



OVERHEAD AND UNDERGROUND EASEMENT (RIGHT OF WAY) NO. MC-P563

On 8-3, 1991, for the consideration of system betterment, Grantor grants to Grantee a permanent overhead and underground easement ("Right of Way") in, on and across a part of Grantor's Land called the "Right of Way Area".

"Grantor" is:

Alex Yuschak and Evelyn H. Yuschak, his wife, 33134 Fraser Avenue, Fraser, MI 48026

"Grantee" is:

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

Michigan Bell Telephone Company, a Michigan Corporation, 444 Michigan Avenue, Detroit, Michigan, 48226

Comcast Cablevision, a Delaware Corporation, 6065 Wall Street, Sterling Heights, MI 48077

"Grantor's Land" is in Sterling Hgt, Macomb County, Michigan described as:

The North 7.2 feet of the East 128.04 feet of Lot 27, and the South 52.8 feet of Lot 10, except the West 180 feet thereof, Hickory Heights Subdivision, of part of Section 30, Town 2 North, Range 12 East, according to the plat thereof as recorded in Liber 7, Page 5, of plats, Macomb County Records.

RECORDED IN MACOMB COUNTY
RECORDS AT: 2:40 P.M.
SEP 25 1991

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

The West 6 feet of the above described property.

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

1. **Purpose:** The purpose of this Right of Way is to construct, reconstruct, modify, add to, operate and maintain overhead and 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.

RECORDED RIGHT OF WAY NO. 42201

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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, lessees, licensees and assigns.

Witnesses:

Grantor:

x Mary Rose Samble
MARY ROSE SAMBLE

Alex Yuschak
Alex Yuschak

x Ann DiNardo
ANN DINARDO

Evelyn H. Yuschak
Evelyn H. Yuschak, wife

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

33134 Fraser Avenue
Fraser, MI 48026

Acknowledged before me in Macomb County, Michigan on Aug. 3, 1991 by
ALEX YUSCHAK AND EVELYN H. YUSCHAK, HIS WIFE

CAROL L. AIELLO
Notary Public, Macomb County, MI
My Commission Expires Mar. 4, 1992

Carol L. Aiello

RECORDED RIGHT OF WAY NO. 42201

APPROVED AS TO FORM 9/16/91 DATE
LEGAL DEPARTMENT 9/16/91

APPLICATION FOR RIGHT OF WAY

DE 963-0111 8-7455 (MS 80)

PLEASE SECURE RIGHT OF WAY AS FOLLOWS:

DATE July 22, 1991

LOCATION 35849 Delia

APPLICATION NO. MC-P563

CITY OR VILLAGE Sterling Heights

DEPT. ORDER NO. A-73470

TOWNSHIP COUNTY Macomb

O. F. W. NO.

BUDGET ITEM NO. 1MBOA-MAB

DATE BY WHICH RIGHT OF WAY IS WANTED

INQUIRY NO. 9104559

THIS R/W IS 100% OF TOTAL PROJECT NO. ACCUM. %.

JOINT RIGHT OF WAY REQUIRED YES [X] NO []

NOTE: Identify on print or sketch the subdivisions as to section location and liber and page.

KIND AND DESCRIPTION OF RIGHT OF WAY REQUESTED Recorded easment across rear of Lot 10 and Parcel "C" also along East Lot line for 31.96' from rear of lot.

PURPOSE OF RIGHT OF WAY New Business.

SIGNED Ronald E. Pagels 3
Macomb Division Hdqtr. Service Planning
OFFICE DEPARTMENT

REPORT OF REAL ESTATE AND RIGHTS OF WAY DEPT.

