

APPLICATION FOR RIGHT OF WAY

DE-963-0811 5-7455 (MS 80)

Washington Twp
Sec. 31

PLEASE SECURE RIGHT OF WAY AS FOLLOWS:

DATE April 6, 1992

LOCATION 57380 Mt. Vernon - Parcel A

APPLICATION NO. R-9200605-01R

CITY OR VILLAGE _____

DEPT. ORDER NO. _____

TOWNSHIP Washington COUNTY Macomb

O. F. W. NO. _____

BUDGET ITEM NO. _____

DATE BY WHICH RIGHT OF WAY IS WANTED 4-21-92

INQUIRY NO. _____

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

JOINT RIGHT OF WAY REQUIRED YES 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 10 Ft. recorded U.G. easement

PURPOSE OF RIGHT OF WAY Provide U.G. distribution facilities for new home.

SIGNED _____

Shelby Service Center Service Planning
OFFICE DEPARTMENT

REPORT OF REAL ESTATE AND RIGHTS OF WAY DEPT.

R/W secured as requested

RECORDED RIGHT OF WAY NO. 42889

PERMITS IN RECORD CENTER 1 R.E. & R/W DEPT. FILE 1 GRANTOR 1

NO. OF PERMITS 1 NO. OF STRUCTURES _____ NO. OF MILES _____ PERMITS TO MBT 1

DATE 4-14-92 SIGNED Michael Ser'Cat

UNDERGROUND EASEMENT (RIGHT OF WAY) NO. R-9200605-01R

On 4/10/92, 1992, 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:

Norman J. Pokley, 57380 Mt. Vernon Road, Washington, Michigan 48094

"Grantee" is:

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

Michigan Bell Telephone Co, a Michigan Corporation, 444 Michigan Ave, Detroit, MI 48226

"Grantor's Land" is in Washington Township, Macomb County, Michigan described as:

A parcel of land located in and being a part of the Southwest 1/4 of Section 31, T4N, R12E, Washington Township, Macomb County, Michigan, and being more particularly described as follows: Commencing at a point 1000.03 feet East and 600.0 feet North 0° 26' East of the Southwest corner of said Section 31 and thence extending North 0° 26' East 446.0 feet along the centerline of Mt. Vernon Road; thence North 65° 43' 30" East 438.10 feet; thence South 57° 13' East 287.0 feet; thence South 0° 23' East 332.20 feet; thence South 77° 54' 10" West 660.90 feet to the point of beginning.

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

A ten (10) foot easement as shown on drawing No. R-9200605-01R attached hereto and made a part hereof.

RECORDED IN MACOMB COUNTY
RECORDS AT:

3:14 p.
APR 29 1992

Edna Hill

CLERK - REGISTER OF DEEDS
MACOMB COUNTY, MICHIGAN

RECORDED RIGHT OF WAY NO. 42-889

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:(type or print name under signature)

Grantor:(type or print name under signature)

x Michael J. McCabe
MICHAEL J. McCABE

Norman J. Pokley
Norman J. Pokley, a single man

x Robert J. Buccar
ROBERT J. BUCCAR

Acknowledged before me in MACOMB County, Michigan, on APRIL 10, 1992 by NORMAN J. POKLEY, a SINGLE MAN.

Notary's Stamp _____ Notary's Signature _____

Michael J. McCabe

Prepared by and Return to:

Michael J. McCabe, 15600 19 Mile Road, Mt. Clemens, MI 48058

MICHAEL J. McCABE
Notary Public, Macomb County, MI
Commission Expires Feb. 4, 1996

