

LIBER 124967849

**UNDERGROUND EASEMENT (RIGHT OF WAY) NO. O-1581**

On Dec. 13<sup>th</sup>, 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:**

Jerome B. York, a single man, 5935 Winkler Mill, Rochester, Michigan 48306

B#92 REG/DEEDS PAID  
0001 APR.06'92 01:34PM  
1772 MISC 7.00

**"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  
United Artists Cable of Oakland County, Inc., a Michigan corporation, 4500 Delemere Blvd., Royal Oak, Michigan 48073

**"Grantor's Land" is in Oakland Township, Oakland County, described as:**

Sec. 36, T4N., R11E., part of E 1/2 of SE 1/4, beg at pt dist N 01°26'00" E 194.51 ft and N 88°49'30" W 786 ft from SE sec cor, th N 88°49'30" W 568.72 ft, th N 01°30'00" E 403.91 ft, th S 88°49'30" E 568.30 ft, th S 01°26'00" W 403.91 ft to beginning. 5.27 acres. Sidwell No: 10-36-476-002

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

The north 10 feet of the above described property.

- 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 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.

RECORDED RIGHT OF WAY NO. 42853

**Witnesses:**(type or print name below signature)

**Grantor:**(type or print name below signature)

Charlene Tenbusch  
Charlene Tenbusch

Jerome B. York  
Jerome B. York

Ingrid J. Santti  
Ingrid J. Santti

B#92 REG/DEEDS PAID  
0001 APR.06'92 01:34PM  
1772 RMT FEE 2.00

Acknowledged before me in WAYNE County, Michigan, on 12/13, 1991 by Jerome B. York, a single man.

ZENDA MADDOX  
Notary Public, Wayne County, Mich.  
My Commission Expires September 2, 1993.

Notary's Signature Zenda Maddox

Prepared by and Return to: Terry L. Benedict, 30400 Telegraph Rd., Suite 277, Birmingham, Mi 48025