R/W Secured as requested

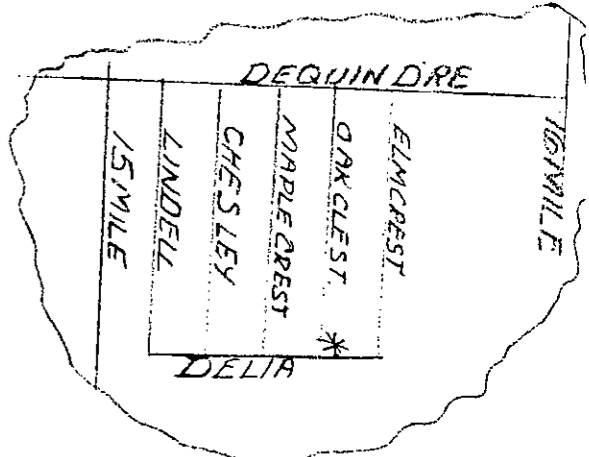
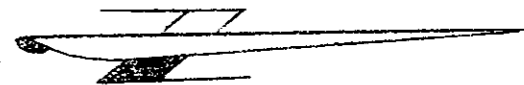
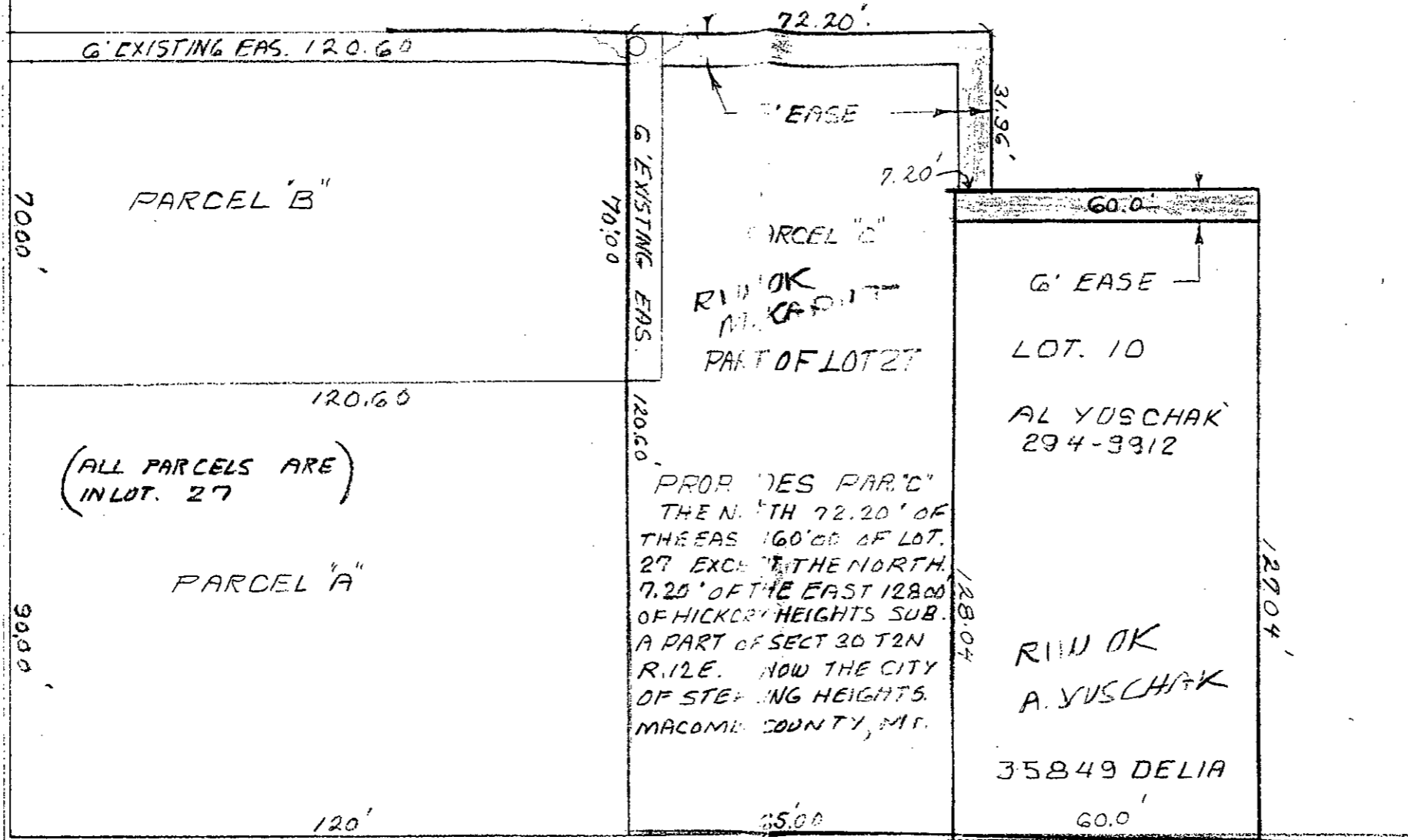
RECORDED RIGHT OF WAY NO. 42300-42201

PERMITS IN RECORD CENTER 2 R.E. & R/W DEPT. FILE 2 GRANTOR 2

NO. OF PERMITS 2 NO. OF STRUCTURES NO. OF MILES PERMITS TO MBT 2

DATE 10-4-91 SIGNED Michael M. Caba COMCAST 2

OAK CREST



PROVIDES PAR. "C"
THE NORTH 72.20' OF
THE EAST 160.00' OF LOT.
27 EXCEPT THE NORTH
7.20' OF THE EAST 128.04'
OF HICKORY HEIGHTS SUB.
A PART OF SECT 30 T2N
R. 12E. NOW THE CITY
OF STEERING HEIGHTS,
MACOMB COUNTY, MI.

OVERHEAD & UNDER GROUND
EASEMENT. REQ

DELIA DR

Job No 9104559

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		

THE DETROIT EDISON COMPANY - SERVICE PLANNING DEPARTMENT			
CITY OR TWP. STERLING	COUNTY MACOMB	QTR. & TWP. SECT. NO.	DEPT. ORDER NO.
MAP SECT. 1-337-386	TOWN RANGE	JOINT R/W REQUIRED YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>	R/W NO. MC-P563
PROJECT NAME CHARLEY COX	TEL. ENG'R. & DIST.	PROJ. OR PART NO.	
CIRCUIT DC-8071 MAUME	O.F.W. S.O. OR P.E. NO.		
REASON PROVIDE ELECT. SERVICE	BUDGET ITEM NO. IMBDA-MAB		
PLANNER M. DEMCHAK	SCALE 1" = 30'	DATE 7-17-91	

RECORDED RIGHT OF WAY NO. 42200-42201