

Detroit Edison

Real Estate and Rights of Way
Underground Right of Way Agreement

July 17, 1990

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 hereinafter referred to as "EDISON," the right to construct, reconstruct, modify, add to, operate and maintain underground line facilities consisting of poles, conduits, wires, cables, manholes, transformers and accessories required to provide electric service in, under, upon and across property located in the Putnam Township of Livingston County of Livingston State of Michigan, further described as:

A twelve foot by one hundred forty foot underground easement as described on Detroit Edison Drawing HS-4147, dated 7-17-90 which is attached hereto and made a part hereof, over and across and under the following described land:

(See reverse side for Legal Description)

LIBER 1420 PAGE 0546

RECORDED RIGHT OF WAY NO. 41636
RECORDED

JUL 24 2 49 PM '90
HARVEY HAVILLAND
REGISTER OF DEEDS
LIVINGSTON COUNTY, MI
48343

as shown on the attached drawing HS-4147 which is made a part hereof.

The right of way is Twelve (12) feet in width.

The rights hereby granted include the right of access to and from the rights of way and the right to trim, cut down or otherwise control trees, brush or roots of any kind either within the right of way or on property adjoining the right of way which in the opinion of EDISON interferes with the construction or operation of the line facilities. It is expressly understood and agreed that EDISON shall, at no time, trim or cut down any trees unless, in EDISON'S opinion, it is absolutely necessary to do so. EDISON shall restore premises to its original condition or as near as can be in the event of damages caused by its employes, contractors, vehicles and equipment entering premises for the purposes set forth herein.

No buildings or structures are to be placed within said right of way herein granted without the written consent of EDISON.

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:

Brian R. Pudney
BRIAN R. PUDNEY

Charles L. Vedder
Charles L. Vedder

Robert J. Brotherton
ROBERT J. BROTHERTON

Bonnie J. Vedder
Bonnie J. Vedder, husband and wife

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

Address: 741 Unadilla St.

Pinckney, Mich 48169

over

Acknowledgement-Individual

STATE OF MICHIGAN

County of LIVINGSTON)SS

On this 17th day of JULY, 19 90, the foregoing instrument was acknowledged before me, a notary public in and for said county, by Charles L. Vedder and Bonnie J. Vedder, husband and wife

James M. Davenport Jr.
Notary Public, _____ County, Michigan

My commission expires _____

JAMES M. DAVENPORT, JR.
Notary Public, Wayne County, MI
My Commission Expires Jan. 22, 1991

Legal Description

PARCEL 1

A parcel of land in the Northeast 1/4 of Section 23 and in the Southeast 1/4 of Section 14, Town 1 North, Range 4 East, Putnam Township, Livingston County, State of Michigan, more particularly described by Darrell Hughes, Michigan Registered Land Surveyor No. 19834, as beginning at a point, said point being the North 1/4 corner of Section 23, being also the South 1/4 corner of Section 14; proceeding thence from said point of beginning North 01 degrees 01 minutes 11 seconds East 858.08 feet along the North and South 1/4 line of Section 14 to the centerline of Howell-Pinckney Road; thence North 68 degrees 37 minutes 59 seconds East 179.45 feet along the centerline of Howell-Pinckney Road; thence South 23 degrees 27 minutes 01 seconds East 398.08 feet; thence South 66 degrees 32 minutes 59 seconds West 33.00 feet; thence 112.13 feet along the arc of a 231.01 feet radius curve to the left, having a central angle of 27 degrees 48 minutes 42 seconds whose chord measures 111.04 feet and bears South 37 degrees 21 minutes 22 seconds East to a point of reverse curve; thence 101.58 feet along the arc of a 179.62 feet radius curve to the right, having a central angle of 32 degrees 24 minutes 06 seconds whose chord measures 100.23 feet and bears South 35 degrees 03 minutes 40 seconds East to a cusp; thence 198.18 feet along the arc of a 416.22 feet radius curve to the left (not tangent to previous course, having a central angle of 27 degrees 16 minutes 50 seconds whose chord measures 196.31 feet and bears South 40 degrees 01 minutes 49 seconds West to a point of tangency; thence South 26 degrees 23 minutes 23 seconds West 298.91 feet to a point of curve; thence 348.25 feet along the arc of a 978.36 feet radius curve to the left, having a central angle of 20 degrees 23 minutes 05 seconds whose chord measures 346.25 feet and bears South 16 degrees 11 minutes 50 seconds West; thence North 87 degrees 37 minutes 14 seconds West 81.50 feet (not tangent to previous course) to the North and South 1/4 line of Section 23; thence North 00 degrees 15 minutes 15 seconds East 372.52 feet along the North and South 1/4 line of Section 23 to the point of beginning, containing 7.097 acres, together with the use of, in conjunction with others, a 66 feet wide ingress, egress and public utility easement as described below and subject to the rights of the public over that part used for Howell-Pinckney Road.

