



Detroit Edison

Real Estate and Rights of Way

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

FEBRUARY 23, 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 Harron Cable TV, a Michigan corporation of 2780 Beach, Port Huron, MI 48060 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 Township of Port Huron, County of St. Clair 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:

As shown on attached construction drawing. If any changes in location occurs, it will be recorded at a later date.

Marion Sargent
CLERK-REGISTER
ST. CLAIR COUNTY
Received For Record

SEP 19 1991

Liber 1257 Page 719 Time 10:20 AM
Marion Sargent
DEPUTY

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:

Michigan Marine Development, Inc.

Harren L. Nelson
HARRON L. NELSON
Edward L. Bivins
EDWARD L. BIVINS

Chris Peperk
CHRIS PEPERK, Vice President

Prepared by: Richard F. Collins
600 Grand River Ave.
Port Huron, MI 48060

Address: 12955 - 23 Mile Road
Utica, MI 48087

RETURN TO: LINDA QUAINÉ AT ADDRESS ABOVE

RECORDED RIGHT OF WAY NO. 42182

"APPENDIX A"

A-79606

BRIDGE HARBOUR YACHT CLUB
PORT HURON TWP., ST. CLAIR CO.

BLANKET UTILITY EASEMENT:

TOGETHER WITH AND SUBJECT TO AN EASEMENT FOR PUBLIC UTILITIES DESCRIBED AS: COMMENCING AT THE SOUTHWESTERLY CORNER OF "SUPERVISOR'S SUBDIVISION OF PART OF LOTS 7 AND 8 OF THEO. J. AND DENIS J. CAMPAU SUBDIVISION OF PRIVATE CLAIM NO. 3", AS RECORDED IN LIBER 48 OF PLATS, PAGE 14, ST. CLAIR COUNTY CLERK/REGISTERS OFFICE; THENCE N. 31 DEGREES 00'00" W. 760.35 FEET; THENCE N. 28 DEGREES 32'00" W. 489.87 FEET; THENCE N. 49 DEGREES 37'00" W. 269.22 FEET; THENCE N. 61 DEGREES 16'30" E. 26.51 FEET TO THE POINT OF BEGINNING OF THIS EASEMENT DESCRIPTION; THENCE N. 61 DEGREES 16'30" E. 576.26'; THENCE S. 28 DEGREES 43'30" E. 212.00'; THENCE N. 61 DEGREES 16'30" E. 1,015.40' TO A TRAVERSE LINE ALONG THE BANK OF THE BLACK RIVER; THENCE ALONG SAID TRAVERSE LINE N. 28 DEGREES 43'30" W. 212.00' AND N. 34 DEGREES 33'55" W. 291.64' TO THE SOUTHERLY LINE OF THE INTERSTATE HIGHWAY I-94 RIGHT-OF-WAY; THENCE ALONG SAID RIGHT-OF-WAY THE FOLLOWING THREE(3) COURSES, S. 61 DEGREES 01'30" W. 1,049.47'; N. 28 DEGREES 58'30" W. 10.00'; AND S. 61 DEGREES 01'30" W. 194.00'; THENCE S. 28 DEGREES 58'30" E. 279.70'; THENCE S. 61 DEGREES 16'30" W. 325.11' TO THE NORTHEASTERLY LINE OF WATER STREET; THENCE S. 48 DEGREES 33'00" E. 15.94' TO THE BEGINNING. THIS DESCRIPTION INCLUDES ALL LAND BETWEEN ABOVE DESCRIBED TRAVERSE LINE AND THE THREAD OF THE STREAM OF THE BLACK RIVER.

Acknowledgement-Corporation

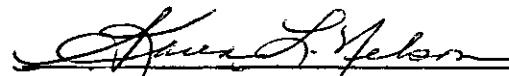
STATE OF MICHIGAN

County of ST. CLAIR 155

On this 23RD day of FEBRUARY, 19 90, the foregoing instrument was acknowledged before me, a notary public in and for said county, by CHRIS PEYERE

whose title(s) is /are VICE PRESIDENT

of MICHIGAN MARINE DEVELOPMENT INC., MICHIGAN corporation, on behalf of the corporation.

