

Real Estate and Rights of Way

Detroit Edison

Joint Underground Residential Distribution Right of Way Agreement

2/28, 19 89

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 GENERAL TELEPHONE COMPANY a Michigan corporation of 455 E. Ellis, P. O. Box 149, Muskegon, MI 49443 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 Township of Williamston, County of Ingham, 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 12 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.

THIS INSTRUMENT IS RE-RECORDED TO SHOW AS INSTALLED DRAWING AS STIPULATED.

RE-RECORDED

FEB 4 10 06 AM '91

REGISTER OF DEEDS
Ingham County, Mich.

RECORDED

MAR 8 10 37 AM '89

REGISTER OF DEEDS
Ingham County, Mich.

RECORDED RIGHT OF WAY NO. 41465

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:

David S. McGoff
 David McGoff AKA DAVID S. MCGOFF

Steven A. Sharp
 PMS Construction Inc.
 Steven A. Sharp

ZIMMER PLACE CONDOMINIUMS INC.,
 A Michigan Corporation

[Signature]
 Frank Bristow - Agent

Prepared by:
 James M. Davenport
 425 S. Main
 Ann Arbor, MI 48104

Address:
 3910 N. Williamston Road
 Williamston, MI 48895

--OVER--

Acknowledgement-Corporation

RECORDED
LIBER 1862 PG 189

STATE OF MICHIGAN
County of Ingham)SS

On this 28th day of February, 1989, the foregoing instrument was acknowledged before me, a notary public in and for said county, by ~~JOHN RYAN~~ Frank E. Bristow - Agent

whose title(s) is ~~xxx~~ President Agent
of ZIMMER PLACE CONDOMINIUMS INC., a Michigan corporation, on behalf of the corporation.

K.A. Keble-Cromley
K. A. KEBLER-CROMLEY
Notary Public, Eaton County, MI
My Comm. Expires July 1, 1992
Notary Public, Eaton County, Michigan

My commission expires 7/01/92

A P P E N D I X " A "

PARCEL B

That part of the Southwest 1/4 of Section 34, T4N, R1E, Williamston Township, Ingham County, Michigan, described as, beginning on the North-South 1/4 line of said Section 34 at a point 1307.00 ft, N 04°10'00" W of the South 1/4 corner of Section 34, T4N, R1E; thence continuing N 04°10'00" W 314.36 ft. on said North-South 1/4 line; thence N 88°43'52" W 305.65 ft; thence N 64°10'10" W 413.63 ft; thence S 04°10'00" E 512.75 ft; thence N 89°03'40" E 663.55 ft. to the Point of Beginning, containing 5.687 acres.

2025

2025

2025

RECORDED
INDEXED
FEB 28 1989
7:00 PM

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

45
\$9.00
P. Chow
A. J. Jones

Detroit
Edison

DATE: 2-28-91

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 ZIMMER
PLACE CONDOS
Located In: WILLIAMSTON
County: INGHAM

Attached is the executed agreement dated 2/28/89
for the above named project.

Easements for this project were requested by CHARLES
LARSEN
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

