

UNDERGROUND EASEMENT (RIGHT OF WAY) NO. AS-7167

On October 15, 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:

~~████████████████████~~ MARTHA L. ATWELL, ~~████████████████████~~, 4340 Willis Road, Milan, Michigan 48160

"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
TVC-Sumpter Limited Partnership (Televista), a Michigan Limited Partnership, 37269 Huron River Road, New Boston, Michigan 48164

"Grantor's Land" is in York Township, Washtenaw County, Michigan described as:

***** See Reverse Side for Legal Description for Parcel B *****

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

The Southwesterly 12 feet of the described parcel. 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, lessees, licensees and assigns.

Witnesses:

Grantor:

Joann F. Nemeth

Joann F. Nemeth

James D. Nemeth

James D. Nemeth

MARtha L. Atwell
MARTHA L. ATWELL, HIS WIFE (Sole Owner)

Prepared by and Return to:

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

OVER

RECORDED RIGHT OF WAY NO. 48451

page 2 of 2

PARCEL B

Commencing at the North ¼ corner of Section 12, T4S, R6E, York Township, Washtenaw County, Michigan; thence West 668.37 feet along the North line of said Section 12 and the centerline of Willis Road; thence S 01°05'00" W 447.95 feet along the East line of the West ½ of the East ½ of the Northwest ¼ of said Section 12; thence West 325.00 feet; thence S 01°05'00" W 459.81 feet for a Place of Beginning; thence continuing S 01°05'00" W 215.23 feet; thence 66.30 feet along the arc of a 263.00 foot radius non-tangential circular curve to the left, with chord bearing N 25°34'12" W 66.13 feet; thence N 32°47'32" W 113.10 feet; thence N 57°12'28" E 111.66 feet to the Place of Beginning, being a part of the Northwest ¼ of said Section 12, containing 0.22 acres of land, more or less.

Acknowledged before me in Washtenaw County, Michigan, on October 13, 1991

by MARTHA L. ATWELL

Notary's Stamp

NORMA ANN MURNIGHAN
NOTARY PUBLIC STATE OF MICHIGAN
WASHTENAW COUNTY
MY COMMISSION EXP. JUNE 25, 1994

Notary's Signature

Norma Ann Murnighan
Norma Ann Murnighan

RECORDED
WASHTENAW COUNTY MI
OCT 24 11 18 AM '91
PEGGY H. HAINES
COUNTY CLERK/REGISTER

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RETURN TO:

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

SSRF 2.00
8333 0333003 4656 11:10AM 10/24/91
NUMB 309
DEED 9.00
8333 0333003 4656 11:10AM 10/24/91

AS Directed
154

0020

To (Supervisor, RE & R/W) RICHARD LONGWISH	For RE & R/W Dept. Use	Date Received	DE/Bell/C.P. No.
Division ANN ARBOR	Date 9-19-91	Application No. AS-7167	

We have included the following necessary material and information:

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.

Customer Tracking Number **91158130750**

REPORT OF REAL ESTATE AND MONTHLY OF WAY DEPARTMENT DRAWN AND INDICATED ON THIS SITE	PERMITS TO:
BY Richard Longwish	RECORD CENTER 1
DATE 11-8-91	RAW FILES 1
DATE WANTED	MIBT 1
DISTRICT FIELDMAN Richard Longwish	ORIGINATOR 1
	TOTAL 1

Information

1. Project Name APPLE HILL ESTATES NO. 2	County WASHTENAW
City/Township/Village YORK TWP	Section No. N 1/4 SEC 12
Type of Development <input type="checkbox"/> Proposed Subdivision <input type="checkbox"/> Subdivision <input type="checkbox"/> Apartment Complex <input type="checkbox"/> Mobile Home Park <input type="checkbox"/> Condominium UN PLATTED LAND <input checked="" type="checkbox"/> Other R/W TO COMP URD LOOP	Phone No. 572-0078
2. Name of Owner BILL ATWELL	Phone No.
Address 4340 WILLIS ROAD, MELAN MI. 48160	Phone No.

Date Service is Wanted **OCTOBER 1991**

4. Entire Project will be developed at one time Yes No

5. Joint easements required — Michigan Bell Telephone **- A-634-1** Yes No
 — Consumers Power Yes No

a. Name of Other Utilities If Not Michigan Bell Telephone or Consumers Power
A-635-1 - TVC - SUMPTER LIMITED PARTNERSHIP (INCORPORATED IN MICHIGAN)

b. Other Utility Engineer Names
ALAN KIRKJIM

Addresses
**37269 HURON RIVER DR.
NEW BOSTON MI. 48164**

Phone Numbers
753-3450

6. Additional Information or Comments
ALSO R/W #AS-7169 FOR THE SUBD. AS PLATTED (APPLE HILL EST NO. 2)
FU JU MEMO MIBT A-634-1
FU JU MEMO CATU A-635-1

