

11/2

**UNDERGROUND EASEMENT (RIGHT OF WAY) NO. HS-4400**

On 8/14/91, 1991, for the consideration of system betterment, Grantor grants to Grantee a permanent underground easement ("Right of Way") in, on and across a part of Grantor's Land called the "Right of Way Area".

LIBER 1497 PAGE 0605

**"Grantor" is:**

VICTOR A. MUZZIN and MARGARET P. MUZZIN, HIS WIFE, 4518 Cedar Lake Road, Howell, Michigan 48843

**"Grantee" is:**

The Detroit Edison Company, a Michigan corporation, 2000 Second Avenue, Detroit, Michigan 48226

**"Grantor's Land" is in Marion Township, Livingston County, Michigan described as:**

Section 29, T2N, R4E, commencing N 01°51' W 495.39 feet; thence N 41°10' E 1809.37 feet to the centerline of Cedar Lake Road; thence N 37°38'50" W 250 feet for the Point of Beginning; thence continuing Northwesterly along the centerline of Cedar Lake Road approximately 266 feet; thence approximately N 50° E 242 feet to waters edge of Cedar Lake; thence Northwesterly along said waters edge approximately 70 feet; thence S 60°55'57" W 247.61 feet to the centerline of Cedar Lake Road; thence S 37°38'30" E 69.38 feet; thence S 52°21'30" W 60 feet; thence S 37°38'30" E 270 feet; thence S 41°10' W 366.94 feet; thence S 81° W 50.86 feet; thence N 27°19'22" W approximately 50 feet; thence S 80° W approximately 670 feet to the North/South ¼ line; thence S along said ¼ line approximately 870 feet; thence N 41°10' E to the centerline of Cedar Lake Road and Point of Beginning. 10 Acres

**The "Right of Way Area" is a part of Grantor's Land described as:**

A 12 foot wide and 30 foot long underground easement that is to be in accordance with Detroit Edison Drawing HS-4400 and dated 07/26/91, which is attached hereto and made a part hereof. The width of Right of Way is twelve (12) feet.

- 1. Purpose:** The purpose of this Right of Way is to construct, reconstruct, modify, add to, operate and maintain underground utility line facilities consisting of poles, guys, anchors, wires, manholes, conduits, pipes, cables, transformers and accessories.
- 2. Access:** Grantee has the right of access to and from the Right of Way Area.
- 3. Buildings or other Permanent Structures:** No buildings or other permanent structures shall be placed in the Right of Way Area without Grantee's prior written consent.
- 4. Excavation:** As required by Public Act 53 of 1974, MISS DIG must be called on 1-800-482-7171 before anyone excavates in the Right of Way Area.
- 5. Trees, Bushes, Branches, Roots, Structures and Fences:** Grantee may trim, cut down, remove or otherwise control any trees, bushes, branches and roots in the Right of Way Area (or that could grow into the Right of Way Area) and remove structures and fences in the Right of Way Area that Grantee believes could interfere with the safe and reliable construction, operation and maintenance of Grantee's facilities. No trees, plant life, structures and fences shall be planted, grown or installed within 8 feet of the front door and within 2 feet of the other sides of transformers and switching cabinet enclosures. Grantee shall not be responsible to Grantor for damages to or removal of trees, plant life, structures and fences placed in front of transformer doors.
- 6. Restoration:** If Grantee's employees, contractors, vehicles or equipment damage Grantor's Land while entering Grantor's Land for the purposes stated in this Right of Way, then Grantee shall restore Grantor's Land as nearly as can be to its original condition.
- 7. Successors:** This Right of Way runs with the land and binds and benefits Grantor's and Grantee's successors, licensees and assigns.

RECORDED  
INDEXED  
LIVINGSTON COUNTY, MI  
48843  
AUG 20 1 29 PM '91  
NANCY HAVILAND  
CLERK OF DEEDS

RECORDED OF WAY NO. 42154

Witnesses:

Michael Johnston  
MICHAEL JOHNSTON  
Donna A.A.A.  
DONNA A.A.A.

