

(LIBER 04878 PG 166)

Real Estate and Rights of Way

Detroit Edison

**Joint Underground Residential Distribution
Right of Way Agreement** B559093

LIBER 05069 PG 802

(B467764)

May 1, 19 90

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 Continental Cable Television, a Michigan corporation of 10160 W. 9 Mile, Oak Park, MI 48237 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 Roseville, County of Macomb, 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: The exact location of said easements will be as shown on a drawing to be recorded within 90 days after construction.

RECORDED IN MACOMB COUNTY
RECORDS AT: 9:46A M.
APR - 3 1991

RECORDED IN MACOMB COUNTY,
RECORDS AT: 2:35p M.
MAY 23 1990

Edna M. Hill
CLERK - REGISTER OF DEEDS
MACOMB COUNTY, MICHIGAN

Edna M. Hill
CLERK - REGISTER OF DEEDS
MACOMB COUNTY, MICHIGAN

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:

x *Ivy A. Allor*
Ivy A. Allor

x *Tony Garrisi*
Tony Garrisi

VENTRA INVESTMENT CORPORATION
a Michigan Corporation

BY: *Lorenzo Garrisi*
Lorenzo Garrisi, President

Prepared by: & return to:
Michael J. McCabe
15600 - 19 Mile Road
Mt. Clemens, MI 48044

Address:
16199 Cabotborough
18557 Canal, Suite #1
Mt. Clemens, MI 48044

Being Re-Recorded to include Appendix B

RECORDED RIGHT OF WAY NO. 41577

15

4

Acknowledgement-Individual

STATE OF MICHIGAN

County of _____)SS

On this ____ day of _____, 19____, the foregoing instrument was acknowledged before me, a notary public in and for said county, by _____

Notary Public, _____ County, Michigan

My commission expires _____

Acknowledgement-Individual

STATE OF MICHIGAN

County of _____)SS

On this ____ day of _____, 19____, the foregoing instrument was acknowledged before me, a notary public in and for said county, by _____

Notary Public, _____ County, Michigan

My commission expires _____

Acknowledgement-Corporation

STATE OF MICHIGAN

County of Macomb)SS

On this 1 day of May, 19 90, the foregoing instrument was acknowledged before me, a notary public in and for said county, by Lorenzo Garrisi, President whose title(s) is /are President of Ventra Investment Corporation, a Michigan corporation, on behalf of the corporation.

Ivy A. Allor
Notary Public, Oakland County, Michigan
Acting In Macomb

My commission expires November 21, 1993

RECORDED RIGHT OF WAY NO. 445-77

Acknowledgement-Partnership

STATE OF MICHIGAN

County of _____)SS

On this ____ day of _____, 19____, the foregoing instrument was acknowledged before me, a notary public in and for said county, by _____

(a) general/managing partner(s), on behalf of _____ a partnership.

Notary Public, _____ County, Michigan

My commission expires _____

Erin Twp
SEC. 3; SW 1/4 of

Detroit
Edison

Date:

To: Records Center

From: Michael J. McCabe *MJM*
Sr. Real Estate and Rights of Way Representative
Macomb Division

Subject: Right of Way Agreement for Underground Residential
Distribution for Greenview Estates Condominiums, Phase
2 located in part of the Southwest 1/4 of Section 3,
Town 1 North, Range 13 East, City of Roseville, Macomb
County, Michigan

Attached for Records Center is the executed Right of Way
Agreement, dated May 1, 1990, and other pertinent papers for the
above named project.

Easement for this project was requested by Donald Cataldo,
Service Planner, Macomb Division. The Agreement was negotiated
by Michael J. McCabe, Representative of Real Estate and Rights
of Way, Macomb Division.

Detroit Edison Company, Continental Cable Television and Michigan
Bell Telephone Company made this agreement with Ventra Investment
Corporation, Lorenzo Garrisi, President, the developers of
Greenview Estates Condominiums, Phase 2.

Please make the attached papers a part of recorded Rights of Way
file.

MJM/caw

Attachment

RECORDED RIGHT OF WAY NO. 41577

Serving Customers

We're all a part of it!

LIBER 05669PG804

(LIBER 04878PG171)

APPENDIX "A"

"GREENVIEW ESTATES CONDOMINIUMS, PHASE 2", Lots 20, 21 and the southerly 190.60 feet of Lot 22 of Supervisor's Plat of Gratiot Gardens, being part of the Southwest 1/4 of Section 3, T1N, R13E, as recorded in Liber 19 of plats, Page 18, of the Macomb County Records.

