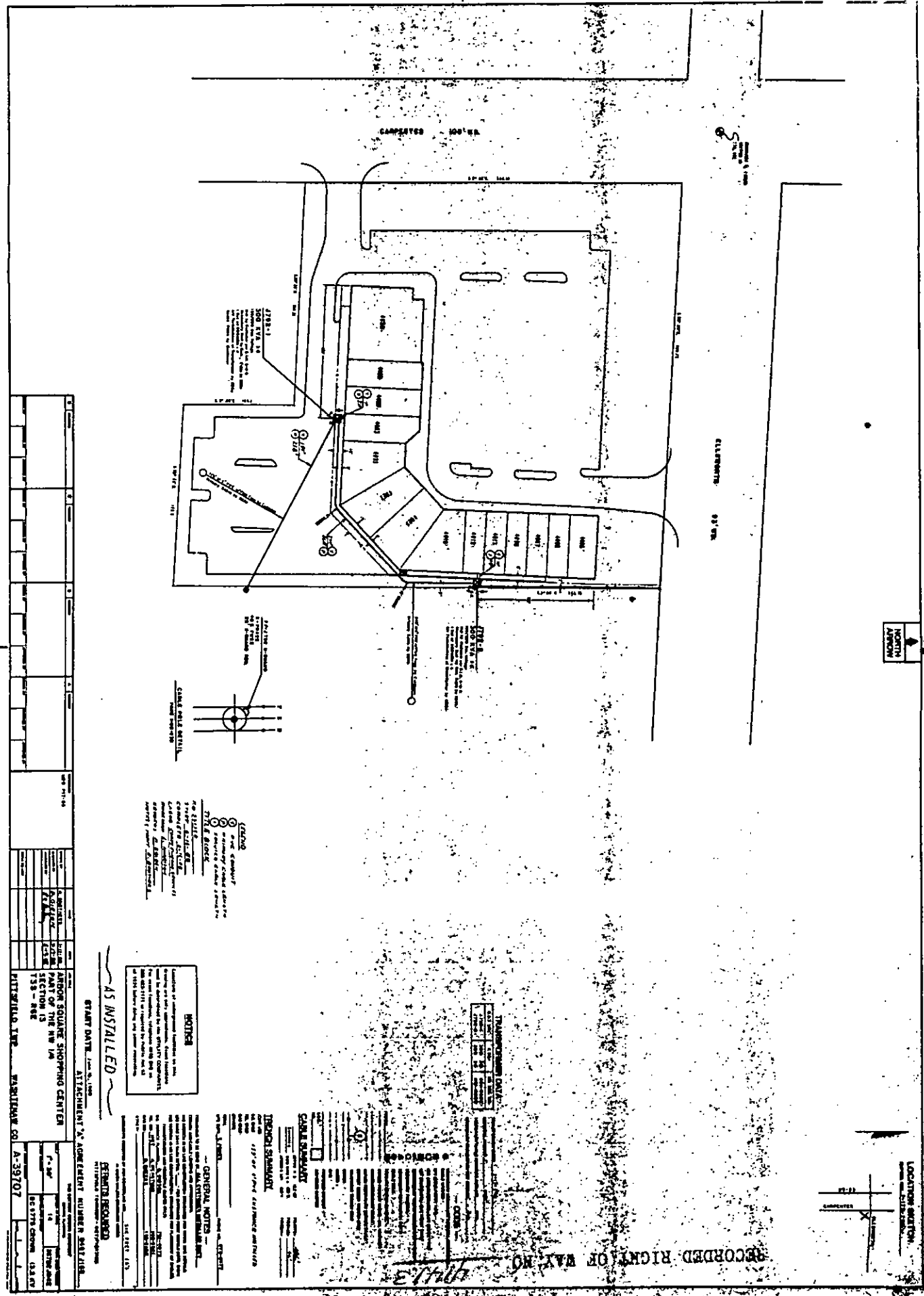
NUMB 309  
MISC 7.05  
R333 0333002 3749 11:03AM 4/04/88

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

APPROVED AS TO FORM... 3/30/88 DATE  
LEGAL DEPARTMENT

*without benefit of  
dead man statute  
and proof of ownership*

*AS Directed*



1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31	32	33	34	35	36	37	38	39	40	41	42	43	44	45	46	47	48	49	50	51	52	53	54	55	56	57	58	59	60	61	62	63	64	65	66	67	68	69	70	71	72	73	74	75	76	77	78	79	80	81	82	83	84	85	86	87	88	89	90	91	92	93	94	95	96	97	98	99	100
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**AS INSTALLED**

GRANT DATE: 12-15-1988  
ATTACHMENT NUMBER: 041218

**NOTICE**

Contractor shall be responsible for obtaining all necessary permits and for the cost thereof. The contractor shall be responsible for the accuracy of the information provided on this plan. The contractor shall be responsible for the accuracy of the information provided on this plan. The contractor shall be responsible for the accuracy of the information provided on this plan.

