



Real Estate and Rights of Way
Joint Underground
Right of Way Agreement

4/24, 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, MICHIGAN BELL TELEPHONE COMPANY, a Michigan Corporation of 444 Michigan Avenue, Detroit, Michigan, and COLUMBIA CABLE OF MICHIGAN a Michigan Co-Partnership ~~XXXXXXXXXX~~ of P. O. Box 998 2505 S. Industrial Hwy., Ann Arbor, MI, hereinafter referred to collectively as "GRANTEE," 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 and communication services in, under, upon and across property located in the City of Ann Arbor County of Washtenaw, State of Michigan, further described as follows:

The West 4 feet, also the North 5 feet of Lot 35 and the North 5 feet of Lot 34 of Assessors Plat No. 29, according to the Plat thereof as recorded in Liber 9 of Plats, Page 20 Washtenaw County Register of Deeds. Being part of the North-east 1/4 of Section 29, T2S, R6E.

NOT RECORDED
IN THE OFFICE OF THE COUNTY CLERK
OF WASHTENAW COUNTY, MICHIGAN

~~as shown on the attached drawing~~XX

The right of way is Four (4) & Five (5) feet in width, as described above.

The rights hereby granted include the right of access to and from the right 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 the GRANTEE interferes with the construction or operation of the line facilities. It is expressly understood and agreed that the GRANTEE shall, at no time, trim or cut down any trees unless, in the GRANTEE'S opinion, it is absolutely necessary to do so. The GRANTEE 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 the GRANTEE.

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:

Michael S. Werman
Karl L. Corston
Prepared by: Curtis G. Noles
2000 Second Avenue
Detroit, MI 48226

James C. Smith, Jr.
JAMES C. SMITH, JR.

Kimberly Lynn Meisenholder
KIMBERLY LYNN MEISENHOLDER, His Wife
AKA Kimberly L. Meisenholder

William C. Tyler
BALTIC INC.,
A Michigan Corporation
By: William C. Tyler
Its: Vice President
Address: 320 N. Main
Ann Arbor, MI

--OVER--

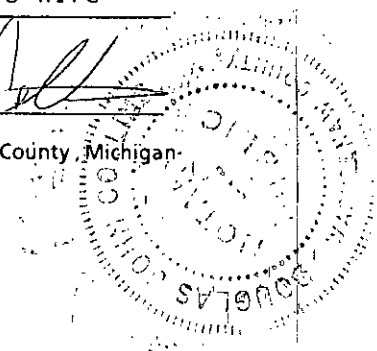
STATE OF MICHIGAN

County of WASHTENAW)SS

On this 16 day of MAY, 19 90, the foregoing instrument was acknowledged before me, a notary public in and for said county, by JAMES C. SMITH., JR., and KIMBERLY LYNN MEISENHELDER, His Wife

DOUGLAS JOHN COLLINS
Notary Public, Washtenaw County, Michigan
My Commission Expires July 8, 1992

[Signature]
Notary Public, WASHTENAW County, Michigan



My commission expires _____

Acknowledgement-Corporation

STATE OF MICHIGAN

County of WASHTENAW)SS

On this 24th day of April, 19 90, the foregoing instrument was acknowledged before me, a notary public in and for said county, by William C. Tyler

whose title(s) is /are Vice President
of BALIC, INC., a Michigan corporation, on behalf of the corporation.

[Signature]
Notary Public, WASHTENAW County, Michigan

My commission expires 10/31/93

KAMI L. CORSTON
Notary Public, Washtenaw County, MI
My Commission Expires October 31, 1993