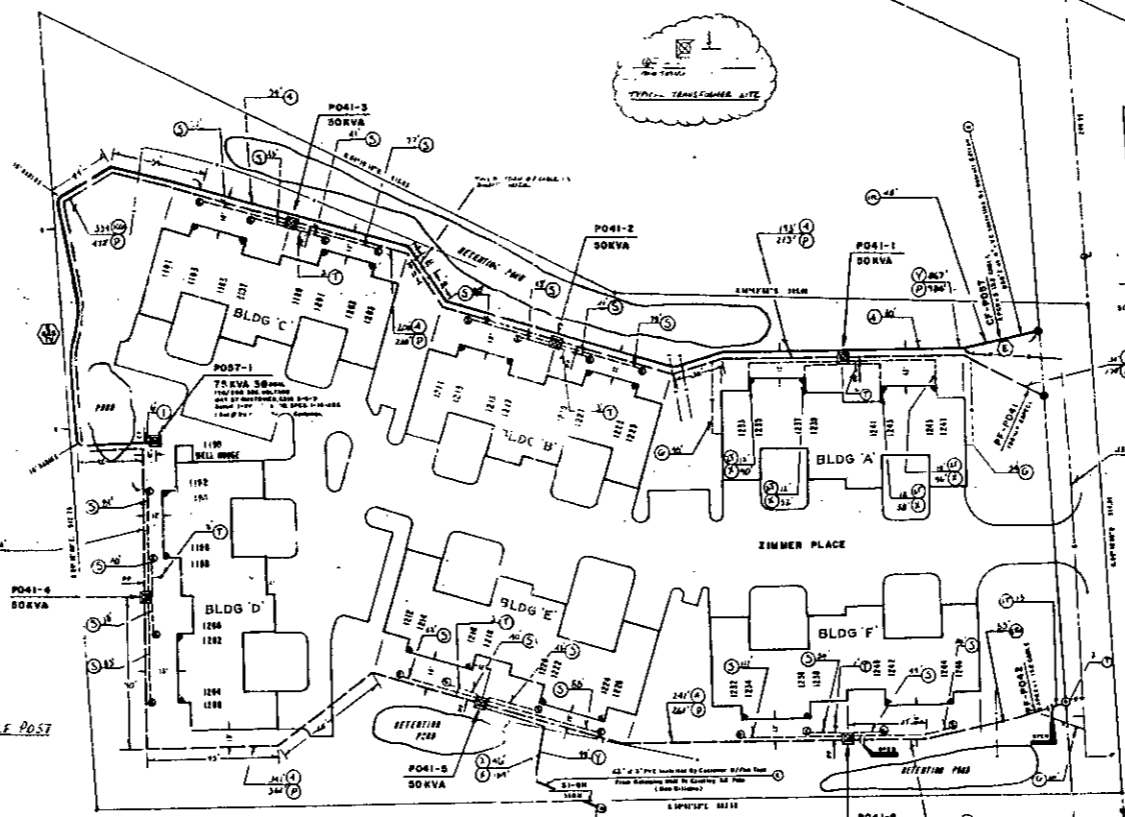
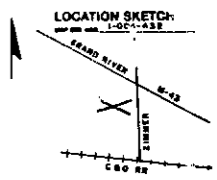
Attachment(s)

RECORDED RIGHT OF WAY NO. 41465

Serving Customers

We're all a part of it.

RE-RECORDED
LIBER 1862 PG 190



- LEGEND**
- 1 DE MAIN TRENCH
 - 2 DE SERVICE TRENCH
 - 3 TELEPHONE TRENCH
 - 4 CABLE TV TRENCH
 - 5 GAS TRENCH
 - 6 FFC (CONDUIT)
 - 7 PRELIMINARY CABLE LEAD-IN
 - 8 SECONDARY CABLE LEAD-IN
 - 9 SERVICE CABLE LEAD-IN
 - 10 RAMPY CHASE TRENCH

TRANSFORMER DATA

UNIT NO.	SIZE	NO. BLDG. NO.
PO41-1	75 KVA	801-1132
-2	80 KVA	801-1132
-3	80 KVA	801-1132
-4	80 KVA	801-1132
-5	80 KVA	801-1132
-6	80 KVA	801-1132

TITLE BLOCK

Project: ZIMMER PLACE
 Date: 3-17-88
 Drawn: ...
 Checked: ...
 Design: ...

CABLE SUMMARY

UNIT NO.	SIZE	NO. BLDG. NO.
CP-POST-1	75 KVA	801-1132
PP-POST-1	U-GUARD	801-1132

TRENCH SUMMARY

TYPE	LENGTH	NO. BLDG. NO.
DE MAIN
DE SERVICE
TELEPHONE
CABLE TV
GAS
FFC
PRELIMINARY
SECONDARY
SERVICE
RAMPY CHASE

TRENCH SUMMARY

TYPE	LENGTH	NO. BLDG. NO.
DE MAIN	117.7	51
DE SERVICE	132.4	25
TELEPHONE	18	13
CABLE TV	11	2
GAS	10	2
FFC	10	2
PRELIMINARY	10	2
SECONDARY	10	2
SERVICE	10	2
RAMPY CHASE	10	2
TOTAL	206.4	74

