

Detroit Edison

Real Estate and Rights of Way
**Joint Underground Residential Distribution
Right of Way Agreement**

10/09/1989

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 CO. a corporation of 444 Michigan Avenue, Detroit, Michigan and CLEAR CABLEVISION INC., a Michigan corporation of P.O. Box 236, Saline, Mi. 48176 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 City of Milan, County of Washtenaw 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 Ten 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.

RECORDED
WASHTENAW COUNTY MI
Feb 5 10 30 AM '91
PEGGY M. HAINES
COUNTY CLERK/REGISTER
re-recorded

RECORDED
WASHTENAW COUNTY MI
Oct 16 9 16 AM '89
ROBERT M. HARRISON
COUNTY CLERK/REGISTER

RECORDED RIGHT OF WAY NO. 41468

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:

Frank W. Satarino
Frank W. Satarino
Patricia Japp
Patricia Japp

SHAMROCK DEVELOPMENT CO. -
A Michigan Corporation
Joseph N. Szabo
Joseph N. Szabo, SEC. TREAS

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

Address: 12139 Gooding Rd.
Milan, Mi. 48160

over

Page 2 of 3
re-recorded

STATE OF MICHIGAN

County of Washtenaw)SS

On this 9 day of October, 1989, the foregoing instrument was acknowledged before me, a Notary Public in and for said county by Joseph N. Szabo

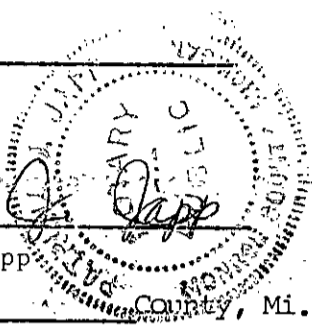
whose title is Secretary-Treasurer

of Shamrock Development Company, a Michigan Corporation.

Patricia J. Japp

Patricia J. Japp

Notary Public, Monroe County, Mi.



My Commission Expires: June 14, 1992 Acting in Washtenaw County

A P P E N D I X "A"

LEGAL DESCRIPTION OF A 3.96 ACRE
PARCEL OF LAND LOCATED IN
THE EAST 1/2 OF THE SOUTHEAST 1/4
OF SECTION 34, T4S, R6E, CITY
OF MILAN, WASHTENAW COUNTY
MICHIGAN.

Commencing at the east 1/4 corner of Section 34, T4S, R6E,
City of Milan, Washtenaw County, Michigan, thence south along the
east line of said Section 34 and the center line of Platt Road
S 01° 05' 20" W 955.35 feet to a POINT OF BEGINNING:

thence continuing S 01° 05' 20" W 264.47 feet along
the east line of said Section 34 and the
center line of Platt Road;

thence N 89° 08' 14" W 655.63 feet;

thence N 02° 25' 40" E 264.67 feet;

thence S 89° 07' 41" E 649.45 feet to the POINT OF
BEGINNING, being a part of the east half of
the south east 1/4 of Section 34, T4S, R6E,
City of Milan, Washtenaw County, Michigan
containing 3.96 acres of land, more or less,
being subject to the rights of the public over
the most easterly 60.0 feet thereof as
occupied by Platt Road, being subject to an
easement over the most northerly 20.0 feet
thereof as recorded in Liber 1486, Page 855,
Washtenaw County Records and being subject to
other easements or restrictions of record, if
any.

3

DEED 7.00
COUNTY CLERK/REGISTRAR 9:04AM 10/16/89
B333 0333003 5474

ROBERT H. HARRISON
COUNTY CLERK/REGISTRAR

Oct 16 9 16 AM '89

WASHTENAW COUNTY MI

RECORDED

As Directed

RETURN TO:

RICHARD LONGWISH

THE DETROIT EDISON COMPANY
425 S. MAIN STREET, ROOM 332
ANN ARBOR, MI 48104

York Twp
Sec. 34

**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 RIVER POINTE CONDOS - PHASE 2
Located In: CITY OF MILAN
County: WASHTENAW COUNTY

Attached is the executed agreement dated 10-9-89 for the above named project.

