

Real Estate and Rights of Way

Detroit Edison

Joint Underground Residential Distribution  
Right of Way Agreement

January 13, 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, MICHIGAN BELL TELEPHONE COMPANY, a Michigan corporation of 444 Michigan Avenue, Detroit, Michigan and COLUMBIA CABLE OF MICHIGAN, a Michigan Partnership, a Michigan 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 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 Ann Arbor, 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 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.

RECORDED

WASHTENAW COUNTY MI

FEB 10 12 34 PM '89

ROBERT M. HARRISON  
COUNTY CLERK/REGISTER

TIME RECORDED 12:34 P.M.  
DATE Feb. 10 1989  
ROBERT M. HARRISON  
WASHTENAW COUNTY CLERK/REGISTER

RECORDED RIGHT OF WAY NO. 4142

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, employees 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:

TIME RECORDED 9:32 A.M.  
DATE Feb. 21 1991  
PEGGY M. HAINES  
WASHTENAW COUNTY CLERK/REGISTER

Grantors:

Nina Hornsby

Mary Jo Sesprez

JAY HOLLAND CONSTRUCTION CO.,  
A Michigan Corporation  
JAY HOLLAND, President

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

Address: 2310 West Stadium  
Ann Arbor, MI 48103

Acknowledgement-Corporation *Orl. Recorded*

STATE OF MICHIGAN

County of Washtenaw ss

On this 13 day of JAN, 1988<sup>89</sup>, the foregoing instrument was acknowledged before me, a notary public in and for said county, by JAY HOLLAND

whose title(s) is/are President  
of Jay Holland Construction, a Michigan corporation, on behalf of the corporation.

*[Signature]*  
Amanda Hart  
Notary Public, Washtenaw County, Michigan

My commission expires 12-18-90

Notary Public, Washtenaw County, Michigan  
My Commission Expires DEC. 18, 1990

A P P E N D I X "A"

Commencing at the Northeast corner of Section 24, T2S, R5E, City of Ann Arbor, Washtenaw County, Michigan; thence S 2°47'10" W 1850.00 feet along the centerline of Maple Road; thence N 50°14'45" W 397.70 feet along the centerline of Miller Road for a Place of Beginning; thence S 1°30'40" W 449.81 feet; thence N 87°05' W 648.28 feet along the North line of Hollywood Park No. 2 as recorded in Liber 15 of Plats, Pages 54 and 55 of Washtenaw County Records, Washtenaw County, Michigan and the Westerly extension thereof; thence N 9°02'50" East along the East line of Hollywood Park No. 3 as recorded in Liber 17 of Plats, Pages 18 and 19 of Washtenaw County Records, Washtenaw County, Michigan and the extension thereof to the centerline of Miller Road; thence Southeasterly along the centerline of Miller Road to the Place of Beginning, being part of the East 1/2 of the Northeast 1/4 of said Section 24.

RECORDED

WASHTENAW COUNTY MI

FEB 10 12 34 PM '89

ROBERT M. HARRISON  
COUNTY CLERK/REGISTER

NOTRE 310 DEED  
R155 0753003 1611 12:26PM 2/10/89 7.00

700

*607*  
*Ref*

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

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THE DETROIT EDISON COMPANY  
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ANN ARBOR, MI 48104

Ann Arbor Twp  
Sec. 24

Detroit  
Edison

DATE: 3-4-91

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 KELLY GREENS  
CONDOS  
Located In: CITY OF ANN ARBOR  
County: WASHTENAW

Attached is the executed agreement dated 1-13-89  
for the above named project.

Easements for this project were requested by A. SPURLOCK  
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. 41472