Note: Trenching letter attached will be submitted later

Service Planner ROBERT D. GAJDA	Signed (Service Planning Supervisor) SEP 23 1991
Phone No. 761-4080	Address RM 328 AADHQ

L. C. BAILEY,

RECORDS RIGHT OF WAY NO. 42451

9-19-91

ROBERT D. GAJDA

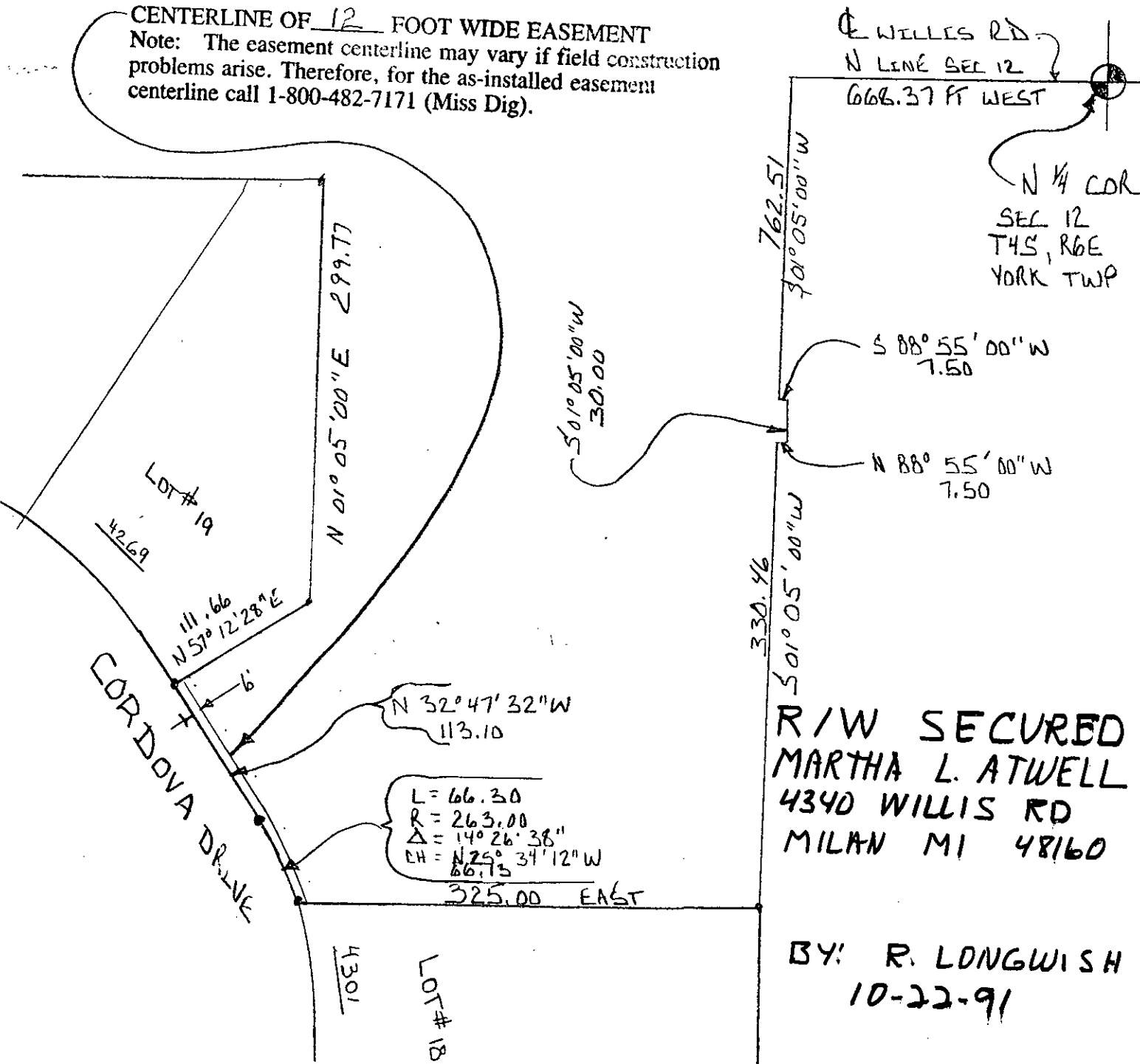
DRAWING NO. AS-7167

R/W ACROSS UNPATTED LAND
TO COMPLETE PRIMARY LOOP
PF J138 FOR APPLE HILL ESTATES NO. 2



CENTERLINE OF 12 FOOT WIDE EASEMENT

Note: The easement centerline may vary if field construction problems arise. Therefore, for the as-installed easement centerline call 1-800-482-7171 (Miss Dig).



RECORDED RIGHT OF WAY NO. 42451

R/W SECURED
MARTHA L. ATWELL
4340 WILLIS RD
MILAN MI 48160

BY: R. LONGWISH
10-22-91