



**UNDERGROUND EASEMENT (RIGHT OF WAY) NO. AS-7168**

On \* October 2, 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".

**"Grantor" is:**

A & I DEVELOPERS, INC., a Michigan corporation, 2660 Powell, Ann Arbor, Michigan 48104

**"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  
Columbia Associates, Limited Partnership/DBA/Columbia Cable of Michigan, a Michigan Limited Partnership, 2505 South Industrial Hwy., P.O. Box 998, Ann Arbor, Michigan 48106

**"Grantor's Land" is in the City of Ann Arbor, Washtenaw County, Michigan described as:**

**PARCEL A**

Lot 120 of "Kimberly Hills Subdivision" as recorded in Liber 3 of plats, Page 32, Washtenaw County Records and the North 10 feet of the West 94 feet of Lot 119.

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

All in accordance with Detroit Edison Drawing AS-7168 and dated 09/19/91, which is attached hereto and made a part hereof. The width of Right of Way is six (6) 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, lessees, licensees and assigns.

Witnesses:

X Richard Longwish  
RICHARD LONGWISH

X Terry L. Smart  
TERRY L. SMART

Grantor:

A & I DEVELOPERS, INC.,  
A Michigan Corporation

X Eduardo Icaza  
EDUARDO ICAZA, PRESIDENT

RECORDED  
OCT 11 10 51 AM '91  
WASHTENAW COUNTY MI  
REG. CLERK/REGISTER

RECORDED RIGHT OF WAY NO. 42331

Prepared by and Return to:

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

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Acknowledged before me in Washtenaw County, Michigan, on October 2, 1991  
by EDUARDO ICAZA the PRESIDENT  
of A & I DEVELOPERS, INC., a Michigan corporation, for the corporation.

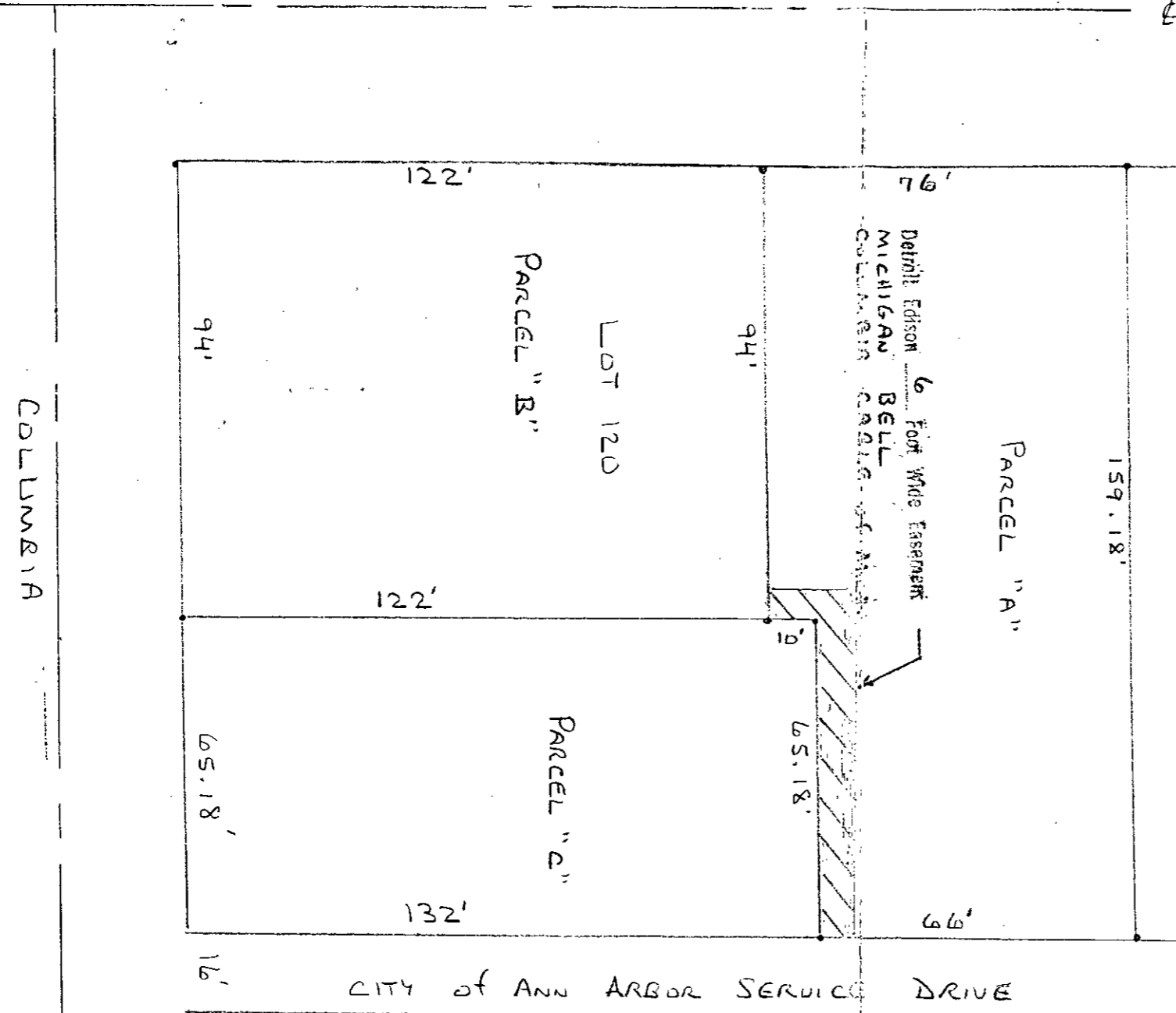
Notary's RICHARD LONGWISH  
Stamp Notary Public, Wayne County, MI  
My Commission Expires Mar. 11, 1995