Easements for this project were requested by LISA COOK
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: _____

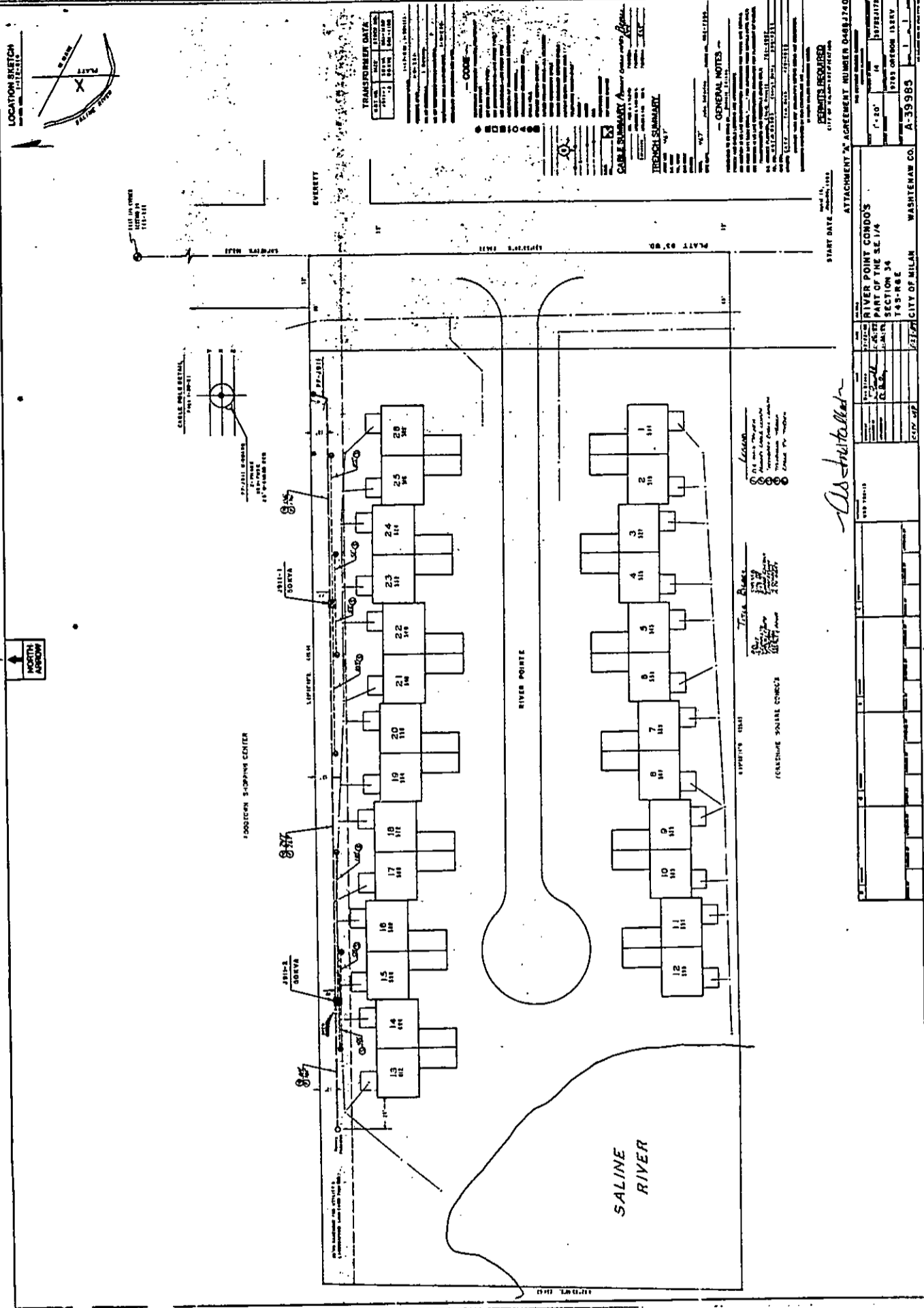
JMD:pg:wp

Attachment(s)

RECORDED RIGHT OF WAY NO. 41468

Serving Customers

We're all a part of it!



1700
800

RECORDED

WASHTENAW COUNTY MI

FEB 5 10 30 AM '91

PEGGY M. HAINES
COUNTY CLERK/REGISTER

Nete X

for De duntal

DEED 11.00
R333 0333003 0208 10:22AM 2/05/91

SSRF 2.00
R333 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