LIBER 1420 PAGE 0547

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

RETURN TO:
RICHARD LONGWISH
THE DETROIT EDISON COMPANY
425 E. MAIN STREET, ROOM 232
ANN ARBOR, MI 48104

NBT # 90060131825

Detroit Edison

Application for U.R.D. Easements

DE 963-5145 9-73CS (RR 11)

To (Supervisor, RE & R/W) RICHARD LONGWISH	For RE & R/W Dept. Use	Date Received	DE/Bell/C.P. No.
Division ANN ARBOR	Date 7-17-90	Application No. HS-4147	

We have included the following necessary material and information:

Material:

- A. Proposed Subdivision
 - 1. copy of complete final proposed plat - All pages
- or
- B. Other than proposed subdivision (condo., apts. mobile home park — other)
 - 1. Property description.
 - 2. Site plan.
 - 3. title information (deed, title commitment, contract with title commitment, or title search).

REPORT OF PROPERTIES AND RIGHTS OF WAY DEPARTMENT R/W SECURED AS INDICATED ON THIS SKETCH BY <u>J. DAVENPORT</u> DATE <u>7-24-90</u> DATE WANTED _____ DISTRICT FIELDMAN <u>Richard Longwish</u>	PERMITS TO:	
	RECORD CENTER	<u>1</u>
	R/W FILES	<u>1</u>
	MBT	<u>1</u>
	ORIGINATOR	<u>1</u>
	TOTAL	<u>1</u>

Note: Do not submit application for URD easements until all above material has been acquired.

Information

1. Project Name THORNAPPLE PARCELS	County LIVINGSTON
City/Township/Village PUTNAM	Section No. 23
Type of Development <input type="checkbox"/> Proposed Subdivision <input type="checkbox"/> Apartment Complex <input type="checkbox"/> Condominium <input type="checkbox"/> Subdivision <input type="checkbox"/> Mobile Home Park <input checked="" type="checkbox"/> Other 7 PARCELS	
2. Name of Owner CHUCK VEDDER	Phone No. 878-2537
Address 741 UNADILLA ST	
Owner's Representative C. VEDDER	Phone No.
Date Service is Wanted JULY 30 1990	

RECORDED RIGHT OF WAY NO. 41636

4. Entire Project will be developed at one time Yes No

5. Joint easements required — Michigan Bell Telephone Yes No
CATV — ~~Consumers Power~~ — **N/A** Yes No

a. Name of Other Utilities If Not Michigan Bell Telephone or Consumers Power

b. Other Utility Engineer Names _____ Phone Numbers _____

Addresses _____

6. Additional Information or Comments
DEAR DICK,
PLEASE ASSIGN TO JIM, HE HAS LEGAL DESCRIPTIONS & CONTRACTS. THANKS, BRIAN