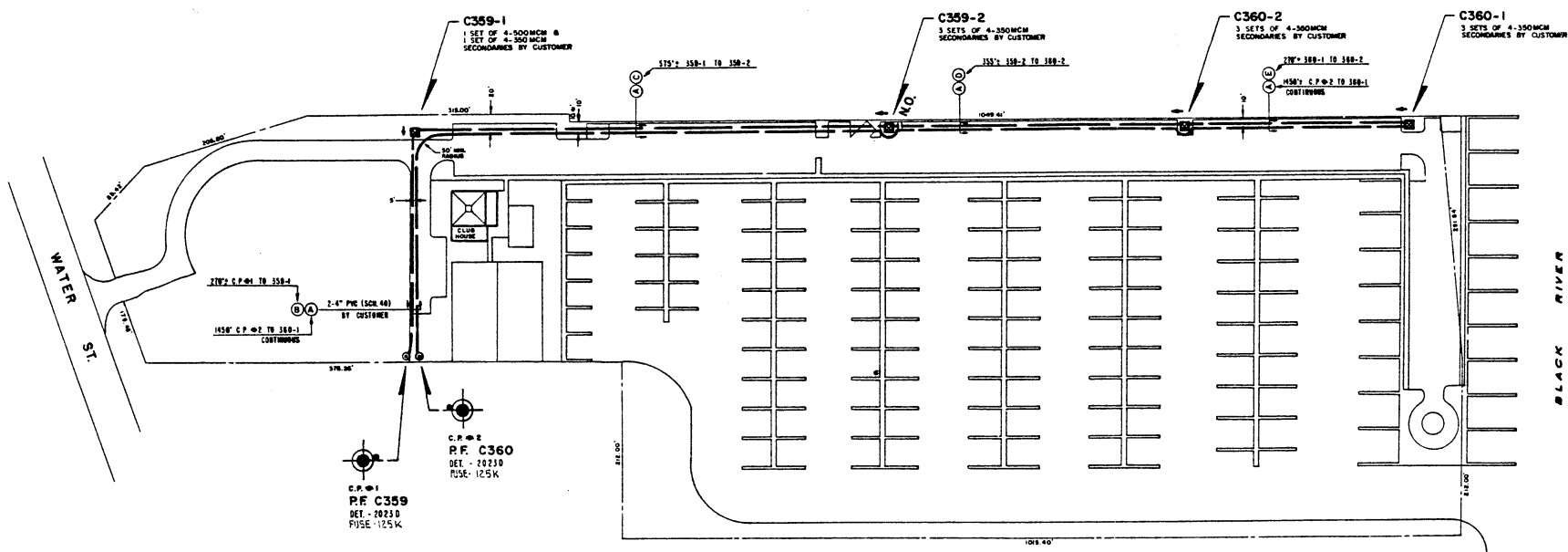
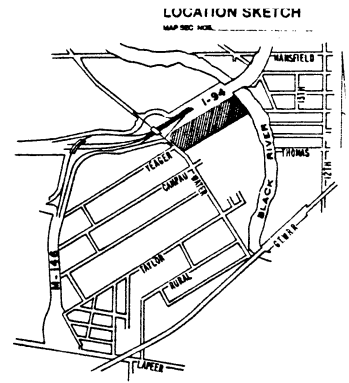

Notary Public, TACONAH County, Michigan

My commission expires 03/02/93

RECORDED RIGHT OF WAY NO. 42183



RECORDED RIGHT OF WAY NO. 42183



TRANSFORMER DATA

U.D.T. NO.	SIZE	ED. STR. NO.
C359 - 1	150 KVA	661-0611
- 2	300	- 0612
C360 - 1	300	"
- 2	300	"

TRANSFORMER SPEC. _____
 FEEDERAL SPEC. _____
 NO. OF FEEDER LINES _____
 NO. OF TEMPORARY CABLE MARKERS _____
 TEMPORARY CABLE MARKER SPEC. _____
 SECONDARY CONNECTION BOX SPEC. _____