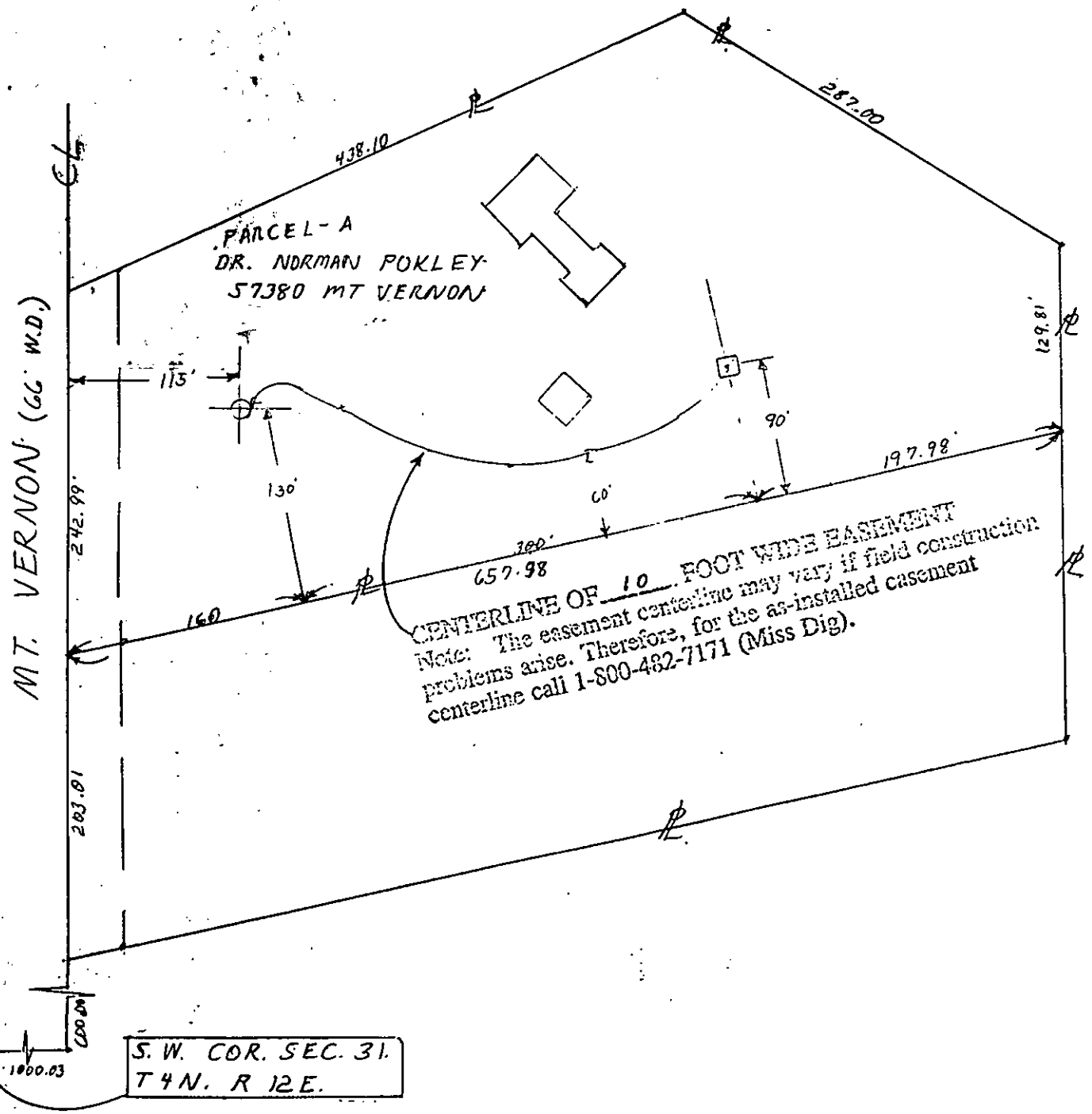
RECORDED RIGHT OF WAY NO.

42889

APPROVED AS TO FORM 1/23/92 DATE
LEGAL DEPARTMENT WPA



4-1-92.
DRAWING NO. R-9200605-01R. BY R. BURCAR
R/W FOR 57380 MT VERNON.