RECORDED RIGHT OF WAY NO. _____

415-777

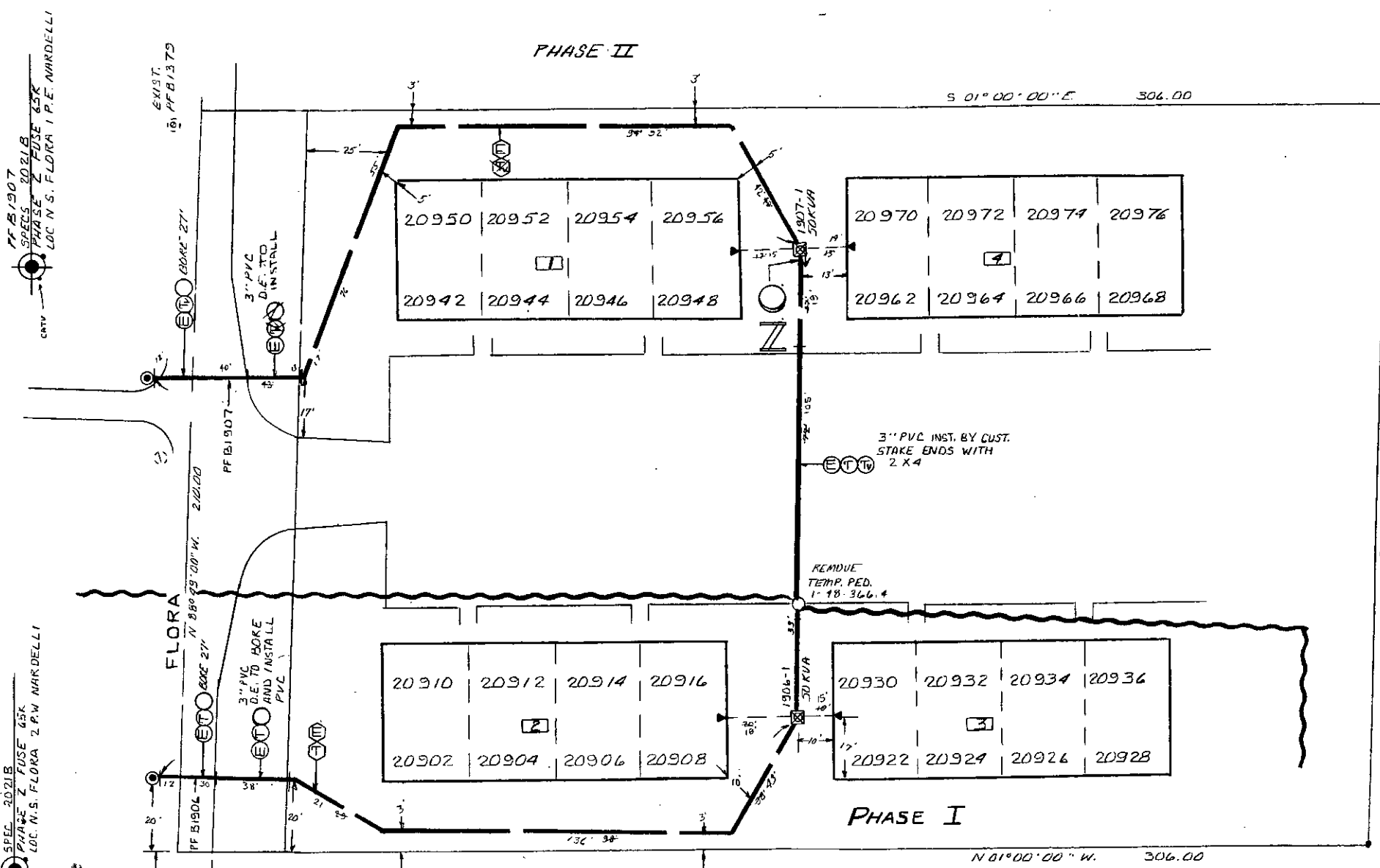
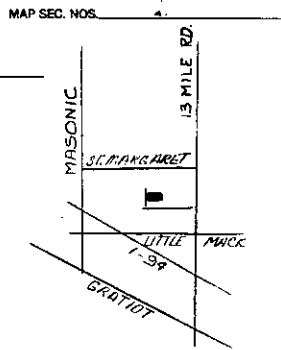
LIBER 05069P805



APPENDIX B

LIBER 05069P806

LOCATION SKETCH



TRANSFORMER DATA

PHASE	U.D.T. NO.	SIZE	ED. STK. NO.
PHASE I	1906-1	50	661-1152
PHASE II	1907-1	50	1152

TRANSFORMER SPECS. 1-17-24
 PEDESTAL AMOUNT _____ SPEC _____
 TEMPORARY CABLE MARKERS AMOUNT _____ SPEC _____
 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 TRENCH ONLY
 - ⊤ SEWER
 - ⊥ WATER
 - ⊦ GAS
 - ⊧ PROPOSED CONDUIT
 - ⊨ SEP CONN CABINET

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

PHASE II CABLE SUMMARY

#2X1/2 EC X1	13.2KV	713-3073	440' 23"
#2CU PE 1X1	13.2KV	713-3074	
#2CU PE 1X2	13.2KV	713-3075	
#2CU PE 1X3	13.2KV	713-3076	
+5% 713-3077			
AP2-350M & 1-4/0 600V		713-0834	70' 29"
350M & 1X4 600V		713-0834	
3/0AL 1X2 & 1/0 AL 1X1		713-0836	
AP2-2/0 & 1#1 600V		713-0814	