- CODE —**
- TEMPORARY SECONDARY FEEDERAL/TEMPORARY CABLE MARKER
 - CRT (E) FRONT TYPE
 - LOT (H) FRONTING—LIVE FRONT TYPE
 - LOT (H) SWITCHING—LIVE FRONT TYPE
 - DIRECTION OF TRANSFORMER DOOR OPENING
 - SECONDARY FEEDERAL
 - △ SECONDARY CONNECTION BOX
 - CABLE POLE
 - PRIMARY SWITCH CABINET
 - BURIED PRIMARY CABLE—ALL VOLTAGES
 - BURIED SECONDARY SERVICE CABLE
 - DETROIT (E) TRENCH ONLY
 - TELEPHONE TRENCH ONLY
 - WATER
 - SEWER
 - GAS
 - PICKED CONDUIT
 - SEP COIN CABINET

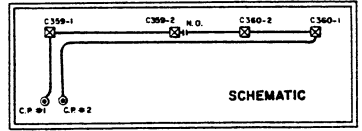
CABLE SUMMARY

ITEM #	DESCRIPTION	QUANTITY	FEEDER NO.
1	APR 300 & 147 800 V.	732874	3215
2	APR 300 & 147 800 V.	732874	

TRENCH SUMMARY

ITEM #	DESCRIPTION	QUANTITY	FEEDER NO.
1	D.E. ONLY		
2	TEL. ONLY		
3	GAS ONLY		
4	OTHERS		
TOTAL			

NOTE:
 TROMBLY TO PULL CABLE IN DUCT "A"



— GENERAL NOTES —

TRENCHING TO BE DONE BY _____
 TRENCH AND CABLE LENGTHS ARE APPROXIMATE.
 SEE SECTION 36 UG LINE CONSTRUCTION STANDARDS FOR FRAMING AND DETAILS.
 SEE PAGE 5311 (S.I.) DETAIL _____ FOR ENTRANCE POINT DETAILS. UG ONLY.
 SEE SECTION 43 UG LINE CONSTRUCTION STANDARDS FOR PLACEMENT OF CABLE TRANSFORMERS AND FEEDERALS (G.U. ONLY).
 UG SERVICE PLANNER: CLARK, MICHAEL J. TEL. NO. 984-6719
 TEL. CO.: PAT. PRITCHETT TEL. NO. 984-7018
 GAS CO.: _____
 CATV OTHER: RUISS, MITCHELL TEL. NO. 987-7844
 CONTACT: MISS DOD (854) 1718 BEFORE DOING ANY EXCAVATION.
 EASEMENTS INDICATED BY OUR CENTERLINE ARE IN WIDTH UNLESS OTHERWISE NOTED.

PERMITS REQUIRED

CITY OF _____ COUNTY NOTIFICATION ONLY
 STATE YES NO

D	C	B	A	REVISION	NAME	DATE	JOB TITLE	THE DETROIT EMISSION COMPANY SERVICE PLANNING
				AS INSTALLED IN FIELD	R. REYNOLDS	1-18-90		BRIDGE HARBOUR YACHT CLUB
					APPROVED BY: <i>[Signature]</i>	1/17/92		346 CHIPW 4.8 KV
								CITY OF PORT HURON COUNTY OF ST. CLAIR A-79606

THUMB DIVISION - Rights of Way

Date: September 4, 1991
To: Records Center
From: Richard F. Collins *RFC*
Senior Representative
Subject: **Bridge Harbour Yacht Club**

Attached for Records Center is the executed Agreement dated February 23, 1990 for the above named project. Also, enclosed are other pertinent papers relative to this project.

Easement for this project was requested by Dave Meredith of Service Planning, Thumb Division.

The Agreement was negotiated by Richard Collins of this Department.

The Detroit Edison Company, Michigan Bell Telephone Co. and Harron Cable TV made this agreement with Chris Peyerk, VP (Michigan Marine Development, Inc.).

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

RFC:lq:l3

Attachments

RECORDED RIGHT OF WAY NO. 42183