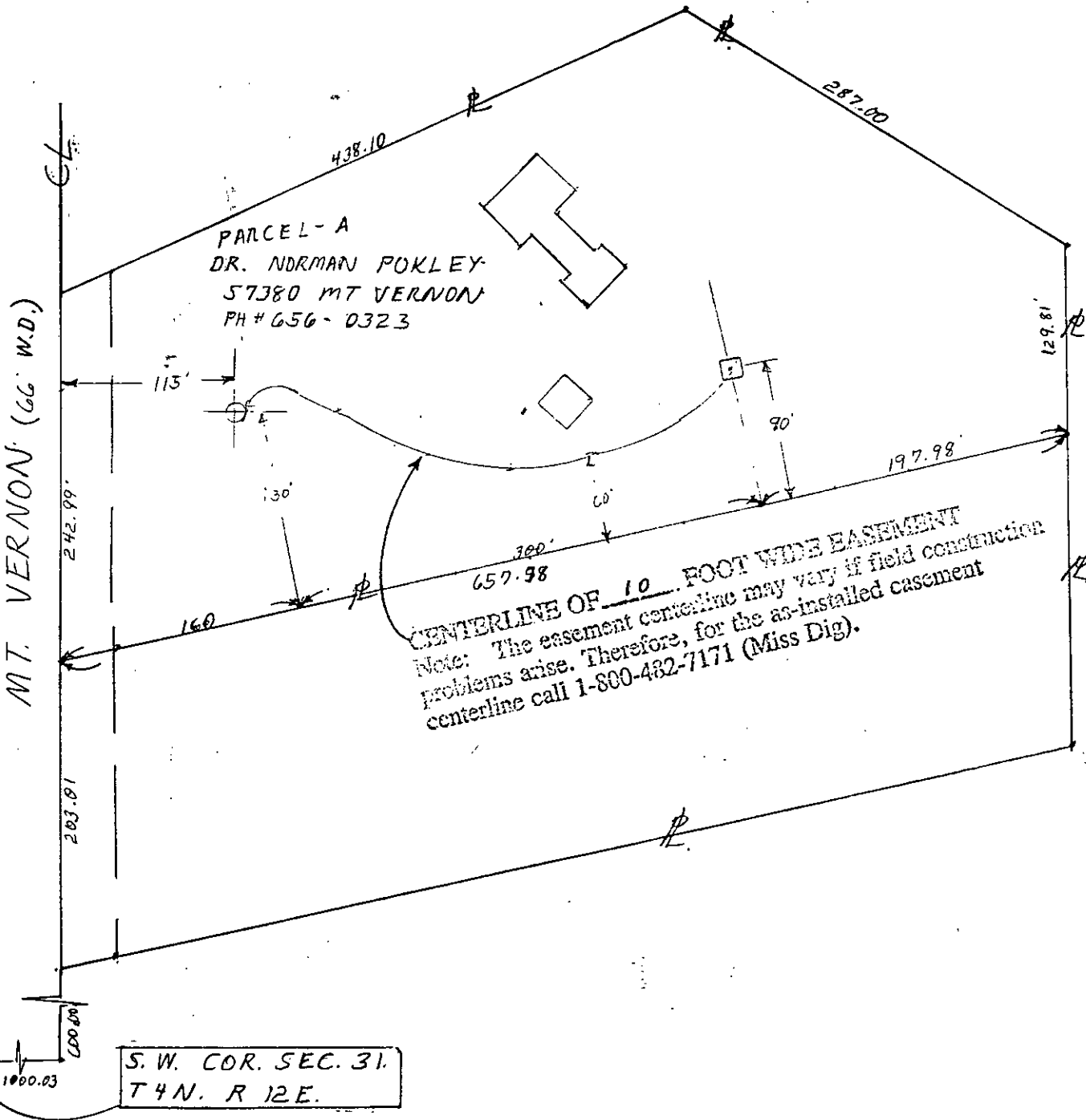


RECORDED RIGHT OF WAY NO. 42889



4-1-92.

DRAWING NO. R-9200605-01R. BY R. BURCAR
R/W FOR 57380 MT VERNON.



PARCEL - A
DR. NORMAN FOKLEY
57380 MT VERNON
PH # 656-0323

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).

S.W. COR. SEC. 31.
T4N. R 12E.

RECORDED RIGHT OF WAY NO. 42889