Notary's Richard Longwish  
Signature

*acting in Washtenaw County, Michigan*

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

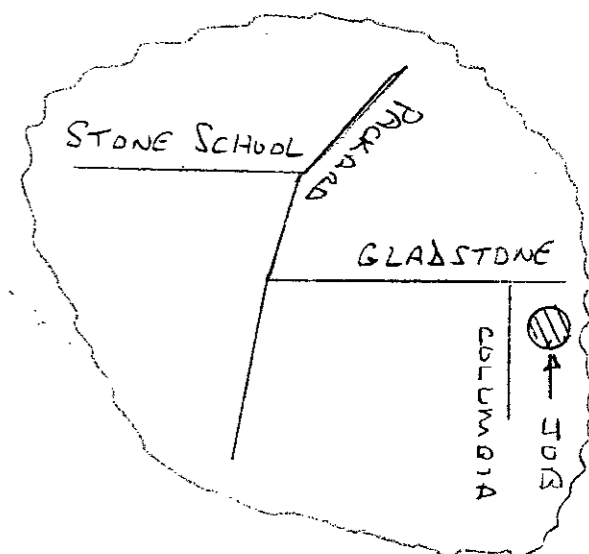
GLADSTONE



"KIMBERLEY HILLS SUB-DIVISION"  
LIBER 3 PAGE 32 WASHINGTON CO.  
S. W. 1/4 SECTION 3 PITTSFIELD TWP.

R/W NOTE !

PLEASE SECURE 6' EASEMENT FOR  
DETROIT EDISON, MICHIGAN BELL TELEPHONE  
& COLUMBIA CABLE OF MICHIGAN



DE. CO. TRK. # 91241141544      FJU - MBT. 636-1      FJU - CATV. 637-1

THE DETROIT EDISON COMPANY - SERVICE PLANNING DEPARTMENT			
CITY	COUNTY	QTR. & TWP. SECT. NO.	DEPT. ORDER NO.
ANN ARBOR	WASHINGTON	PIT SW. 1/4-3	A-37120
MAP SECT.	TOWN	RANGE	JOINT R/W REQUIRED
1-1666-272	1-1666-274		YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>
PROJECT NAME		TEL. ENG'R. & DIST.	PROJ. OR PART NO.
CIRCUIT		O.F.W. S.O. OR P.E. NO.	
DC 351 REGENT (4.8 KV)			
REASON		BUDGET ITEM NO.	
SERVE NEW HOUSE @ 2675 GLADSTONE		1MJA MAJ	
PLANNER		SCALE	DATE
TERRY SMART			9/19/91

**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

Ret  
9/20 ✓

Note p/bat x

RECORDED  
WASHTENAW COUNTY MI  
OCT 11 10 51 AM '91  
PEGGY M. HAINES  
COUNTY CLERK/REGISTRAR

13.00  
2.00

8333 0333003 3975 10:44AM 10/11/91 2.00  
SSRF  
NUMB 310  
MISC  
13.00  
10:43AM 10/11/91

RETURN TO:  
RICHARD LONGWISH  
THE DETROIT EDISON COMPANY  
425 S. MAIN STREET, ROOM 382  
ANN ARBOR, MI 48104

RECORDED RIGHT OF WAY NO. 42331