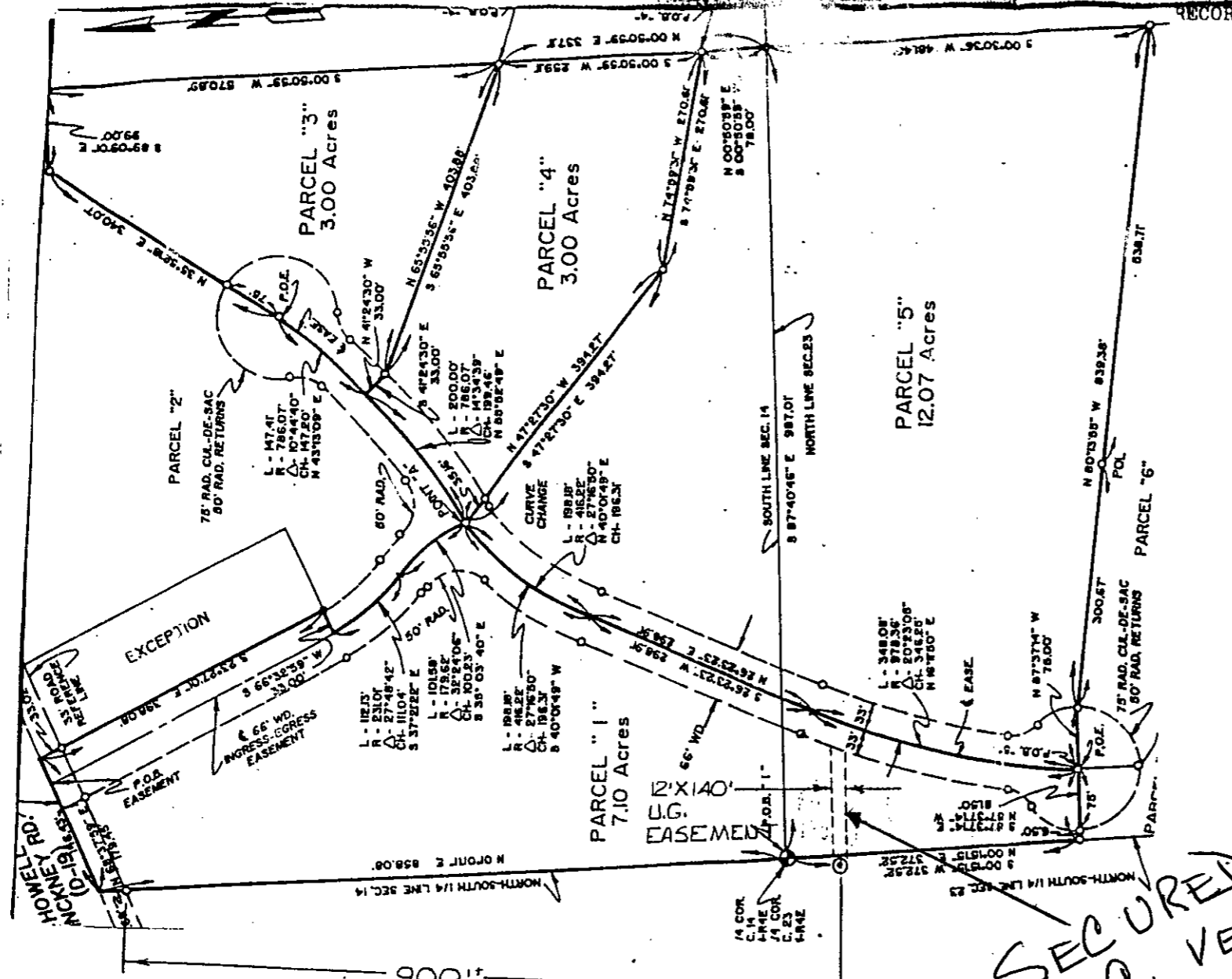
Note: Trenching letter attached will be submitted later

Service Planner
B. R. PUDIUEY

Signed (Service Planning Supervisor)
[Signature]

Phone No.
X-3314

Address
HOWELL S.C.



