

LIBER NO. 735 PAGE NO. 521-522
Melissa Miles
REGISTRY OF DEEDS
LAPEER COUNTY MICHIGAN

**PROJECT NAME - Maple Grove Subdivision
UNDERGROUND DISTRIBUTION EASEMENT (RIGHT OF WAY) NO. A-94719**

On September 23, 1991, for the consideration of system betterment, Grantor grants to Grantee a permanent underground distribution easement ("Right of Way") in, on and across a part of Grantor's Land called the "Right of Way Area".

"Grantor" is:

Marshall Chin and May Sue Chin, his wife & Marco Chin and Kyesook Chin, his wife, 1515 E. Maple Rd., Troy, MI

"Grantee" is:

The Detroit Edison Company, a Michigan corporation, 2000 Second Avenue, Detroit, Michigan 48226
General Telephone Company, 7362 Davison Road, Davison, Michigan 48423
Consumers Power, 2400 Weiss Street, Saginaw, Michigan 48602

"Grantor's Land" is in Township of Imlay, Lapeer County, Michigan described as:

See Reverse Side - Appendix "A"

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

A twelve (12) foot wide strip of land lying six (6) feet on each side of the electric cable as installed.

1. **Purpose:** The purpose of this Right of Way is to construct, reconstruct, modify, add to, operate and maintain 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. **Ground Elevation:** Grantor must grade the Right of Way Area to within four inches of final grade before Grantee installs its facilities. Grantor must maintain this ground elevation after Grantee installs its facilities.
7. **Damages:** If Grantor, its agents, employees or contractors, damage Grantee's facilities, Grantee shall make repairs at Grantor's expense.
8. **Successors:** This Right of Way runs with the land and binds and benefits Grantor's and Grantee's successors, lessees, licensees and assigns.

RECORDED RIGHT OF WAY NO. 42680

Witnesses:

[Signature]
Felix A. Pulte

[Signature]
Carol Peltier

Grantor:

[Signature]
Marshall Chin

[Signature]
May Sue Chin, his wife

[Signature]
Marco Chin

[Signature]
KYESOOK CHIN (his wife)

2

Input sheets
have been
completed for
this file.

Appendix "A"

Part of the Northwest 1/4 of Section 29, T7N-R12E, Michigan Meridian, Township of Imlay, Lapeer County, Michigan described as follows:

Commencing at the North 1/4 corner of said Section; thence South 03°11'32" East (bearings determined from M.D.O.T. Right-of-Way for I-69) 658.64 feet along the North-South 1/4 line of said Section; thence South 84°16'30" West 349.92 feet to the Point of Beginning;

Thence South 03°11'32" East 1490.83 feet; thence South 80°37'51" West 978.79 feet along the Northerly right-of-way line of I-69 Expressway; thence North 03°11'32" West 1553.10 feet; thence North 84°16'30" East 974.07 feet to the Point of Beginning.

Acknowledged before me in Lapeer County, Michigan, on Sept 23, 1991

by Marshall Chin and May Sue Chin, his wife

SHIRLEY M. KADETS
MACOMB COUNTY
ACTING IN OAKLAND COUNTY
MY COMM EXP JAN. 30, 1993

Notary's Stamp

Shirley M. Kadets

Notary's Signature

RECORDED RIGHT OF WAY NO. 42680

Acknowledged before me in Lapeer County, Michigan, on Sept 23, 1991

by Marco Chin and Kyesook Chin, his wife

SHIRLEY M. KADETS
MACOMB COUNTY
ACTING IN OAKLAND COUNTY
MY COMM EXP JAN. 30, 1993

Notary's Stamp

Shirley M. Kadets

Notary's Signature

2000 007

10

Drafter

| | |
|--------|-------|
| MISC D | 9.00 |
| ESMT | P0009 |
| REMOVT | 2.00 |