Grantor:

Victor A. Muzzin  
VICTOR A. MUZZIN  
Margaret P. Muzzin  
MARGARET P. MUZZIN, HIS WIFE

Prepared by and Return to:

Richard Longwish, Detroit Edison, 425 S. Main, Suite 332, P.O. Box 8602, Ann Arbor, Michigan 48107

OVER

+

Acknowledged before me in OAKLAND Livingston County, Michigan, on August 12<sup>th</sup>, 1991

by VICTOR A. MUZZIN and MARGARET P. MUZZIN, HIS WIFE

Notary's Stamp  
JOYCE JOHNSTON  
Notary Public, Oakland County, MI  
My Commission Expires Jan. 11, 1992

Notary's Signature  
Joyce Johnston

12' 11' 21" 05' 21"

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

VINES  
 \* CEDAR LAKE  
 CEDAR LAKE RD.  
 29-400-019  
 VICTOR MUZZIN  
 4518 CEDAR LK RD.  
 HOWELL MI 48843  
 PH#(517)548-5301

N 41° 10' E. 1584.78

10-29-400-020  
 ANTHONY MUZZIN  
 6562 DARWOOD  
 BRIGHTON MI 48116  
 PH# (313) 229-5184  
 S 41° 10' W 1809.37

72' WIDE UG EASEMENT  
 DETROIT EDISON

CEDAR LK. RD.  
 66 FT. WIDE

LIBER 1497 PAGE 0607

376.72

N 1° 51' W 495.39

The exact location of underground equipment must be determined by the UTILITY COMPANIES. For exact location, telephone MISS DIG at 1-800-482-7171. The exact location of underground equipment indicates the centerline of said Right-of-Way.

\*PLEASE SECURE UG EASEMENT 12 FT. IN WIDTH & 30 FT. TOTAL LENGTH AS SHOW FOR SERVICE TO NEW HOME @ 4590 CEDAR LK. RD.

S 1/4 SEC. 29  
 T2N-RAE

NBT# 91169131613

RECORDED RIGHT OF WAY NO. 42155

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

THE DETROIT EDISON COMPANY-SERVICE PLANNING DEPARTMENT			
CITY OR TOWNSHIP MARION	COUNTY LIVINGSTON	CTR. & TWP. SECT. NO. S 1/4 SEC. 29	DEPT. ORDER NO.
MAP SECT. 2-088-372	TOWN	RANGE	JOINT R/W REQUIRED YES <input type="checkbox"/> NO <input type="checkbox"/>
PROJECT NAME MUZZIN RES.	TEL ENGR & DIST.		R/W NO. HS-4400
CIRCUIT DC 8058 BOND 4.8KV	REASON NEW HSE @ 4590 CEDAR LK. RD.		PROJ. OR PART NO.
PLANNER J. BURGESS	SCALE 1" = 200'		OF.W. S.O. OR P.E. NO.
	DATE 7-26-91		BUDGET ITEM NO.

RETURN TO:  
RICHARD LONGWISH  
THE DETROIT EDISON COMPANY  
425 S. MAIN STREET, ROOM 332  
ANN ARBOR, MI 48106

To (Supervisor, RE & R/W) <b>RICHARD LONGWISH</b>	For RE & R/W Dept. Use	Date Received	DE/Bell/C.P. No.
Division <b>ANN ARBOR</b>	Date <b>7-26-91</b>	Application No. <b>MS 4400</b>	

We have included the following necessary material and information:

**# 91169131613**

**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).

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

<b>REPORT OF REAL ESTATE AND RIGHTS OF WAY DEPARTMENT MAY SECURED AS INDICATED ON THIS SKETCH</b> BY <u>Richard Longwish</u> DATE <u>9-11-91</u> DATE WANTED _____ DISTRICT FIELDMAN <u>Richard Longwish</u>	<b>PERMITS TO:</b>	
	RECORD CENTER	<u>1</u>
	R/W FILES	<u>1</u>
	MBT	<u>1</u>
	ORIGINATOR	<u>1</u>
	TOTAL	<u>1</u>

**Information**

1. Project Name <b>MUZZINI RESIDENCE</b>	County <b>LIVINGSTON</b>
City/Township/Village <b>MARION TWP.</b>	Section No. <b>SEC. 29</b>

Type of Development

- Proposed Subdivision     
  Apartment Complex     
  Condominium  
 Subdivision     
  Mobile Home Park     
  Other **UG SINGLE RESIDENCE**

2. Name of Owner

**ANTHONY MUZZINI**

Address

**6562 DAKWOOD, BRIGHTON MI 48116**

Owner's Representative

Phone No.