RECORDED
WASHTENAW COUNTY MI
DEC 27 2 53 PM '90
PEGGY M. HAINES
COUNTY CLERK/REGISTER

RECORDED
WASHTENAW COUNTY MI
DEC 27 2 53 PM '90
PEGGY M. HAINES
COUNTY CLERK/REGISTER

DEED
B333 0333003 8333 2:41PM 12/27/90

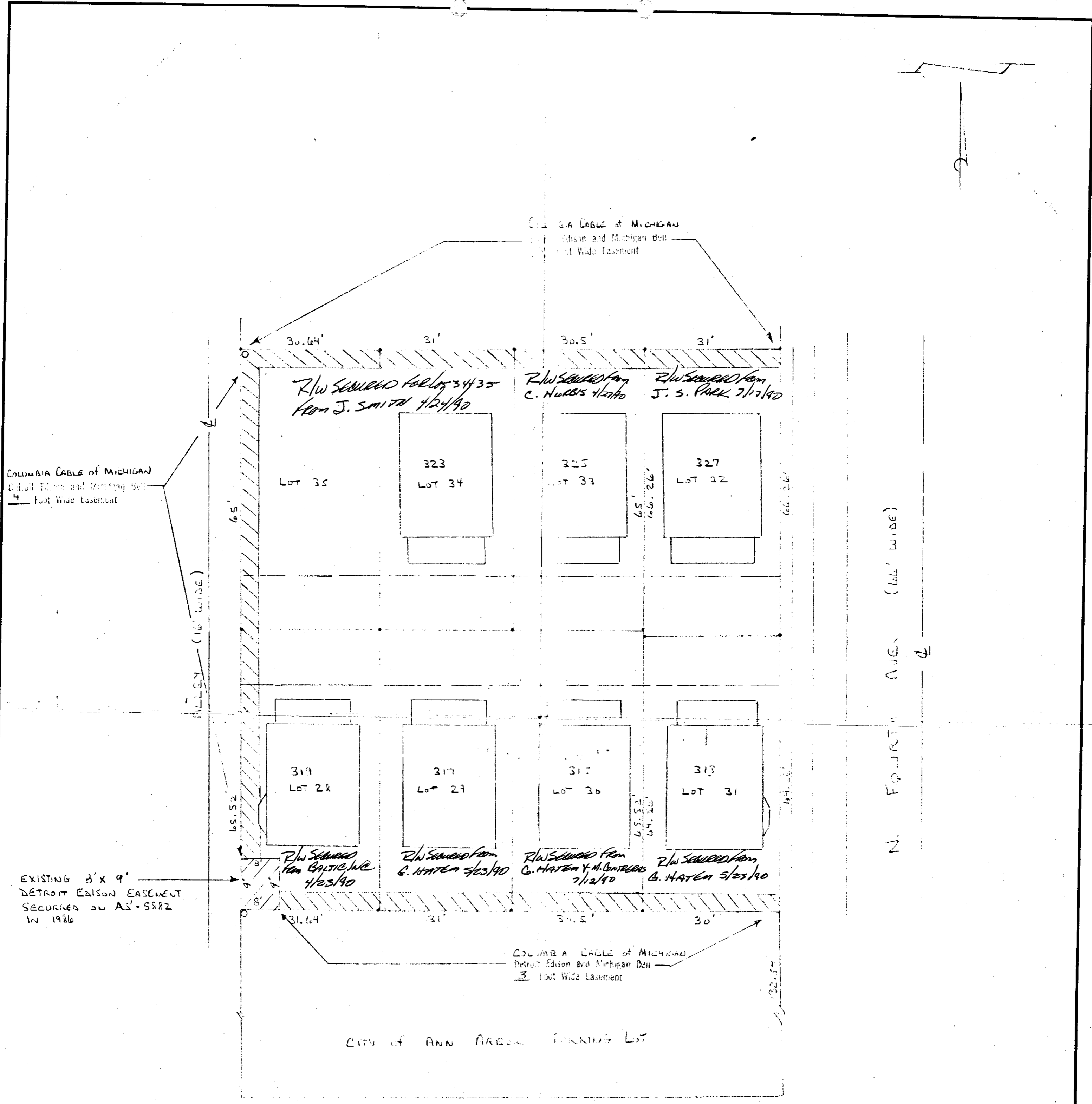
RETURN TO:

RICHARD LONGWISH

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

will call
for
1994

12/27/90



EXISTING 8' x 9'
DETROIT EDISON EASEMENT
SECURED ON AS-5882
IN 1986

R/W Secured from J. SMITH 12/24/90
R/W Secured from C. Huxley 1/27/90
R/W Secured from S.S. Park 7/17/90

R/W Secured from G. Harten 5/23/90
R/W Secured from G. Harten & M. Contreras 7/12/90
R/W Secured from G. Harten 5/23/90

CITY OF ANN ARBOR FURNISH LOT

R/W NOTICE

ASSESSOR'S PLATT NO 29
LINK 9 PAGE 20 WASHTENAW CO.

PURPOSE OF THIS R/W IS TO PROVIDE PERMANENT
UNDERGROUND SERVICE TO BUILDINGS ON
LOTS 29, 30, 31, 32, 33, 34

FUTURE JOINT USE MEMO A-744-4
TO MICHIGAN BELL TELEPHONE CO.
FUTURE JOINT USE MEMO A-750-4
TO COLUMBIA CABLE OF MICHIGAN

TRACKING # 89349 113533

LEGEND		THE DETROIT EDISON COMPANY - SERVICE PLANNING DEPARTMENT			
○	FOREIGN POLE	CITY	ANN ARBOR	COUNTY	WASHTENAW
●	EXIST. D.E. CO. POLE	QTR. & TWP. SECT. NO.	21	DEPT. ORDER NO.	
○	PROPOSED POLE	MAP SECT.	1-157-286	TOWN	25
—	EXIST. ANCHOR	RANGE	6E	JOINT R/W REQUIRED	YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>
—	PROPOSED ANCHOR	PROJECT NAME	BRON COURT	TEL. ENGR. & DIST.	
○	TREE	CIRCUIT	333 ARGO (4.8 MV)	R/W NO.	AS-6845
—	120/240 V LINE	REASON	EASEMENTS FOR UNDERGROUND SERVICE	PROJ. OR PART NO.	
—	4800 V LINE	PLANNER	TEHRAN SMAYT	O.F.W. SO. OR P.E. NO.	
—	13,200 V LINE	DATE	12-13-89	BUDGET ITEM NO.	11A10A-MAJ
—	40,000 V LINE	SCALE		DATE	12-13-89

RECORDED RIGHT OF WAY NO. 42107-2
12/12/89