CERTIFICATE OF SURVEY

PARCEL 1

A parcel of land in the Northeast 1/4 of Section 23 and in the Southeast 1/4 of Section 14, Town 1 North, Range 4 East, Putnam Township, Livingston County, State of Michigan, more particularly described by Deed of Conveyance, Michigan Registered Land Surveyor No. 19434, as beginning at a point, said point being the corner of Section 14; proceeding thence from said point South 1/4 North 1/4 corner of Section 23; being also the point of beginning Merit 01 degrees 01 minutes 11 seconds Section 14 to the east line of Howell-Pinckney Road; thence North 94 degrees 37 minutes 33 seconds East 179.48 feet along the western line of Howell-Pinckney Road; thence South 23 degrees 27 minutes 01 seconds East 394.89 feet; thence South 88 degrees 32 minutes 59 seconds East 29.00 feet; thence the left, having a central angle of 27 degrees 45 minutes 12 seconds when chord measures 111.64 feet and bears South 27 degrees 21 minutes 22 seconds East to a point of reverse curve; thence 101.68 feet along the arc of a 179.22 foot radius curve to the right, having a central angle of 22 degrees 24 minutes 36 seconds when chord measures 100.22 feet and bears South 26 degrees 07 minutes 40 seconds East to a curve; thence 122.18 feet along the arc of a 416.22 foot radius curve to the left tangent to previous course, having a central angle of 27 degrees 18 minutes 50 seconds when chord measures 190.31 feet and bears South 10 degrees 01 minutes 48 seconds East to a point of tangency; thence South 18 degrees 22 minutes 23 seconds West 239.91 feet to a point of curve; thence 241.76 feet along the arc of a 878.36 foot radius curve to the left, having a central angle of 20 degrees 23 minutes 58 seconds when chord measures 346.28 feet and bears South 18 degrees 21 minutes 50 seconds West; thence North 67 degrees 37 minutes 16 seconds West 81.20 feet tangent to previous course to the North and South 1/4 line of Section 23; thence North 08 degrees 18 minutes 10 seconds East 272.62 feet along the North and South 1/4 line of Section 23 to the point of beginning, containing 1.087 acres, together with the use of, in conjunction with others, a 66 foot wide ingress, egress and public utility easement as described below and subject to the rights of the public over that part used for Howell-Pinckney Road.

R/W NOTES -
140'x12' U.G. EASEMENT
DETROIT EDISON TRENCH ONLY

SECURED
VEDDER

R/W

REPORT OF PROPERTIES AND RIGHTS OF WAY DEPARTMENT R/W SECURED AS INDICATED ON THIS SKETCH		PERMITS TO:
BY _____	DATE _____	RECORD CENTER _____
DATE WANTED _____	DISTRICT FIELDMAN _____	R/W FILES _____
		POST _____
		ORIGINATOR _____
		TOTAL _____

LEGEND

- FOREIGN POLE
- EXIST. D.E. CO. POLE
- PROPOSED POLE
- EXIST. ANCHOR
- PROPOSED ANCHOR
- TREE
- 120/240 V LINE
- 4800 V LINE
- 13,200 V LINE
- 40,000 V LINE

NBT # 90066131825

THE DETROIT EDISON COMPANY - SERVICE PLANNING DEPARTMENT

CITY OR TWP. PUTNAM LIVINGSTON	COUNTY 494	TWP. SECT. NO. 23	DEPT. ORDER NO.
MAP SECT. 2-106-352	TOWN RANGE	JOINT R/W REQUIRED YES <input type="checkbox"/> NO <input type="checkbox"/>	R/W NO. HS 4147
PROJECT NAME THORNAPPLE	TEL. ENGR. & DIST.	PROJ. OR PART NO.	
CIRCUIT DC 301 PINCKNEY 4.8 KV	REASON U.G. EASEMENT DECO ONLY		O.F.W. S.O. OR P.E. NO.
PLANNER B.R. PUDNEY	SCALE	BUDGET ITEM NO.	
			DATE 7-17-90