**(313) 229-5184**

Date Service is Wanted

**8-28-91**

4. Entire Project will be developed at one time .....  Yes     No
5. Joint easements required — Michigan Bell Telephone .....  Yes     No  
 — Consumers Power .....  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

**\* PLEASE SECURE SIGNATURE ON ATTACHED DRIVERS LICENSE CROSSING RELEASE \***

Note: Trenching letter  attached     will be submitted later

Service Planner

**JOHN BURGESS**

Signed (Service Planning Supervisor)

*[Signature]*

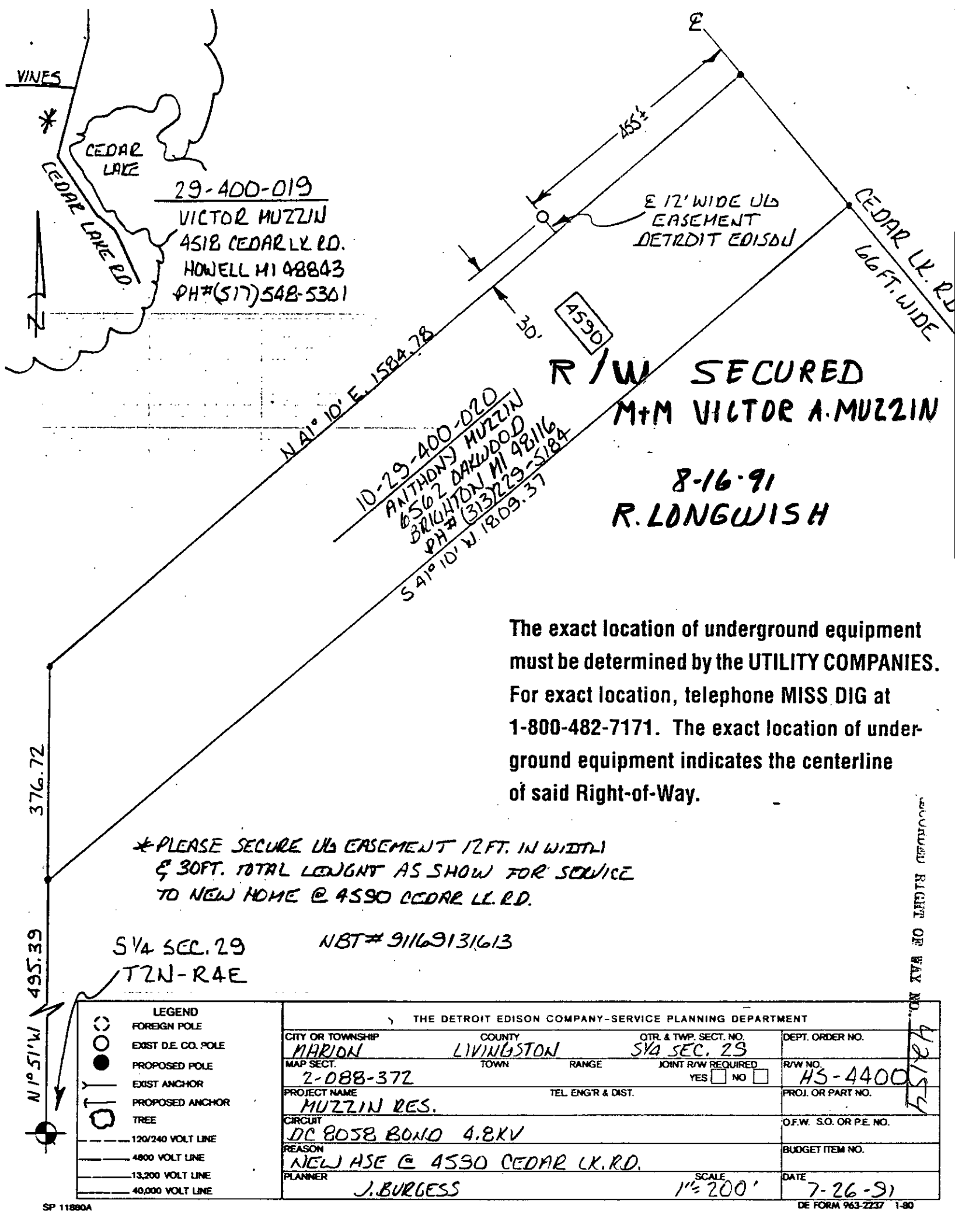
Phone No.