**GENERAL NOTES**

1. ALL WORK SHALL BE IN ACCORDANCE WITH THE LATEST EDITIONS OF THE NATIONAL ELECTRICAL CODE (NEC) AND THE NATIONAL MECHANICAL CODE (NMC).

2. ALL WORK SHALL BE IN ACCORDANCE WITH THE LATEST EDITIONS OF THE NATIONAL ELECTRICAL CODE (NEC) AND THE NATIONAL MECHANICAL CODE (NMC).

**TECHNICAL SPECIFICATIONS**

1. ALL WORK SHALL BE IN ACCORDANCE WITH THE LATEST EDITIONS OF THE NATIONAL ELECTRICAL CODE (NEC) AND THE NATIONAL MECHANICAL CODE (NMC).

2. ALL WORK SHALL BE IN ACCORDANCE WITH THE LATEST EDITIONS OF THE NATIONAL ELECTRICAL CODE (NEC) AND THE NATIONAL MECHANICAL CODE (NMC).

**PERMITS REQUIRED**

1. ALL WORK SHALL BE IN ACCORDANCE WITH THE LATEST EDITIONS OF THE NATIONAL ELECTRICAL CODE (NEC) AND THE NATIONAL MECHANICAL CODE (NMC).

2. ALL WORK SHALL BE IN ACCORDANCE WITH THE LATEST EDITIONS OF THE NATIONAL ELECTRICAL CODE (NEC) AND THE NATIONAL MECHANICAL CODE (NMC).

**RECORDING INFORMATION**

1. ALL WORK SHALL BE IN ACCORDANCE WITH THE LATEST EDITIONS OF THE NATIONAL ELECTRICAL CODE (NEC) AND THE NATIONAL MECHANICAL CODE (NMC).

2. ALL WORK SHALL BE IN ACCORDANCE WITH THE LATEST EDITIONS OF THE NATIONAL ELECTRICAL CODE (NEC) AND THE NATIONAL MECHANICAL CODE (NMC).

**LOCATION SWITCH**

1. ALL WORK SHALL BE IN ACCORDANCE WITH THE LATEST EDITIONS OF THE NATIONAL ELECTRICAL CODE (NEC) AND THE NATIONAL MECHANICAL CODE (NMC).

2. ALL WORK SHALL BE IN ACCORDANCE WITH THE LATEST EDITIONS OF THE NATIONAL ELECTRICAL CODE (NEC) AND THE NATIONAL MECHANICAL CODE (NMC).

**RECORDED RIGHT OF WAY NO.**

1. ALL WORK SHALL BE IN ACCORDANCE WITH THE LATEST EDITIONS OF THE NATIONAL ELECTRICAL CODE (NEC) AND THE NATIONAL MECHANICAL CODE (NMC).

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ARMOR SQUARE SHOPPING CENTER  
PART OF THE NW 1/4  
SECTION 13  
T3S - R2E  
PITTSBURGH TWP., MARSHFIELD CO., KS

ATTACHMENT NUMBER: 041218

DATE: 12-15-1988

SCALE: AS SHOWN

PROJECT NO.: 12-15-1988

DRAWN BY: [Name]

CHECKED BY: [Name]

DATE: 12-15-1988

SCALE: AS SHOWN

PROJECT NO.: 12-15-1988

DRAWN BY: [Name]

CHECKED BY: [Name]

DATE: 12-15-1988

SCALE: AS SHOWN

PROJECT NO.: 12-15-1988

DRAWN BY: [Name]

CHECKED BY: [Name]

DATE: 12-15-1988

SCALE: AS SHOWN

PROJECT NO.: 12-15-1988

DRAWN BY: [Name]

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DATE: 12-15-1988

SCALE: AS SHOWN

PROJECT NO.: 12-15-1988

DRAWN BY: [Name]

CHECKED BY: [Name]

DATE: 12-15-1988

SCALE: AS SHOWN

PROJECT NO.: 12-15-1988

DRAWN BY: [Name]

CHECKED BY: [Name]

DATE: 12-15-1988

SCALE: AS SHOWN

PROJECT NO.: 12-15-1988

110000

RECORDED  
WASHTENAW COUNTY MI  
FEB 5 10 30 AM '91  
PEGGY M. HAINES  
COUNTY CLERK/REGISTER

*110000*  
*110000*

*27 No directed*



DEED 11.00  
8333 0333003 0208 10:22AM 2/05/91

SSRF 2.00  
8333 0333003 0208 10:22AM 2/05/91

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

Pittsfield Twp  
Sec. 13

Detroit  
Edison

DATE: 2-19-91

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 ARBOR SQUARE  
SHOPPING CENTER  
Located In: PITTSFIELD TOWNSHIP  
County: WASHTENAW

RECORDED RIGHT OF WAY NO.

41413

Attached is the executed agreement dated 3/9/88  
for the above named project.

Easements for this project were requested by D. GIBSON  
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)

Serving Customers

*We're all a part of it!*