Serving Customers

*We're all a part of it.*

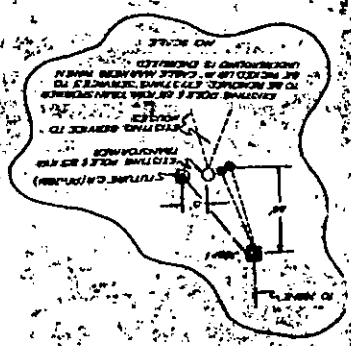
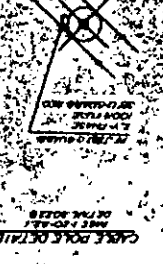
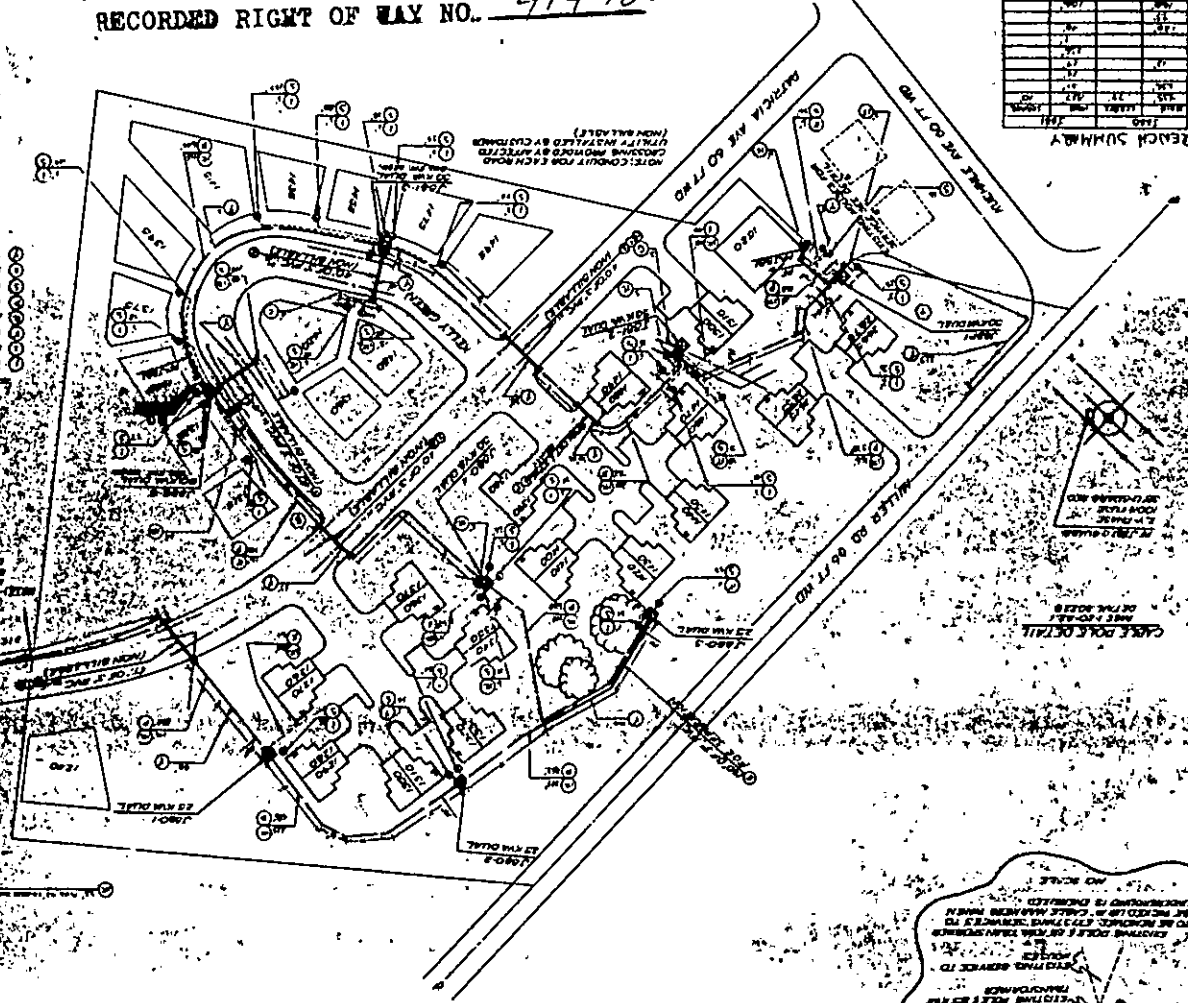
SECTION 16	TOWNSHIP 36 N.	RANGE 15 E.	PLAT 14	RECORD 14	DATE 12-11-91
SECTION 17	TOWNSHIP 36 N.	RANGE 15 E.	PLAT 14	RECORD 14	DATE 12-11-91

**AS INSTALLED**

RECORDED RIGHT OF WAY NO. 41472

TRENCH SUMMARY

NO.	DESCRIPTION	DEPTH	LENGTH	DATE	BY
1	12" DIA. WATER	3'	100'	12/11/91	J.M.
2	6" DIA. GAS	2'	100'	12/11/91	J.M.
3	4" DIA. SANITARY	2'	100'	12/11/91	J.M.



RECORDED  
 WASHINGTON COUNTY MI  
 FEB 21 9 32 AM '91  
 PEGGY M. HAINES  
 COUNTY CLERK/REGISTER  
*Re-recorded*

LIBER 2473 PAGE 669

*Page 3 of 3*

RECORDED

WASHTENAW COUNTY MI

FEB 21 9 32 AM '91

PEGGY M. HAINES  
COUNTY CLERK/REGISTER

*Re-recorded*

DEED 11.00  
B333 0333003 1024 9:26AM 2/21/91

SSRF 2.00  
B333 0333003 1024 9:26AM 2/21/91

11-00  
2-100

*NOVEX*

*As noted*

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