GENERAL NOTES

1. ALL TRENCHES TO BE 36" DEEP UNLESS OTHERWISE NOTED.

2. ALL TRENCHES TO BE BACKFILLED WITH 3/4" SAND AND COMPACTED TO 95% RELATIVE DENSITY.

3. ALL TRENCHES TO BE COVERED WITH 12" CONCRETE SLABS.

4. ALL TRENCHES TO BE MARKED WITH 2" DIA. RED PIPES AT 10' INTERVALS.

5. ALL TRENCHES TO BE MARKED WITH 2" DIA. RED PIPES AT 10' INTERVALS.

AS INSTALLED

START DATE: _____

PERMITS REQUIRED

ALL UTILITIES TO BE NOTIFIED (CF) D189J785

ATTACHMENT "A" AGREEMENT NUMBER D189J772

ZIMMER PLACE CONDO'S
 PART OF THE SW 1/4
 SECTION 34
 T4N-R1E
 WILLIAMSTOWN TWP. INGHAM CO. A-49725

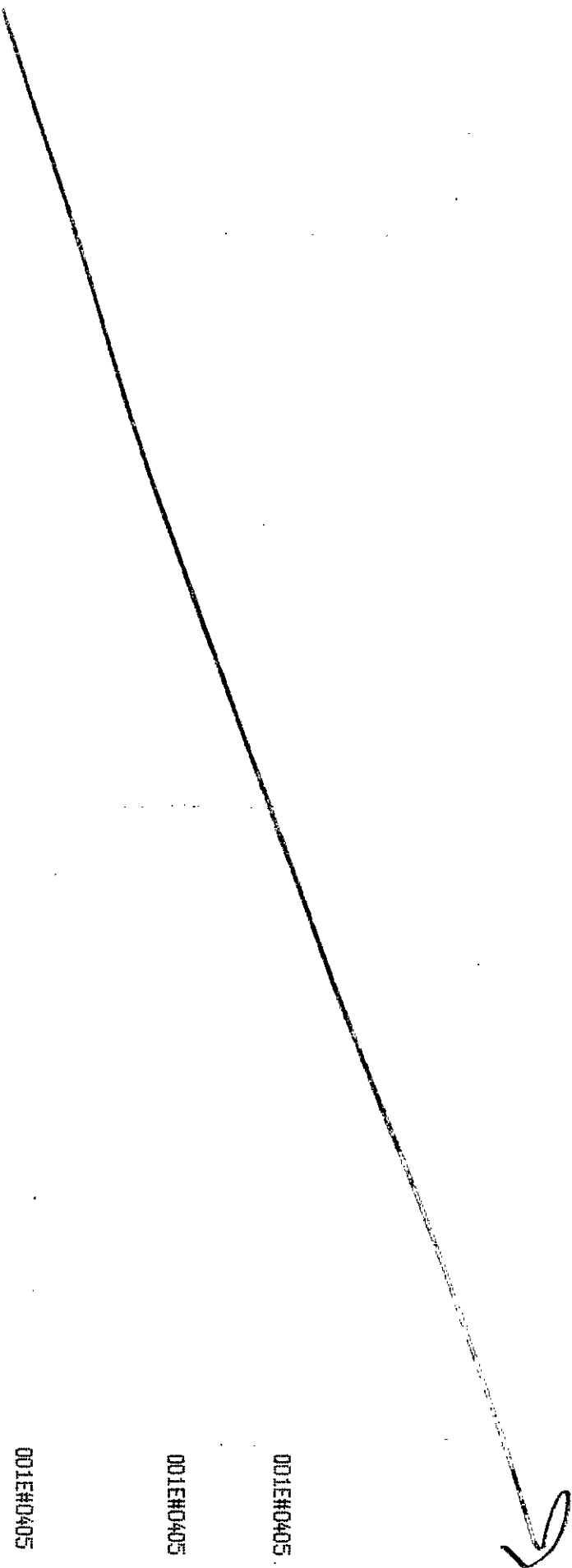
NO.	DESCRIPTION	DATE	BY	REVISION
1	ISSUED FOR PERMITTING	3-17-88
2	AS INSTALLED

1744-89 RP

49

11
2000
Returns to

115



RETURN TO:
RICHARD LONGWISH
THE DETROIT EDISON COMPANY
425 S. MAIN STREET, ROOM 392
ANN ARBOR, MI 48104

001EH0405 0011 HSSR \$2.00

001EH0405 0011 MISC \$11.00

001EH0405 0011 XTTL \$13.00