**185-3308**

Address

**HOWELL S.C.**

RECORDED RIGHT OF WAY NO. 42154



29-400-019  
 VICTOR MUZZIN  
 4518 CEDAR LK. RD.  
 HOWELL MI 48843  
 PH#(517)548-5301

N 41° 10' E. 1584.78  
 10-29-400-020  
 ANTHONY MUZZIN  
 6562 DARWOOD  
 BRIGHTON MI 48116  
 PH# (313) 229-5184  
 S 41° 10' W. 1809.37

**R/W SECURED**  
**M+M VICTOR A. MUZZIN**

8-16-91  
**R. LONGWISH**

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S 1/4 SEC. 29  
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THE DETROIT EDISON COMPANY-SERVICE PLANNING DEPARTMENT			
CITY OR TOWNSHIP <b>MARION</b>	COUNTY <b>LIVINGSTON</b>	OTR & TWP. SECT. NO. <b>S 1/4 SEC. 29</b>	DEPT. ORDER NO.
MAP SECT. <b>2-088-372</b>	TOWN	RANGE	JOINT R/W REQUIRED YES <input type="checkbox"/> NO <input type="checkbox"/>
PROJECT NAME <b>MUZZIN RES.</b>	TEL ENGR & DIST.		R/W NO. <b>HS-4400</b>
CIRCUIT <b>DC 8058 BOND 4.8KV</b>	REASON <b>NEW ASE @ 4590 CEDAR LK. RD.</b>		PROJ. OR PART NO.
PLANNER <b>J. BURGESS</b>	SCALE <b>1" = 200'</b>		DATE <b>7-26-91</b>
			O.F.W. S.O. OR P.E. NO.
			BUDGET ITEM NO.

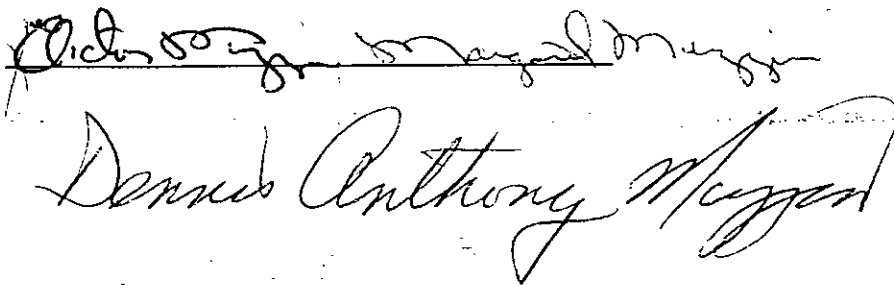
1095 Lawson Drive  
Howell, Michigan 48843

Date: 8-14-91

The undersigned, it's successors and assigns covenant and agree that it shall indemnify and hold harmless the Detroit Edison Company of 2000 Second Avenue, Detroit, Michigan and all of its officers, agents, contractors, and employes for any claim, loss, damage to property, cost charge, expense, lien, settlement, or judgement in connection with the installation and/or maintenance of Utility facilities on, under or across my/our driveway at 4518 CEDAR LK. RD.  
HOWELL MI 48843

Furthermore, the trench utilized for construction of the above mentioned facilities will be backfilled and mounded but not compacted.

APPROVED:



Please Approve and Return

RECORDED RIGHT OF WAY NO. 42154