TRENCH SUMMARY

JOINT USE	29'	SERVICE	30' 23"
D.E. CHASE	268'		
TEL. ONLY	19'		
D.E. ONLY	271'		
CATV ONLY			
OTHERS			
TOTAL	552' 290"		29'

— GENERAL NOTES —

SITE SUPT: L. CARLUCCI PHONE 288-1360
 D.E. SERVICE PLANNER: D. CATALDO PH 286-9441
 TEL. CO: M.B.T. J. HELGODA 466-1053
 GAS CO:
 CATV: DONI, R. NELSON 541-4050

CABLE SUMMARY

ITEM #	#2X1/2 EC X1 13.2KV	PHASE I ESTIMATED	713-3073= 340' 23"
ITEM #	AP2-350M & 1-4/0 600V		713-0834= 70' 29"
ITEM #	AP2-2/0 & 1#1 600V		713-0814= 33'

TRENCH SUMMARY

JOINT USE	33' 212' SERV.	30' 33'
D.E. CHASE		
TEL. ONLY		270'
GAS ONLY		
OTHERS		
TOTAL	493' 212'	

— GENERAL NOTES —

TRENCHING TO BE DONE BY: D.E.CO.
 TRENCH AND CABLE LENGTHS ARE APPROXIMATE.
 SEE SECTION 56 UG LINE CONSTRUCTION STANDARDS FOR TRANS. MAT. DETAILS.
 SEE PAGE 32-11 S.I.M.) DETAIL " " FOR ENTRANCE POINT DETAILS (APTS. ONLY)
 SEE SECTION 43 UG LINE CONSTRUCTION STANDARDS FOR PLACEMENT OF CABLES, TRANSFORMERS AND PEDESTALS (SUBS ONLY)
 D.E. SERVICE PLANNER: P. HOWARD PH 286-9417
 TEL. CO: M.B.T. W. GONNEL 466-1054
 GAS CO:
 CATV: CONT. R. NELSON 541-4050

PERMITS REQUIRED	DECO.	HBT.	CATV.	GASCO.
SOIL EROSION				
COUNTY ROAD				
COUNTY DRAIN				
CITY ROAD BORE	X	X	X	X

ATT: ENG. DEPT. YVONNE

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.

START DATE _____

EASEMENTS INDICATED BY OUR CENTERLINE ARE IN WIDTH UNLESS OTHERWISE NOTED.

PERMITS REQUIRED

CITY OF _____ COUNTY OF _____

D	REVISION	C	REVISION	B	REVISION	A	REVISION
	SHOWN AS INSTALLED IN FIELD PH. II		REVISED TO SHOW PHASE II		SHOWN AS INSTALLED IN FIELD PHASE I		REVISED TO SHOW PHASE I

REFERENCE: URD-ERN-85

DRAWN BY	NAME	DATE
D. ADAMS	D. ADAMS	8-28-89
CHECKED BY	W. BARNES / P.W.H.	8-31-89
APPROVED BY	W. BARNES	9-1-89
SEPIA TO MBT	D. ADAMS	8-28-89

GREENVIEW EST. CONDO I+II
 PART OF THE S.W. 1/4 SEC 3 T.11N, R.13E

THE DETROIT EDISON COMPANY

SCALE	1" = 20'
NUMBER OF UNITS	32
WORK ORDER NUMBER	36789078
LATEST REVISION	D
DISTRIBUTION CIRCUIT	8525 MEDINA 13.2KV
DEPT ORDER NUMBER	89A74607
SHEET	1 OF 1 SHEETS

TITLE BLOCK

D.O. 00172845
 W.O. 36789078
 Start 7-26-90
 Finish 7-27-90
 Tech. A WELLD
 Labor UNION EXC.
 Splicing D.E.
 Suprv. P. CARON
 Records P. CARON

TITLE BLOCK

D.O. 89A74607
 W.O. 36789078
 Start 7-26-89
 Finish 7-27-89
 Tech. A WELLD
 Labor UNION EXC.
 Splicing D.E.
 Suprv. W. BARNES
 Records P. CARON

DRAWN BY	CHECKED BY	APPROVED BY	DRAWN BY	CHECKED BY	APPROVED BY	DRAWN BY	CHECKED BY	APPROVED BY	DRAWN BY	CHECKED BY	APPROVED BY
D. ADAMS	W. BARNES	W. BARNES	D. ADAMS	W. BARNES	W. BARNES	D. ADAMS	W. BARNES	W. BARNES	D. ADAMS	W. BARNES	W. BARNES
3-6-91	3-8-91	3-8-91	4-16-90	4-16-90	4-16-90	10-16-89	10-16-89	10-16-89	10-16-89	10-16-89	10-16-89

RECORDED RIGHT OF WAY NO. 41577