O.K. - TS

Return on Back

624780 56

Oakland Twp

SE 1/4, E 1/2 of

Sec. 36

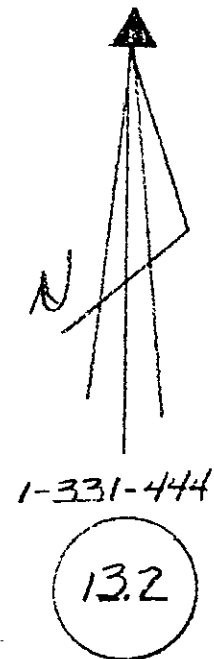
42853

Jerome B. York

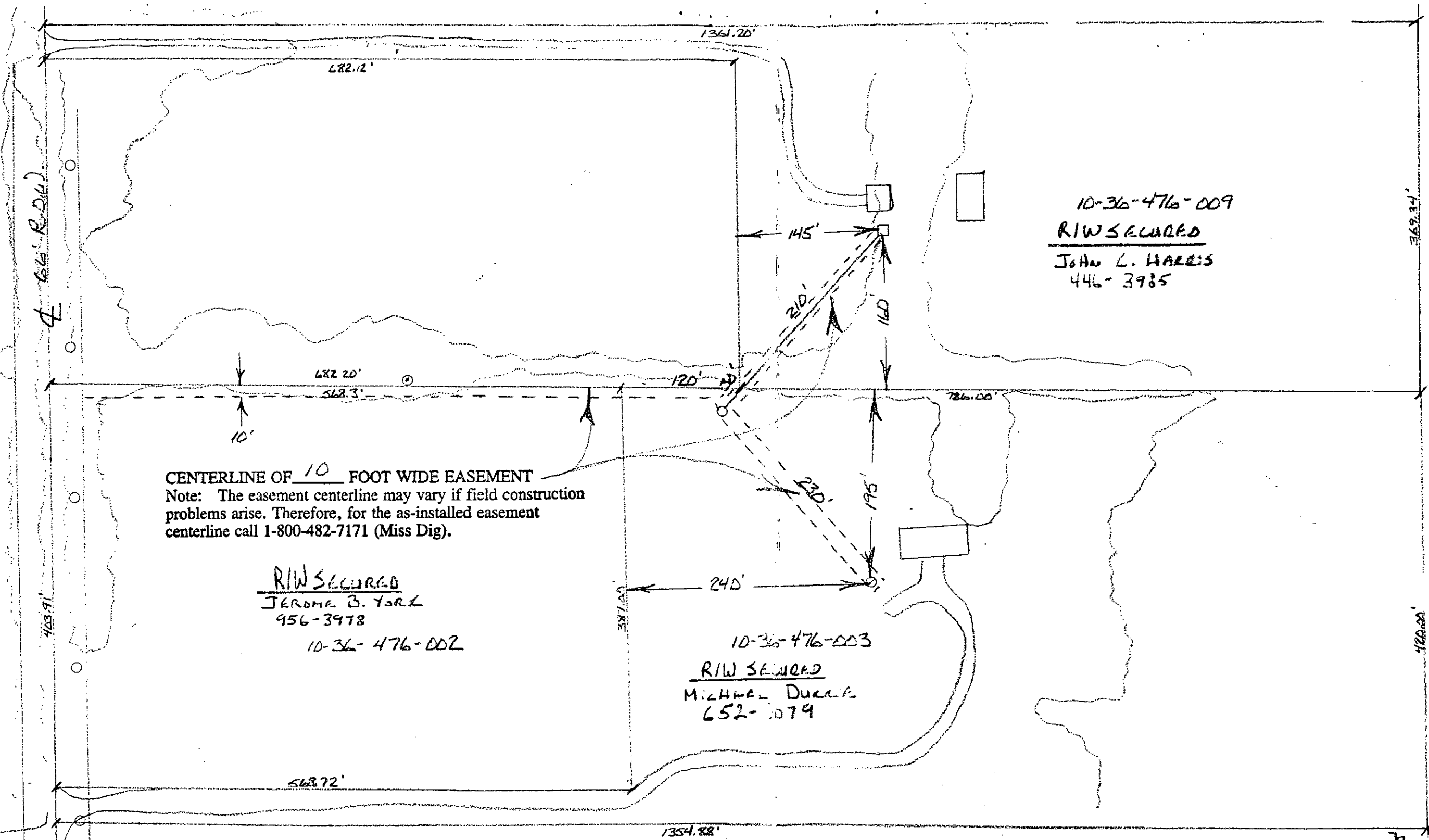
Return To:

Detroit Edison Company  
Pontiac Service Center Clerk  
30400 Telegraph Rd., Rm. 240  
Birmingham, Mi 48025

APPROVED AS TO FORM 1/13/92 DATE  
LEGAL DEPARTMENT [Signature]



RECORDED RIGHT OF WAY NO. 42851-42853



**CENTERLINE OF 10 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).

R/W SECURED  
 JEROME B. YORK  
 956-3978  
 10-36-476-002

R/W SECURED  
 MICHAEL DURAK  
 652-1079  
 10-36-476-003

R/W SECURED  
 JOHN L. HARRIS  
 446-3985  
 10-36-476-009

R/W NOTES  
 10' WIDE RECORDED EASEMENT FOR PUBLIC UTILITIES REQUIRED AS SHOWN.  
 FUTURE J.U. MEHD #D-6687 TO HBT  
 JOANNE RUPERS 456-0855  
 FUTURE J.U. MEHD #D-6688 TO CATU  
 JIM KREMER 549-1236

R/W SECURED 21'  
 THOMAS BENEDICT  
 645-4372

MEAD  
 YUNKLER MILL

THE DETROIT EDISON COMPANY - SERVICE PLANNING DEPARTMENT			
CITY OR TWP. <b>ZARLAND</b>	COUNTY <b>OAKLAND</b>	QTR. & TWP/SECT. NO. <b>SE 1/4 36</b>	DEPT. ORDER NO.
MAP SECT. <b>7-331-444</b>	TOWN <b>40. 71E</b>	RANGE <b>71E</b>	R/W NO. <b>1581</b>
PROJECT NAME <b>J. RUPERS P.O.E.</b>		JOINT R/W REQUIRED <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	PROJ. OR PART NO.
CIRCUIT <b>885D TIENKER 13.2KV</b>	REASON <b>1A-UG CONVERSION</b>		O.F.W. S.O. OR P.E. NO.
PLANNER <b>G.R. HOISSON</b>	SCALE <b>1"=100'</b>	BUDGET ITEM NO. <b>1AHOA-MAH</b>	
			DATE <b>11-15-91</b>